Senate Bill No. 1502

June Special Session, Public Act No. 17-2

AN ACT CONCERNING THE STATE BUDGET FOR THE BIENNIUM ENDING JUNE 30, 2019, MAKING APPROPRIATIONS THEREFOR, AUTHORIZING AND ADJUSTING BONDS OF THE STATE AND IMPLEMENTING PROVISIONS OF THE BUDGET.

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

Section 1. (*Effective from passage*) The following sums are appropriated from the GENERAL FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
LEGISLATIVE		
LEGISLATIVE MANAGEMENT		
Personal Services	43,542,854	43,332,854
Other Expenses	13,364,982	13,975,741
Equipment	100,000	100,000
Interim Salary/Caucus Offices	452,875	452,875
Redistricting	100,000	100,000
Old State House	500,000	500,000
Interstate Conference Fund	377,944	377,944
New England Board of Higher Education	183,750	183,750
AGENCY TOTAL	58,622,405	59,023,164

AUDITORS OF PUBLIC ACCOUNTS		
Personal Services	10,349,151	10,349,151
Other Expenses	272,143	272,143
AGENCY TOTAL	10,621,294	10,621,294
COMMISSION ON WOMEN, CHILDREN, SENIORS		
Personal Services	400,000	400,000
Other Expenses	30,000	30,000
AGENCY TOTAL	430,000	430,000
COMMISSION ON EQUITY AND OPPORTUNITY		
Personal Services	400,000	400,000
Other Expenses	30,000	30,000
AGENCY TOTAL	430,000	430,000
GENERAL GOVERNMENT		
GOVERNOR'S OFFICE		
Personal Services	1,998,912	1,998,912
Other Expenses	185,402	185,402
New England Governors' Conference	74,391	74,391
National Governors' Association	116,893	116,893
AGENCY TOTAL	2,375,598	2,375,598
SECRETARY OF THE STATE		
Personal Services	2,623,326	2,623,326
Other Expenses	1,747,593	1,747,589
Commercial Recording Division	4,610,034	4,610,034
AGENCY TOTAL	8,980,953	8,980,949
LIEUTENANT GOVERNOR'S OFFICE		
Personal Services	591,699	591,699
Other Expenses	60,264	60,264
AGENCY TOTAL	651,963	651,963

ELECTIONS ENFORCEMENT COMMISSION		
Elections Enforcement Commission	3,125,570	3,125,570
OFFICE OF STATE ETHICS		
Information Technology Initiatives	28,226	28,226
Office of State Ethics	1,403,529	1,403,529
AGENCY TOTAL	1,431,755	1,431,755
FREEDOM OF INFORMATION COMMISSION		
Freedom of Information Commission	1,513,476	1,513,476
STATE TREASURER		
Personal Services	2,838,478	2,838,478
Other Expenses	132,225	132,225
AGENCY TOTAL	2,970,703	2,970,703
STATE COMPTROLLER		
Personal Services	22,655,097	22,655,097
Other Expenses	4,748,854	4,748,854
AGENCY TOTAL	27,403,951	27,403,951
DEPARTMENT OF REVENUE SERVICES		
Personal Services	56,380,743	56,210,743
Other Expenses	7,961,117	6,831,117
AGENCY TOTAL	64,341,860	63,041,860
OFFICE OF GOVERNMENTAL ACCOUNTABILITY		
Other Expenses	34,218	34,218
Child Fatality Review Panel	94,734	94,734
Contracting Standards Board	257,894	257,894
Judicial Review Council	124,509	124,509
Judicial Selection Commission	82,097	82,097

Office of the Child Advocate	630,059	630,059
Office of the Victim Advocate	387,708	387,708
Board of Firearms Permit Examiners	113,272	113,272
AGENCY TOTAL	1,724,491	1,724,491
OFFICE OF POLICY AND MANAGEMENT		
Personal Services	10,006,964	10,006,964
Other Expenses	1,098,084	1,098,084
Automated Budget System and Data Base Link	39,668	39,668
Justice Assistance Grants	910,489	910,489
Project Longevity	850,000	850,000
Council of Governments	2,750,000	5,000,000
Tax Relief For Elderly Renters	12,685,377	13,666,177
Reimbursement to Towns for Loss of Taxes on State Property	51,596,345	56,045,788
Reimbursements to Towns for Private Tax-Exempt Property	100,900,058	105,889,432
Reimbursement Property Tax - Disability Exemption	374,065	374,065
Property Tax Relief Elderly Freeze Program	65,000	65,000
Property Tax Relief for Veterans	2,777,546	2,777,546
Municipal Revenue Sharing	35,221,814	36,819,135
Municipal Restructuring	28,000,000	28,000,000
Municipal Transition	36,000,000	15,000,000
Municipal Stabilization Grant	56,903,954	37,753,335
AGENCY TOTAL	340,179,364	314,295,683
DEPARTMENT OF VETERANS' AFFAIRS		
Personal Services	19,914,195	17,914,195
Other Expenses	3,056,239	3,056,239
SSMF Administration	521,833	521,833
Burial Expenses	6,666	6,666
Headstones	307,834	307,834
AGENCY TOTAL	23,806,767	21,806,767
DEPARTMENT OF ADMINISTRATIVE		

SERVICES		
Personal Services	47,168,198	47,168,198
Other Expenses	28,543,249	28,804,457
Loss Control Risk Management	92,634	92,634
Employees' Review Board	17,611	17,611
Surety Bonds for State Officials and Employees	65,949	147,524
Refunds Of Collections	21,453	21,453
Rents and Moving	10,562,692	11,318,952
W. C. Administrator	5,000,000	5,000,000
Connecticut Education Network	952,907	
State Insurance and Risk Mgmt. Operations	10,719,619	10,917,391
IT Services	12,489,014	12,384,014
Firefighters Fund	400,000	400,000
AGENCY TOTAL	116,033,326	116,272,234
ATTORNEY GENERAL		
Personal Services	30,323,304	30,923,304
Other Expenses	968,906	1,068,906
AGENCY TOTAL	31,292,210	31,992,210
DIVISION OF CRIMINAL JUSTICE		
Personal Services	44,094,555	44,021,057
Other Expenses	2,276,404	2,273,280
Witness Protection	164,148	164,148
Training And Education	27,398	27,398
Expert Witnesses	135,413	135,413
Medicaid Fraud Control	1,041,425	1,041,425
Criminal Justice Commission	409	409
Cold Case Unit	228,213	228,213
Shooting Taskforce	1,034,499	1,034,499
AGENCY TOTAL	49,002,464	48,925,842
REGULATION AND PROTECTION		
DEPARTMENT OF EMERGENCY SERVICES		

AND PUBLIC PROTECTION		
Personal Services	144,109,537	146,234,975
Other Expenses	26,623,919	26,611,310
Stress Reduction	25,354	25,354
Fleet Purchase	6,202,962	6,581,737
Workers' Compensation Claims	4,541,962	4,636,817
Criminal Justice Information System	2,392,840	2,739,398
Fire Training School - Willimantic	150,076	150,076
Maintenance of County Base Fire Radio Network	21,698	21,698
Maintenance of State-Wide Fire Radio Network	14,441	14,441
Police Association of Connecticut	172,353	172,353
Connecticut State Firefighter's Association	176,625	176,625
Fire Training School - Torrington	81,367	81,367
Fire Training School - New Haven	48,364	48,364
Fire Training School - Derby	37,139	37,139
Fire Training School - Wolcott	100,162	100,162
Fire Training School - Fairfield	70,395	70,395
Fire Training School - Hartford	169,336	169,336
Fire Training School - Middletown	68,470	68,470
Fire Training School - Stamford	55,432	55,432
AGENCY TOTAL	185,062,432	187,995,449
MILITARY DEPARTMENT		
Personal Services	2,711,254	2,711,254
Other Expenses	2,262,356	2,284,779
Honor Guards	525,000	525,000
Veteran's Service Bonuses	93,333	93,333
AGENCY TOTAL	5,591,943	5,614,366
DEPARTMENT OF CONSUMER PROTECTION		
Personal Services	12,749,297	12,749,297
Other Expenses	1,193,685	1,193,685
AGENCY TOTAL	13,942,982	13,942,982

LABOR DEPARTMENT		
Personal Services	8,747,739	8,747,739
Other Expenses	1,080,343	1,080,343
CETC Workforce	619,591	619,591
Workforce Investment Act	36,758,476	36,758,476
Job Funnels Projects	108,656	108,656
Connecticut's Youth Employment Program	1,000,000	4,000,000
Jobs First Employment Services	13,869,606	13,869,606
Apprenticeship Program	465,342	465,342
Spanish-American Merchants Association	400,489	400,489
Connecticut Career Resource Network	153,113	153,113
STRIVE	108,655	108,655
Opportunities for Long Term Unemployed	1,753,994	1,753,994
Veterans' Opportunity Pilot	227,606	227,606
Second Chance Initiative	444,861	444,861
Cradle To Career	100,000	100,000
New Haven Jobs Funnel	344,241	344,241
Healthcare Apprenticeship Initiative	500,000	1,000,000
Manufacturing Pipeline Initiative	500,000	1,000,000
AGENCY TOTAL	67,182,712	71,182,712
COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES		
Personal Services	5,916,770	5,880,844
Other Expenses	302,061	302,061
Martin Luther King, Jr. Commission	5,977	5,977
AGENCY TOTAL	6,224,808	6,188,882
CONSERVATION AND DEVELOPMENT		
DEPARTMENT OF AGRICULTURE		
Personal Services	3,610,221	3,610,221
Other Expenses	845,038	845,038
Senior Food Vouchers	350,442	350,442
Tuberculosis and Brucellosis Indemnity	97	97

WIC Coupon Program for Fresh Produce	167,938	167,938
AGENCY TOTAL	4,973,736	4,973,736
DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION		
Personal Services	23,162,728	22,144,784
Other Expenses	1,408,267	527,266
Mosquito Control	224,243	221,097
State Superfund Site Maintenance	399,577	399,577
Laboratory Fees	129,015	129,015
Dam Maintenance	120,486	113,740
Emergency Spill Response	6,481,921	6,481,921
Solid Waste Management	3,613,792	3,613,792
Underground Storage Tank	855,844	855,844
Clean Air	3,925,897	3,925,897
Environmental Conservation	5,263,481	4,950,803
Environmental Quality	8,434,764	8,410,957
Greenways Account	2	2
Fish Hatcheries	2,079,562	2,079,562
Interstate Environmental Commission	44,937	44,937
New England Interstate Water Pollution Commission	26,554	26,554
Northeast Interstate Forest Fire Compact	3,082	3,082
Connecticut River Valley Flood Control Commission	30,295	30,295
Thames River Valley Flood Control Commission	45,151	45,151
AGENCY TOTAL	56,249,598	54,004,276
COUNCIL ON ENVIRONMENTAL QUALITY		
Personal Services	173,190	
Other Expenses	613	
AGENCY TOTAL	173,803	
DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		

Personal Services	7,145,317	7,145,317
Other Expenses	527,335	527,335
Statewide Marketing	6,435,000	
Hartford Urban Arts Grant	242,371	
New Britain Arts Council	39,380	
Main Street Initiatives	100,000	
Office of Military Affairs	187,575	187,575
CCAT-CT Manufacturing Supply Chain	497,082	
Capital Region Development Authority	6,261,621	6,299,121
Neighborhood Music School	80,540	
Municipal Regional Development Authority		610,500
Nutmeg Games	40,000	
Discovery Museum	196,895	
National Theatre of the Deaf	78,758	
CONNSTEP	390,471	
Connecticut Science Center	446,626	
CT Flagship Producing Theaters Grant	259,951	
Performing Arts Centers	787,571	
Performing Theaters Grant	306,753	
Arts Commission	1,497,298	
Art Museum Consortium	287,313	
Litchfield Jazz Festival	29,000	
Arte Inc.	20,735	
CT Virtuosi Orchestra	15,250	
Barnum Museum	20,735	
Various Grants	130,000	
Greater Hartford Arts Council	74,079	
Stepping Stones Museum for Children	30,863	
Maritime Center Authority	303,705	
Connecticut Humanities Council	850,000	
Amistad Committee for the Freedom Trail	36,414	
Amistad Vessel	263,856	
New Haven Festival of Arts and Ideas	414,511	
New Haven Arts Council	52,000	
Beardsley Zoo	253,879	
Mystic Aquarium	322,397	

Northwestern Tourism	400,000	
Eastern Tourism	400,000	
Central Tourism	400,000	
Twain/Stowe Homes	81,196	
Cultural Alliance of Fairfield	52,000	
AGENCY TOTAL	29,958,477	14,769,848
DEPARTMENT OF HOUSING		
Personal Services	1,853,013	1,853,013
Other Expenses	162,047	162,047
Elderly Rental Registry and Counselors	1,035,431	1,035,431
Homeless Youth	2,329,087	2,329,087
Subsidized Assisted Living Demonstration	2,084,241	2,084,241
Congregate Facilities Operation Costs	7,336,204	7,336,204
Elderly Congregate Rent Subsidy	1,982,065	1,982,065
Housing/Homeless Services	74,024,210	78,628,792
Housing/Homeless Services - Municipality	586,965	586,965
AGENCY TOTAL	91,393,263	95,997,845
AGRICULTURAL EXPERIMENT STATION		
Personal Services	5,636,399	5,636,399
Other Expenses	910,560	910,560
Mosquito Control	502,312	502,312
Wildlife Disease Prevention	92,701	92,701
AGENCY TOTAL	7,141,972	7,141,972
HEALTH		
DEPARTMENT OF PUBLIC HEALTH		
Personal Services	35,454,225	34,180,177
Other Expenses	7,799,552	7,908,041
Children's Health Initiatives	2,935,769	2,935,769
Community Health Services	1,689,268	1,900,431
Rape Crisis	558,104	558,104
Local and District Departments of Health	4,144,588	4,144,588
School Based Health Clinics	11,039,012	11,039,012

AGENCY TOTAL	63,620,518	62,666,122
OFFICE OF HEALTH STRATEGY		
Personal Services		1,937,390
Other Expenses		38,042
AGENCY TOTAL		1,975,432
OFFICE OF THE CHIEF MEDICAL EXAMINER		
Personal Services	4,926,809	4,926,809
Other Expenses	1,435,536	1,435,536
Equipment	26,400	23,310
Medicolegal Investigations	22,150	22,150
AGENCY TOTAL	6,410,895	6,407,805
DEPARTMENT OF DEVELOPMENTAL SERVICES		
Personal Services	207,943,136	206,888,083
Other Expenses	16,665,111	16,590,769
Housing Supports and Services		350,000
Family Support Grants	3,700,840	3,700,840
Clinical Services	2,372,737	2,365,359
Workers' Compensation Claims	13,823,176	13,823,176
Behavioral Services Program	22,478,496	22,478,496
Supplemental Payments for Medical Services	3,761,425	3,761,425
ID Partnership Initiatives	1,400,000	1,900,000
Rent Subsidy Program	4,879,910	4,879,910
Employment Opportunities and Day Services	242,551,827	251,900,305
AGENCY TOTAL	519,576,658	528,638,363
DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES		
Personal Services	185,075,887	185,075,887
Other Expenses	24,412,372	24,412,372
Housing Supports and Services	23,269,681	23,269,681
Managed Service System	56,505,032	56,505,032

Legal Services	700,144	700,144
Connecticut Mental Health Center	7,848,323	7,848,323
Professional Services	11,200,697	11,200,697
General Assistance Managed Care	41,449,129	42,160,121
Workers' Compensation Claims	11,405,512	11,405,512
Nursing Home Screening	636,352	636,352
Young Adult Services	76,859,968	76,859,968
TBI Community Services	8,779,723	8,779,723
Jail Diversion	95,000	190,000
Behavioral Health Medications	6,720,754	6,720,754
Medicaid Adult Rehabilitation Option	4,269,653	4,269,653
Discharge and Diversion Services	24,533,818	24,533,818
Home and Community Based Services	22,168,382	24,173,942
Nursing Home Contract	417,953	417,953
Pre-Trial Account	620,352	620,352
Forensic Services	10,235,895	10,140,895
Katie Blair House	15,000	15,000
Grants for Substance Abuse Services	17,788,229	17,788,229
Grants for Mental Health Services	65,874,535	65,874,535
Employment Opportunities	8,901,815	8,901,815
AGENCY TOTAL	609,784,206	612,500,758
PSYCHIATRIC SECURITY REVIEW BOARD		
Personal Services	271,444	271,444
Other Expenses	26,387	26,387
AGENCY TOTAL	297,831	297,831
HUMAN SERVICES		
DEPARTMENT OF SOCIAL SERVICES		
Personal Services	122,536,340	122,536,340
Other Expenses	143,029,224	146,570,860
Genetic Tests in Paternity Actions	81,906	81,906
State-Funded Supplemental Nutrition Assistance Program	31,205	
HUSKY B Program	5,060,000	5,320,000

Medicaid	2,619,440,000	2,733,065,000
Old Age Assistance	38,506,679	38,026,302
Aid To The Blind	577,715	584,005
Aid To The Disabled	60,874,851	59,707,546
Temporary Family Assistance - TANF	70,131,712	70,131,712
Emergency Assistance	1	1
Food Stamp Training Expenses	9,832	9,832
DMHAS-Disproportionate Share	108,935,000	108,935,000
Connecticut Home Care Program	42,090,000	46,530,000
Human Resource Development-Hispanic Programs	697,307	697,307
Community Residential Services	553,929,013	571,064,720
Protective Services to the Elderly		785,204
Safety Net Services	1,840,882	1,840,882
Refunds Of Collections	94,699	94,699
Services for Persons With Disabilities	370,253	370,253
Nutrition Assistance	725,000	837,039
State Administered General Assistance	19,431,557	19,334,722
Connecticut Children's Medical Center	11,391,454	10,125,737
Community Services	688,676	688,676
Human Service Infrastructure Community Action Program	2,994,488	3,209,509
Teen Pregnancy Prevention	1,271,286	1,271,286
Programs for Senior Citizens	7,895,383	7,895,383
Family Programs - TANF	316,835	316,835
Domestic Violence Shelters	5,304,514	5,353,162
Hospital Supplemental Payments	598,440,138	496,340,138
Human Resource Development-Hispanic Programs - Municipality	4,120	4,120
Teen Pregnancy Prevention - Municipality	100,287	100,287
AGENCY TOTAL	4,416,800,357	4,451,828,463
DEPARTMENT OF REHABILITATION SERVICES		
Personal Services	4,843,781	4,843,781
Other Expenses	1,398,021	1,398,021
Educational Aid for Blind and Visually	4,040,237	4,040,237

Handicapped Children		
Employment Opportunities – Blind & Disabled	1,032,521	1,032,521
Vocational Rehabilitation - Disabled	7,354,087	7,354,087
Supplementary Relief and Services	45,762	45,762
Special Training for the Deaf Blind	268,003	268,003
Connecticut Radio Information Service	27,474	27,474
Independent Living Centers	420,962	420,962
AGENCY TOTAL	19,430,848	19,430,848
EDUCATION, MUSEUMS, LIBRARIES		
DEPARTMENT OF EDUCATION		
Personal Services	16,264,240	16,264,240
Other Expenses	3,261,940	3,261,940
Development of Mastery Exams Grades 4, 6, and 8	10,443,016	10,443,016
Primary Mental Health	383,653	383,653
Leadership, Education, Athletics in Partnership (LEAP)	462,534	462,534
Adult Education Action	216,149	216,149
Connecticut Writing Project	30,000	30,000
Resource Equity Assessments	134,379	
Neighborhood Youth Centers	650,172	650,172
Longitudinal Data Systems	1,212,945	1,212,945
Sheff Settlement	11,027,361	11,027,361
Parent Trust Fund Program	395,841	395,841
Regional Vocational-Technical School System	133,875,227	133,918,454
Commissioner's Network	10,009,398	10,009,398
Local Charter Schools	480,000	540,000
Bridges to Success	40,000	40,000
K-3 Reading Assessment Pilot	2,461,580	2,461,940
Talent Development	650,000	650,000
School-Based Diversion Initiative	1,000,000	1,000,000
Technical High Schools Other Expenses	23,861,660	23,861,660
American School For The Deaf	8,257,514	8,257,514

Regional Education Services	350,000	350,000
Family Resource Centers	5,802,710	5,802,710
Charter Schools	109,821,500	116,964,132
Youth Service Bureau Enhancement	648,859	648,859
Child Nutrition State Match	2,354,000	2,354,000
Health Foods Initiative	4,101,463	4,151,463
Vocational Agriculture	10,228,589	10,228,589
Adult Education	20,383,960	20,383,960
Health and Welfare Services Pupils Private Schools	3,526,579	3,526,579
Education Equalization Grants	1,986,183,701	2,017,131,405
Bilingual Education	2,848,320	2,848,320
Priority School Districts	38,103,454	38,103,454
Young Parents Program	106,159	106,159
Interdistrict Cooperation	3,050,000	3,050,000
School Breakfast Program	2,158,900	2,158,900
Excess Cost - Student Based	142,542,860	142,119,782
Youth Service Bureaus	2,598,486	2,598,486
Open Choice Program	38,090,639	40,090,639
Magnet Schools	328,058,158	326,508,158
After School Program	4,720,695	4,720,695
AGENCY TOTAL	2,930,796,641	2,968,933,107
OFFICE OF EARLY CHILDHOOD		
Personal Services	7,791,962	7,791,962
Other Expenses	411,727	411,727
Birth to Three	21,446,804	21,446,804
Evenstart	437,713	437,713
2Gen - TANF	750,000	750,000
Nurturing Families Network	10,230,303	10,230,303
Head Start Services	5,186,978	5,186,978
Care4Kids TANF/CCDF	124,981,059	130,032,034
Child Care Quality Enhancements	6,855,033	6,855,033
Early Head Start-Child Care Partnership	1,130,750	1,130,750
Early Care and Education	104,086,354	101,507,832
Smart Start		3,325,000

AGENCY TOTAL	283,308,683	289,106,136
STATE LIBRARY		
Personal Services	5,019,931	5,019,931
Other Expenses	426,673	426,673
State-Wide Digital Library	1,750,193	1,750,193
Interlibrary Loan Delivery Service	276,232	276,232
Legal/Legislative Library Materials	638,378	638,378
Support Cooperating Library Service Units	184,300	184,300
Connecticard Payments	781,820	781,820
AGENCY TOTAL	9,077,527	9,077,527
OFFICE OF HIGHER EDUCATION		
Personal Services	1,428,180	1,428,180
Other Expenses	69,964	69,964
Minority Advancement Program	1,789,690	1,789,690
National Service Act	260,896	260,896
Minority Teacher Incentive Program	355,704	355,704
Roberta B. Willis Scholarship Fund	35,345,804	33,388,637
AGENCY TOTAL	39,250,238	37,293,071
UNIVERSITY OF CONNECTICUT		
Operating Expenses	179,422,908	176,494,509
Workers' Compensation Claims	2,299,505	2,271,228
Next Generation Connecticut	17,530,936	17,353,856
AGENCY TOTAL	199,253,349	196,119,593
UNIVERSITY OF CONNECTICUT HEALTH CENTER		
Operating Expenses	106,746,887	106,746,848
AHEC	374,566	374,566
Workers' Compensation Claims	4,320,855	4,324,771
Bioscience	10,984,843	11,567,183
AGENCY TOTAL	122,427,151	123,013,368
TEACHERS' RETIREMENT BOARD		

Personal Services	1,606,365	1,606,365
Other Expenses	468,134	468,134
Retirement Contributions	1,290,429,000	1,332,368,000
Retirees Health Service Cost	14,554,500	14,575,250
Municipal Retiree Health Insurance Costs	4,644,673	4,644,673
AGENCY TOTAL	1,311,702,672	1,353,662,422
CONNECTICUT STATE COLLEGES AND UNIVERSITIES		
Workers' Compensation Claims	3,289,276	3,289,276
Charter Oak State College	2,263,617	2,263,617
Community Tech College System	150,743,937	138,243,937
Connecticut State University	140,932,908	142,230,435
Board of Regents	366,875	366,875
Developmental Services	9,168,168	9,168,168
Outcomes-Based Funding Incentive	1,236,481	1,236,481
Institute for Municipal and Regional Policy	994,650	994,650
AGENCY TOTAL	308,995,912	297,793,439
CORRECTIONS		
DEPARTMENT OF CORRECTION		
Personal Services	383,924,663	382,622,893
Other Expenses	66,973,023	66,727,581
Workers' Compensation Claims	26,871,594	26,871,594
Inmate Medical Services	80,426,658	72,383,992
Board of Pardons and Paroles	6,415,288	6,415,288
STRIDE	108,656	108,656
Program Evaluation	75,000	75,000
Aid to Paroled and Discharged Inmates	3,000	3,000
Legal Services To Prisoners	797,000	797,000
Volunteer Services	129,460	129,460
Community Support Services	33,909,614	33,909,614
AGENCY TOTAL	599,633,956	590,044,078
DEPARTMENT OF CHILDREN AND		

FAMILIES		
Personal Services	273,254,796	273,254,796
Other Expenses	30,576,026	30,416,026
Workers' Compensation Claims	12,578,720	12,578,720
Family Support Services	867,677	867,677
Differential Response System	7,809,192	7,764,046
Regional Behavioral Health Consultation	1,699,624	1,619,023
Health Assessment and Consultation	1,349,199	1,082,532
Grants for Psychiatric Clinics for Children	15,046,541	14,979,041
Day Treatment Centers for Children	6,815,978	6,759,728
Juvenile Justice Outreach Services	5,443,769	
Child Abuse and Neglect Intervention	11,949,620	10,116,287
Community Based Prevention Programs	7,945,305	7,637,305
Family Violence Outreach and Counseling	3,061,579	2,547,289
Supportive Housing	18,479,526	18,479,526
No Nexus Special Education	2,151,861	2,151,861
Family Preservation Services	6,133,574	6,070,574
Substance Abuse Treatment	9,913,559	9,840,612
Child Welfare Support Services	1,757,237	1,757,237
Board and Care for Children - Adoption	97,105,408	98,735,921
Board and Care for Children - Foster	134,738,432	135,345,435
Board and Care for Children - Short-term and Residential	92,819,051	90,339,295
Individualized Family Supports	6,523,616	6,552,680
Community Kidcare	38,268,191	37,968,191
Covenant to Care	136,273	136,273
AGENCY TOTAL	786,424,754	777,000,075
JUDICIAL		
JUDICIAL DEPARTMENT		
Personal Services	326,270,877	325,432,553
Other Expenses	61,067,995	60,639,025
Forensic Sex Evidence Exams	1,348,010	1,348,010
Alternative Incarceration Program	49,538,792	49,538,792
Justice Education Center, Inc.	466,217	466,217

Juvenile Alternative Incarceration	20,683,458	20,683,458
Probate Court	2,000,000	4,450,000
Workers' Compensation Claims	6,042,106	6,042,106
Youthful Offender Services	10,445,555	10,445,555
Victim Security Account	8,792	8,792
Children of Incarcerated Parents	544,503	544,503
Legal Aid	1,552,382	1,552,382
Youth Violence Initiative	1,925,318	1,925,318
Youth Services Prevention	3,187,174	3,187,174
Children's Law Center	102,717	102,717
Juvenile Planning	333,792	333,792
Juvenile Justice Outreach Services	5,574,763	11,149,525
Board and Care for Children - Short-term and Residential	3,282,159	6,564,318
AGENCY TOTAL	494,374,610	504,414,237
PUBLIC DEFENDER SERVICES COMMISSION		
Personal Services	40,130,053	40,042,553
Other Expenses	1,176,487	1,173,363
Assigned Counsel - Criminal	22,442,284	22,442,284
Expert Witnesses	3,234,137	3,234,137
Training And Education	119,748	119,748
AGENCY TOTAL	67,102,709	67,012,085
NON-FUNCTIONAL		
DEBT SERVICE - STATE TREASURER		
Debt Service	1,955,817,562	1,858,767,569
UConn 2000 - Debt Service	189,526,253	210,955,639
CHEFA Day Care Security	5,500,000	5,500,000
Pension Obligation Bonds - TRB	140,219,021	118,400,521
Municipal Restructuring	20,000,000	20,000,000
AGENCY TOTAL	2,311,062,836	2,213,623,729
STATE COMPTROLLER -		

MISCELLANEOUS		
Nonfunctional - Change to Accruals	546,139	2,985,705
STATE COMPTROLLER - FRINGE BENEFITS		
Unemployment Compensation	7,272,256	6,465,764
State Employees Retirement Contributions	1,200,988,149	1,324,658,878
Higher Education Alternative Retirement System	1,000	1,000
Pensions and Retirements - Other Statutory	1,606,796	1,657,248
Judges and Compensation Commissioners Retirement	25,457,910	27,427,480
Insurance - Group Life	7,991,900	8,235,900
Employers Social Security Tax	198,812,550	197,818,172
State Employees Health Service Cost	665,642,460	707,332,481
Retired State Employees Health Service Cost	774,399,000	844,099,000
Tuition Reimbursement - Training and Travel	115,000	
Other Post Employment Benefits	91,200,000	91,200,000
AGENCY TOTAL	2,973,487,021	3,208,895,923
RESERVE FOR SALARY ADJUSTMENTS		
Reserve For Salary Adjustments	317,050,763	484,497,698
WORKERS' COMPENSATION CLAIMS - ADMINISTRATIVE SERVICES		
Workers' Compensation Claims	7,605,530	7,605,530
TOTAL - GENERAL FUND	19,610,855,680	19,986,887,353
LESS:		
Unallocated Lapse	-42,250,000	-51,765,570
Unallocated Lapse - Legislative	-1,000,000	-1,000,000
Unallocated Lapse - Judicial	-3,000,000	-8,000,000
Statewide Hiring Reduction	-6,500,000	-7,000,000
Targeted Savings	-111,814,090	-150,878,179
Reflect Delay	-7,500,000	

Achieve Labor Concessions	-700,000,000	-867,600,000
NET - GENERAL FUND	18,738,791,590	18,907,409,174

Sec. 2. (*Effective from passage*) The following sums are appropriated from the SPECIAL TRANSPORTATION FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
GENERAL GOVERNMENT		
DEPARTMENT OF ADMINISTRATIVE SERVICES		
State Insurance and Risk Mgmt. Operations	8,353,680	8,508,924
REGULATION AND PROTECTION		
DEPARTMENT OF MOTOR VEHICLES		
Personal Services	49,601,226	49,296,260
Other Expenses	15,897,378	15,397,378
Equipment	468,756	468,756
Commercial Vehicle Information Systems and Networks Project	214,676	214,676
AGENCY TOTAL	66,182,036	65,377,070
CONSERVATION AND DEVELOPMENT		
DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION		
Personal Services	2,060,488	2,060,488
Other Expenses	701,974	701,974
AGENCY TOTAL	2,762,462	2,762,462
TRANSPORTATION		
DEPARTMENT OF TRANSPORTATION		

Personal Services	175,824,829	175,874,964
Other Expenses	53,727,023	53,214,223
Equipment	1,341,329	1,341,329
Minor Capital Projects	449,639	449,639
Highway Planning And Research	3,060,131	3,060,131
Rail Operations	173,370,701	198,225,900
Bus Operations	156,352,699	168,421,676
ADA Para-transit Program	38,039,446	38,039,446
Non-ADA Dial-A-Ride Program	1,576,361	1,576,361
Pay-As-You-Go Transportation Projects	13,629,769	13,629,769
Port Authority	400,000	400,000
Transportation to Work	2,370,629	2,370,629
AGENCY TOTAL	620,142,556	656,604,067
NON-FUNCTIONAL		
DEBT SERVICE - STATE TREASURER		
Debt Service	614,679,938	680,223,716
STATE COMPTROLLER - MISCELLANEOUS		
Nonfunctional - Change to Accruals	675,402	213,133
STATE COMPTROLLER - FRINGE BENEFITS		
Unemployment Compensation	203,548	203,548
State Employees Retirement Contributions	132,842,942	144,980,942
Insurance - Group Life	273,357	277,357
Employers Social Security Tax	15,655,534	15,674,834
State Employees Health Service Cost	46,110,687	50,218,403
Other Post Employment Benefits	6,000,000	6,000,000
AGENCY TOTAL	201,086,068	217,355,084
RESERVE FOR SALARY ADJUSTMENTS		
Reserve For Salary Adjustments	2,301,186	2,301,186

WORKERS' COMPENSATION CLAIMS - ADMINISTRATIVE SERVICES		
Workers' Compensation Claims	6,723,297	6,723,297
TOTAL - SPECIAL TRANSPORTATION FUND	1,522,906,625	1,640,068,939
LESS:		
Unallocated Lapse	-12,000,000	-12,000,000
NET - SPECIAL TRANSPORTATION FUND	1,510,906,625	1,628,068,939

Sec. 3. (*Effective from passage*) The following sums are appropriated from the MASHANTUCKET PEQUOT AND MOHEGAN FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
GENERAL GOVERNMENT		
OFFICE OF POLICY AND MANAGEMENT		
Grants To Towns	57,649,850	49,942,796

Sec. 4. (*Effective from passage*) The following sums are appropriated from the REGIONAL MARKET OPERATION FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
CONSERVATION AND DEVELOPMENT		
DEPARTMENT OF AGRICULTURE		
Personal Services	430,138	430,138
Other Expenses	273,007	273,007
Fringe Benefits	361,316	361,316
AGENCY TOTAL	1,064,461	1,064,461

NON-FUNCTIONAL		
STATE COMPTROLLER - MISCELLANEOUS		
Nonfunctional - Change to Accruals	2,845	2,845
TOTAL - REGIONAL MARKET OPERATION FUND	1,067,306	1,067,306

Sec. 5. (*Effective from passage*) The following sums are appropriated from the BANKING FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
REGULATION AND PROTECTION		
DEPARTMENT OF BANKING		
Personal Services	10,998,922	10,984,235
Other Expenses	1,478,390	1,478,390
Equipment	44,900	44,900
Fringe Benefits	8,799,137	8,787,388
Indirect Overhead	291,192	291,192
AGENCY TOTAL	21,612,541	21,586,105
LABOR DEPARTMENT		
Opportunity Industrial Centers	475,000	475,000
Customized Services	950,000	950,000
AGENCY TOTAL	1,425,000	1,425,000
CONSERVATION AND DEVELOPMENT		
DEPARTMENT OF HOUSING		
Fair Housing	670,000	670,000
JUDICIAL		

JUDICIAL DEPARTMENT		
Foreclosure Mediation Program	3,610,565	3,610,565
NON-FUNCTIONAL		
STATE COMPTROLLER - MISCELLANEOUS		
Nonfunctional - Change to Accruals	95,178	95,178
TOTAL - BANKING FUND	27,413,284	27,386,848

Sec. 6. (*Effective from passage*) The following sums are appropriated from the INSURANCE FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
GENERAL GOVERNMENT		
OFFICE OF POLICY AND MANAGEMENT		
Personal Services	313,882	313,882
Other Expenses	6,012	6,012
Fringe Benefits	200,882	200,882
AGENCY TOTAL	520,776	520,776
REGULATION AND PROTECTION		
INSURANCE DEPARTMENT		
Personal Services	13,942,472	13,796,046
Other Expenses	1,727,807	1,727,807
Equipment	52,500	52,500
Fringe Benefits	11,055,498	10,938,946
Indirect Overhead	466,740	466,740
AGENCY TOTAL	27,245,017	26,982,039
OFFICE OF THE HEALTHCARE ADVOCATE		

Personal Services	2,097,714	1,683,355
Other Expenses	2,691,767	305,000
Equipment	15,000	15,000
Fringe Benefits	1,644,481	1,329,851
Indirect Overhead	106,630	106,630
AGENCY TOTAL	6,555,592	3,439,836
CONSERVATION AND DEVELOPMENT		
DEPARTMENT OF HOUSING		
Crumbling Foundations	110,844	110,844
HEALTH		
DEPARTMENT OF PUBLIC HEALTH		
Needle and Syringe Exchange Program	459,416	459,416
AIDS Services	4,975,686	4,975,686
Breast and Cervical Cancer Detection and Treatment	2,150,565	2,150,565
Immunization Services	43,216,992	48,018,326
X-Ray Screening and Tuberculosis Care	965,148	965,148
Venereal Disease Control	197,171	197,171
AGENCY TOTAL	51,964,978	56,766,312
OFFICE OF HEALTH STRATEGY		
Personal Services		560,785
Other Expenses		2,386,767
Fringe Benefits		430,912
AGENCY TOTAL		3,378,464
DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES		
Managed Service System	408,924	408,924
HUMAN SERVICES		

DEPARTMENT OF SOCIAL SERVICES		
Fall Prevention	376,023	376,023
NON-FUNCTIONAL		
STATE COMPTROLLER - MISCELLANEOUS		
Nonfunctional - Change to Accruals	116,945	116,945
TOTAL - INSURANCE FUND	87,299,099	92,100,163

Sec. 7. (*Effective from passage*) The following sums are appropriated from the CONSUMER COUNSEL AND PUBLIC UTILITY CONTROL FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
REGULATION AND PROTECTION		
OFFICE OF CONSUMER COUNSEL		
Personal Services	1,288,453	1,288,453
Other Expenses	332,907	332,907
Equipment	2,200	2,200
Fringe Benefits	1,056,988	1,056,988
Indirect Overhead	100	100
AGENCY TOTAL	2,680,648	2,680,648
CONSERVATION AND DEVELOPMENT		
DEPARTMENT OF ENERGY AND ENVIRONMENTAL PROTECTION		
Personal Services	11,834,823	11,834,823
Other Expenses	1,479,367	1,479,367
Equipment	19,500	19,500
Fringe Benefits	9,467,858	9,467,858
Indirect Overhead	100	100
AGENCY TOTAL	22,801,648	22,801,648

NON-FUNCTIONAL		
STATE COMPTROLLER - MISCELLANEOUS		
Nonfunctional - Change to Accruals	89,658	89,658
TOTAL - CONSUMER COUNSEL AND PUBLIC UTILITY CONTROL FUND	25,571,954	25,571,954

Sec. 8. (*Effective from passage*) The following sums are appropriated from the WORKERS' COMPENSATION FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
GENERAL GOVERNMENT		
DIVISION OF CRIMINAL JUSTICE		
Personal Services	369,969	369,969
Other Expenses	10,428	10,428
Fringe Benefits	306,273	306,273
AGENCY TOTAL	686,670	686,670
REGULATION AND PROTECTION		
LABOR DEPARTMENT		
Occupational Health Clinics	687,148	687,148
WORKERS' COMPENSATION COMMISSION		
Personal Services	10,268,099	10,240,361
Other Expenses	2,321,765	2,659,765
Equipment	1	1
Fringe Benefits	8,214,479	8,192,289
Indirect Overhead	291,637	291,637
AGENCY TOTAL	21,095,981	21,384,053

HUMAN SERVICES		
DEPARTMENT OF REHABILITATION SERVICES		
Personal Services	514,113	514,113
Other Expenses	53,822	53,822
Rehabilitative Services	1,111,913	1,111,913
Fringe Benefits	430,485	430,485
AGENCY TOTAL	2,110,333	2,110,333
NON-FUNCTIONAL		
STATE COMPTROLLER - MISCELLANEOUS		
Nonfunctional - Change to Accruals	72,298	72,298
TOTAL - WORKERS' COMPENSATION FUND	24,652,430	24,940,502

Sec. 9. (*Effective from passage*) The following sums are appropriated from the CRIMINAL INJURIES COMPENSATION FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
JUDICIAL		
JUDICIAL DEPARTMENT		
Criminal Injuries Compensation	2,934,088	2,934,088

Sec. 10. (*Effective from passage*) The following sums are appropriated from the TOURISM FUND for the annual periods indicated for the purposes described.

	2017-2018	2018-2019
CONSERVATION AND DEVELOPMENT		

DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT		
Statewide Marketing		4,130,912
Hartford Urban Arts Grant		242,371
New Britain Arts Council		39,380
Main Street Initiatives		100,000
Neighborhood Music School		80,540
Nutmeg Games		40,000
Discovery Museum		196,895
National Theatre of the Deaf		78,758
Connecticut Science Center		446,626
CT Flagship Producing Theaters Grant		259,951
Performing Arts Centers		787,571
Performing Theaters Grant		306,753
Arts Commission		1,497,298
Art Museum Consortium		287,313
Litchfield Jazz Festival		29,000
Arte Inc.		20,735
CT Virtuosi Orchestra		15,250
Barnum Museum		20,735
Various Grants		393,856
Greater Hartford Arts Council		74,079
Stepping Stones Museum for Children		30,863
Maritime Center Authority		303,705
Connecticut Humanities Council		850,000
Amistad Committee for the Freedom Trail		36,414
New Haven Festival of Arts and Ideas		414,511
New Haven Arts Council		52,000
Beardsley Zoo		253,879
Mystic Aquarium		322,397
Northwestern Tourism		400,000
Eastern Tourism		400,000
Central Tourism		400,000
Twain/Stowe Homes		81,196
Cultural Alliance of Fairfield		52,000

AGENCY TOTAL		12,644,988

Sec. 11. (*Effective from passage*) For the fiscal years ending June 30, 2018, and June 30, 2019, the following sums shall be made available from the Passport to the Parks account: $400,000 for soil and water conservation districts and $253,000 for environmental review teams.

Sec. 12. (*Effective from passage*) (a) Notwithstanding the provisions of sections 2-35, 4-73, 10a-77, 10a-99, 10a-105 and 10a-143 of the general statutes, the Secretary of the Office of Policy and Management may make reductions in allotments in any budgeted agency and fund of the state for the fiscal years ending June 30, 2018, and June 30, 2019, in order to reduce labor-management expenditures by $700,000,000 for the fiscal year ending June 30, 2018, and by $867,600,000 for the fiscal year ending June 30, 2019.

(b) Notwithstanding the provisions of sections 10a-77, 10a-99, 10a-105 and 10a-143 of the general statutes, any reductions in allotments pursuant to subsection (a) of this section that are applicable to the Connecticut State Colleges and Universities, The University of Connecticut and The University of Connecticut Health Center shall be credited to the General Fund.

Sec. 13. (*Effective from passage*) (a) The Secretary of the Office of Policy and Management may make reductions in allotments for the executive branch for the fiscal years ending June 30, 2018, and June 30, 2019, in order to achieve budget savings in the General Fund of $42,250,000 in the fiscal year ending June 30, 2018, and $45,000,000 in the fiscal year ending June 30, 2019.

(b) The Secretary of the Office of Policy and Management may make reductions in allotments for the legislative branch for the fiscal years ending June 30, 2018, and June 30, 2019, in order to achieve budget

savings of $1,000,000 in the General Fund during each such fiscal year. Such reductions shall be achieved as determined by the president pro tempore and majority leader of the Senate, the speaker and majority leader of the House of Representatives, the Senate Republican president pro tempore and the minority leader of the House of Representatives.

(c) The Secretary of the Office of Policy and Management may make reductions in allotments for the judicial branch for the fiscal years ending June 30, 2018, and June 30, 2019, in order to achieve budget savings in the General Fund of $3,000,000 in the fiscal year ending June 30, 2018, and $8,000,000 in the fiscal year ending June 30, 2019. Such reductions shall be achieved as determined by the Chief Justice and Chief Public Defender.

Sec. 14. (*Effective from passage*) The Secretary of the Office of Policy and Management may make reductions in allotments in any budgeted agency of the state in order to achieve targeted budget savings in the General Fund of $111,814,090 for the fiscal year ending June 30, 2018, and $150,878,179 for the fiscal year ending June 30, 2019.

Sec. 15. (*Effective from passage*) The Secretary of the Office of Policy and Management may make reductions in allotments in any budgeted agency of the state in order to achieve budget savings in the General Fund of $7,500,000 for the fiscal year ending June 30, 2018. Any such reductions shall be the result of implementation delays for newly funded programs and services or due to savings achieved during the period July 1, 2017, through September 30, 2017.

Sec. 16. (*Effective from passage*) The Secretary of the Office of Policy and Management may make reductions in allotments in any budgeted agency of the state for the fiscal years ending June 30, 2018, and June 30, 2019, in order to achieve budget savings of $12,000,000 in the Special Transportation Fund during each such fiscal year.

Sec. 17. (*Effective from passage*) Notwithstanding the provisions of section 4-85 of the general statutes, the Secretary of the Office of Policy and Management shall not allot funds appropriated in sections 1 to 10, inclusive, of this act for Nonfunctional – Change to Accruals.

Sec. 18. (*Effective from passage*) (a) The Secretary of the Office of Policy and Management may transfer amounts appropriated for Personal Services in sections 1 to 10, inclusive, of this act from agencies to the Reserve for Salary Adjustments account to reflect a more accurate impact of collective bargaining and related costs.

(b) The Secretary of the Office of Policy and Management may transfer funds appropriated in section 1 of this act, for Reserve for Salary Adjustments, to any agency in any appropriated fund to give effect to salary increases, other employee benefits, agency costs related to staff reductions including accrual payments, achievement of agency personal services reductions, or other personal services adjustments authorized by this act or any other act or other applicable statute.

Sec. 19. (*Effective from passage*) (a) That portion of unexpended funds, as determined by the Secretary of the Office of Policy and Management, appropriated in public act 15-244, as amended by public act 16-2 of the May special session, which relate to collective bargaining agreements and related costs, shall not lapse on June 30, 2017, and such funds shall continue to be available for such purpose during the fiscal years ending June 30, 2018, and June 30, 2019.

(b) That portion of unexpended funds, as determined by the Secretary of the Office of Policy and Management, appropriated in sections 1 to 10, inclusive, of this act, which relate to collective bargaining agreements and related costs for the fiscal year ending June 30, 2018, shall not lapse on June 30, 2018, and such funds shall continue to be available for such purpose during the fiscal year ending June 30, 2019.

Sec. 20. (*Effective from passage*) Any appropriation, or portion thereof, made to any agency, under sections 1 to 10, inclusive, of this act, may be transferred at the request of such agency to any other agency by the Governor, with the approval of the Finance Advisory Committee, to take full advantage of federal matching funds, provided both agencies shall certify that the expenditure of such transferred funds by the receiving agency will be for the same purpose as that of the original appropriation or portion thereof so transferred. Any federal funds generated through the transfer of appropriations between agencies may be used for reimbursing appropriated expenditures or for expanding program services or a combination of both as determined by the Governor, with the approval of the Finance Advisory Committee.

Sec. 21. (*Effective from passage*) (a) Any appropriation, or portion thereof, made to any agency under sections 1 to 10, inclusive, of this act, may be adjusted by the Governor, with approval of the Finance Advisory Committee, in order to maximize federal funding available to the state, consistent with the relevant federal provisions of law.

(b) The Governor shall report on any such adjustment permitted under subsection (a) of this section, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies and finance, revenue and bonding.

Sec. 22. (*Effective from passage*) Any appropriation, or portion thereof, made to The University of Connecticut Health Center in section 1 of this act may be transferred by the Secretary of the Office of Policy and Management to the Medicaid account in the Department of Social Services for the purpose of maximizing federal reimbursement.

Sec. 23. (*Effective from passage*) All funds appropriated to the

Department of Social Services for DMHAS – Disproportionate Share shall be expended by the Department of Social Services in such amounts and at such times as prescribed by the Office of Policy and Management. The Department of Social Services shall make disproportionate share payments to hospitals in the Department of Mental Health and Addiction Services for operating expenses and for related fringe benefit expenses. Funds received by the hospitals in the Department of Mental Health and Addiction Services, for fringe benefits, shall be used to reimburse the Comptroller. All other funds received by the hospitals in the Department of Mental Health and Addiction Services shall be deposited to grants - other than federal accounts. All disproportionate share payments not expended in grants - other than federal accounts shall lapse at the end of the fiscal year.

Sec. 24. (*Effective from passage*) Any appropriation, or portion thereof, made to the Department of Veterans' Affairs in section 1 of this act may be transferred by the Secretary of the Office of Policy and Management to the Medicaid account in the Department of Social Services for the purpose of maximizing federal reimbursement.

Sec. 25. (*Effective from passage*) During the fiscal years ending June 30, 2018, and June 30, 2019, $1,000,000 of the federal funds received by the Department of Education, from Part B of the Individuals with Disabilities Education Act (IDEA), shall be transferred to the Office of Early Childhood in each such fiscal year, for the Birth-to-Three program, in order to carry out Part B responsibilities consistent with the IDEA.

Sec. 26. (*Effective from passage*) Notwithstanding the provisions of section 17a-17 of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the provisions of said section shall not be considered in any increases or decreases to residential rates or allowable per diem payments to private residential treatment centers licensed pursuant to section 17a-145 of the general statutes.

Sec. 27. (*Effective from passage*) (a) For all allowable expenditures made pursuant to a contract subject to cost settlement with the Department of Developmental Services by an organization in compliance with performance requirements of such contract, one hundred per cent, or an alternative amount as identified by the Commissioner of Developmental Services and approved by the Secretary of the Office of Policy and Management, of the difference between actual expenditures incurred and the amount received by the organization from the Department of Developmental Services pursuant to such contract shall be reimbursed to the Department of Developmental Services during each of the fiscal years ending June 30, 2018, and June 30, 2019.

(b) For expenditures incurred by nonprofit providers with purchase of service contracts with the Department of Mental Health and Addiction Services for which year-end cost reconciliation currently occurs, and where such providers are in compliance with performance requirements of such contract, one hundred per cent, or an alternative amount as identified by the Commissioner of Mental Health and Addiction Services and approved by the Secretary of the Office of Policy and Management and as allowed by applicable state and federal laws and regulations, of the difference between actual expenditures incurred and the amount received by the organization from the Department of Mental Health and Addiction Services pursuant to such contract shall be reimbursed to the Department of Mental Health and Addiction Services for the fiscal years ending June 30, 2018, and June 30, 2019.

Sec. 28. (*Effective from passage*) The Secretary of the Office of Policy and Management may make reductions in allotments in any budgeted agency of the state in order to achieve state-wide hiring savings in the General Fund of $6,500,000 for the fiscal year ending June 30, 2018, and $7,000,000 for the fiscal year ending June 30, 2019.

Sec. 29. (*Effective from passage*) Not later than June 30, 2019, the city of Hartford shall issue a request for proposals for the purchase of the civic center and coliseum complex in Hartford known as the XL Center on the effective date of this section.

Sec. 30. (*Effective from passage*) Notwithstanding the provisions of section 4-28f of the general statutes, the sum of $750,000 for the fiscal year ending June 30, 2018, and the sum of $750,000 for the fiscal year ending June 30, 2019, shall be transferred from the Tobacco and Health Trust Fund to the Department of Social Services to implement recommendations resulting from a study conducted pursuant to section 27 of public act 11-6 to enhance and improve the services and supports for individuals with autism and their families.

Sec. 31. (*Effective from passage*) Notwithstanding section 4-28f of the general statutes, the sum of $1,000,000 shall be transferred from the Tobacco and Health Trust Fund to The University of Connecticut Health Center, for Other Expenses, in each of the fiscal years ending June 30, 2018, and June 30, 2019, for the purpose of supporting the Connecticut Institute for Clinical and Translational Science.

Sec. 32. (*Effective from passage*) It is intended that Even Start be integrated into the coordinated state planning and implementation of the state-wide, two-generational initiative of the Office of Early Childhood.

Sec. 33. (*Effective from passage*) (a) On or before December 31, 2017, any municipality that has more than one family resource center located in its public schools under the family resource center program established pursuant to section 10-4o of the general statutes shall close one of such centers.

(b) Each family resource center in existence on January 1, 2018, shall receive, for each of the fiscal years ending June 30, 2018, and June 30,

2019, a grant in the amount of $100,000 from the amount appropriated in section 1 of this act to the Department of Education, for Family Resource Centers, for each of said fiscal years. Any amount of such appropriation remaining after the disbursement of such grants shall be deposited in the account established in subsection (c) of this section for the purposes described in said subsection.

(c) There is established an account to be known as the "family resource center grant account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain moneys required by law to be deposited in the account. Moneys in the account shall be expended, during each of the fiscal years ending June 30, 2018, and June 30, 2019, by the Department of Education for the purposes of establishing a competitive grant program for family resource centers. Family resource centers may apply for a grant pursuant to this subsection at such time and in such manner as the Commissioner of Education prescribes.

Sec. 34. Subsection (b) of section 16 of public act 17-89 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) On and after the date the Secretary of the Office of Policy and Management finds that a minimum of **[**four**]** seven million five hundred thousand dollars has been deposited in the municipal gaming account pursuant to subsection (c) of section 15 of **[**this act**]** public act 17-89, the Office of Policy and Management shall provide an annual grant of seven hundred fifty thousand dollars to each of the following municipalities: Bridgeport, East Hartford, Ellington, Enfield, Hartford, New Haven, Norwalk, South Windsor, Waterbury and Windsor Locks. **[**; and each of the following distressed municipalities: East Hartford and Hartford.**]** The amount of the grant payable to each municipality during any fiscal year shall be reduced proportionately if the total of such grants exceeds the amount of funds available for such year.

Sec. 35. Subsection (c) of section 15 of public act 17-89 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) Not later than thirty days after the date the casino gaming facility is operational and on a monthly basis thereafter while such casino gaming facility is operational, MMCT Venture, LLC, shall pay to the state: (1) Ten per cent of the gross gaming revenue from the operation of authorized games, except video facsimile games, which shall be deposited in the state-wide tourism marketing account, established pursuant to section 10-395a of the general statutes; (2) fifteen per cent of the gross gaming revenue from the operation of authorized games, except video facsimile games, which shall be deposited in the General Fund; and (3) twenty-five per cent of the gross gaming revenue from the operation of video facsimile games, which shall be deposited as follows: (A) **[**Four**]** Seven million five hundred thousand dollars annually in the municipal gaming account, established pursuant to section 16 of **[**this act**]** public act 17-89, and (B) any remaining amounts in the General Fund.

Sec. 36. (*Effective from passage*) Notwithstanding the provisions of section 19a-7j of the general statutes, for the fiscal year ending June 30, 2018, the Secretary of the Office of Policy and Management shall inform the Insurance Commissioner of the amounts required pursuant to subsection (a) of said section not later than November 1, 2017.

Sec. 37. (*Effective from passage*) The Secretary of the Office of Policy and Management may, with the approval of the Finance Advisory Committee, transfer appropriations between any budgeted agency of the state in the fiscal year ending June 30, 2018, in order to reconcile allocations made pursuant to Governor Malloy Executive Order 58 with appropriations in sections 1 to 11, inclusive, of this act.

Sec. 38. (*Effective from passage*) For the fiscal years ending June 30, 2018, and June 30, 2019, the Department of Social Services, the

Department of Children and Families and the Judicial Branch may, with the approval of the Office of Policy and Management, and in compliance with any advanced planning document approved by the federal Department of Health and Human Services, establish receivables for the reimbursement anticipated from approved projects.

Sec. 39. Subsection (e) of section 19a-491 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(e) The commissioner shall charge one thousand dollars for the licensing and inspection every **[**four**]** three years of outpatient clinics that provide either medical or mental health service, urgent care services and well-child **[**clinics**]** clinical services, except those operated by municipal health departments, health districts or licensed nonprofit nursing or community health agencies.

Sec. 40. Subsection (b) of section 17b-104 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) On July 1, 2007, and annually thereafter, the commissioner shall increase the payment standards over those of the previous fiscal year under the temporary family assistance program and the state-administered general assistance program by the percentage increase, if any, in the most recent calendar year average in the consumer price index for urban consumers over the average for the previous calendar year, provided the annual increase, if any, shall not exceed five per cent, except that the payment standards for the fiscal years ending June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, June 30, 2016, **[**and**]** June 30, 2017, June 30, 2018, and June 30, 2019, shall not be increased.

Sec. 41. Section 17b-244 of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective from passage*):

(a) The room and board component of the rates to be paid by the state to private facilities and facilities operated by regional education service centers which are licensed to provide residential care pursuant to section 17a-227, but not certified to participate in the Title XIX Medicaid program as intermediate care facilities for individuals with intellectual disabilities, shall be determined annually by the Commissioner of Social Services, except that rates effective April 30, 1989, shall remain in effect through October 31, 1989. Any facility with real property other than land placed in service prior to July 1, 1991, shall, for the fiscal year ending June 30, 1995, receive a rate of return on real property equal to the average of the rates of return applied to real property other than land placed in service for the five years preceding July 1, 1993. For the fiscal year ending June 30, 1996, and any succeeding fiscal year, the rate of return on real property for property items shall be revised every five years. The commissioner shall, upon submission of a request by such facility, allow actual debt service, comprised of principal and interest, on the loan or loans in lieu of property costs allowed pursuant to section 17-313b-5 of the regulations of Connecticut state agencies, whether actual debt service is higher or lower than such allowed property costs, provided such debt service terms and amounts are reasonable in relation to the useful life and the base value of the property. In the case of facilities financed through the Connecticut Housing Finance Authority, the commissioner shall allow actual debt service, comprised of principal, interest and a reasonable repair and replacement reserve on the loan or loans in lieu of property costs allowed pursuant to section 17-313b-5 of the regulations of Connecticut state agencies, whether actual debt service is higher or lower than such allowed property costs, provided such debt service terms and amounts are determined by the commissioner at the time the loan is entered into to be reasonable in relation to the useful life and base value of the property. The commissioner may allow fees

associated with mortgage refinancing provided such refinancing will result in state reimbursement savings, after comparing costs over the terms of the existing proposed loans. For the fiscal year ending June 30, 1992, the inflation factor used to determine rates shall be one-half of the gross national product percentage increase for the period between the midpoint of the cost year through the midpoint of the rate year. For fiscal year ending June 30, 1993, the inflation factor used to determine rates shall be two-thirds of the gross national product percentage increase from the midpoint of the cost year to the midpoint of the rate year. For the fiscal years ending June 30, 1996, and June 30, 1997, no inflation factor shall be applied in determining rates. The Commissioner of Social Services shall prescribe uniform forms on which such facilities shall report their costs. Such rates shall be determined on the basis of a reasonable payment for necessary services. Any increase in grants, gifts, fund-raising or endowment income used for the payment of operating costs by a private facility in the fiscal year ending June 30, 1992, shall be excluded by the commissioner from the income of the facility in determining the rates to be paid to the facility for the fiscal year ending June 30, 1993, provided any operating costs funded by such increase shall not obligate the state to increase expenditures in subsequent fiscal years. Nothing contained in this section shall authorize a payment by the state to any such facility in excess of the charges made by the facility for comparable services to the general public. The service component of the rates to be paid by the state to private facilities and facilities operated by regional education service centers which are licensed to provide residential care pursuant to section 17a-227, but not certified to participate in the Title XIX Medicaid programs as intermediate care facilities for individuals with intellectual disabilities, shall be determined annually by the Commissioner of Developmental Services in accordance with section 17b-244a. For the fiscal year ending June 30, 2008, no facility shall receive a rate that is more than two per cent greater than the rate in effect for the facility on June 30, 2007, except

any facility that would have been issued a lower rate effective July 1, 2007, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2007. For the fiscal year ending June 30, 2009, no facility shall receive a rate that is more than two per cent greater than the rate in effect for the facility on June 30, 2008, except any facility that would have been issued a lower rate effective July 1, 2008, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2008. For the fiscal years ending June 30, 2010, and June 30, 2011, rates in effect for the period ending June 30, 2009, shall remain in effect until June 30, 2011, except that (1) the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2009, if a capital improvement required by the Commissioner of Developmental Services for the health or safety of the residents was made to the facility during the fiscal years ending June 30, 2010, or June 30, 2011, and (2) any facility that would have been issued a lower rate for the fiscal year ending June 30, 2010, or June 30, 2011, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal year ending June 30, 2012, rates in effect for the period ending June 30, 2011, shall remain in effect until June 30, 2012, except that (A) the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2011, if a capital improvement required by the Commissioner of Developmental Services for the health or safety of the residents was made to the facility during the fiscal year ending June 30, 2012, and (B) any facility that would have been issued a lower rate for the fiscal year ending June 30, 2012, due to interim rate status or agreement with the department, shall be issued such lower rate. Any facility that has a significant decrease in land and building costs shall receive a reduced rate to reflect such decrease in land and building costs. The rate paid to a facility may be increased if a capital improvement approved by the Department of Developmental Services, in consultation with the Department of Social Services, for the health or safety of the residents

was made to the facility during the fiscal year ending June 30, 2014, or June 30, 2015, only to the extent such increases are within available appropriations. For the fiscal years ending June 30, 2016, and June 30, 2017, rates shall not exceed those in effect for the period ending June 30, 2015, except the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2015, if a capital improvement approved by the Department of Developmental Services, in consultation with the Department of Social Services, for the health or safety of the residents was made to the facility during the fiscal year ending June 30, 2016, or June 30, 2017, **[**only**]** to the extent such rate increases are within available appropriations. For the fiscal years ending June 30, 2016, and June 30, 2017, and each succeeding fiscal year, any facility that would have been issued a lower rate, due to interim rate status, a change in allowable fair rent or agreement with the department, shall be issued such lower rate. For the fiscal years ending June 30, 2018, and June 30, 2019, rates shall not exceed those in effect for the period ending June 30, 2017, except the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2017, if a capital improvement approved by the Department of Developmental Services, in consultation with the Department of Social Services, for the health or safety of the residents was made to the facility during the fiscal year ending June 30, 2018, or June 30, 2019, to the extent such rate increases are within available appropriations.

(b) Notwithstanding the provisions of subsection (a) of this section, state rates of payment for the fiscal years ending June 30, 2018, and June 30, 2019, for residential care homes, community living arrangements and community companion homes that receive the flat rate for residential services under section 17-311-54 of the regulations of Connecticut state agencies shall be set in accordance with section 43 of this act.

[(b)**]** (c) The Commissioner of Social Services and the Commissioner of Developmental Services shall adopt regulations in accordance with the provisions of chapter 54 to implement the provisions of this section.

Sec. 42. Section 17b-340 of the general statutes is amended by adding subsection (j) as follows (*Effective from passage*):

(NEW) (j) Notwithstanding the provisions of this section, state rates of payment for the fiscal years ending June 30, 2018, and June 30, 2019, for residential care homes, community living arrangements and community companion homes that receive the flat rate for residential services under section 17-311-54 of the regulations of Connecticut state agencies shall be set in accordance with section 43 of this act.

Sec. 43. (*Effective from passage*) Notwithstanding subsection (a) of section 17b-244 and subsections (a) to (i), inclusive, of section 17b-340 of the general statutes, or any other provision of the general statutes or regulation adopted thereunder, the state rates of payments in effect for the fiscal year ending June 30, 2016, for residential care homes, community living arrangements and community companion homes that receive the flat rate for residential services under section 17-311-54 of the regulations of Connecticut state agencies shall remain in effect until June 30, 2019.

Sec. 44. Subdivision (1) of subsection (h) of section 17b-340 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(h) (1) For the fiscal year ending June 30, 1993, any residential care home with an operating cost component of its rate in excess of one hundred thirty per cent of the median of operating cost components of rates in effect January 1, 1992, shall not receive an operating cost component increase. For the fiscal year ending June 30, 1993, any

residential care home with an operating cost component of its rate that is less than one hundred thirty per cent of the median of operating cost components of rates in effect January 1, 1992, shall have an allowance for real wage growth equal to sixty-five per cent of the increase determined in accordance with subsection (q) of section 17-311-52 of the regulations of Connecticut state agencies, provided such operating cost component shall not exceed one hundred thirty per cent of the median of operating cost components in effect January 1, 1992. Beginning with the fiscal year ending June 30, 1993, for the purpose of determining allowable fair rent, a residential care home with allowable fair rent less than the twenty-fifth percentile of the state-wide allowable fair rent shall be reimbursed as having allowable fair rent equal to the twenty-fifth percentile of the state-wide allowable fair rent. Beginning with the fiscal year ending June 30, 1997, a residential care home with allowable fair rent less than three dollars and ten cents per day shall be reimbursed as having allowable fair rent equal to three dollars and ten cents per day. Property additions placed in service during the cost year ending September 30, 1996, or any succeeding cost year shall receive a fair rent allowance for such additions as an addition to three dollars and ten cents per day if the fair rent for the facility for property placed in service prior to September 30, 1995, is less than or equal to three dollars and ten cents per day. Beginning with the fiscal year ending June 30, 2016, a residential care home shall be reimbursed the greater of the allowable accumulated fair rent reimbursement associated with real property additions and land as calculated on a per day basis or three dollars and ten cents per day if the allowable reimbursement associated with real property additions and land is less than three dollars and ten cents per day. For the fiscal year ending June 30, 1996, and any succeeding fiscal year, the allowance for real wage growth, as determined in accordance with subsection (q) of section 17-311-52 of the regulations of Connecticut state agencies, shall not be applied. For the fiscal year ending June 30, 1996, and any succeeding fiscal year, the inflation

adjustment made in accordance with subsection (p) of section 17-311-52 of the regulations of Connecticut state agencies shall not be applied to real property costs. Beginning with the fiscal year ending June 30, 1997, minimum allowable patient days for rate computation purposes for a residential care home with twenty-five beds or less shall be eighty-five per cent of licensed capacity. Beginning with the fiscal year ending June 30, 2002, for the purposes of determining the allowable salary of an administrator of a residential care home with sixty beds or less the department shall revise the allowable base salary to thirty-seven thousand dollars to be annually inflated thereafter in accordance with section 17-311-52 of the regulations of Connecticut state agencies. The rates for the fiscal year ending June 30, 2002, shall be based upon the increased allowable salary of an administrator, regardless of whether such amount was expended in the 2000 cost report period upon which the rates are based. Beginning with the fiscal year ending June 30, 2000, and until the fiscal year ending June 30, 2009, inclusive, the inflation adjustment for rates made in accordance with subsection (p) of section 17-311-52 of the regulations of Connecticut state agencies shall be increased by two per cent, and beginning with the fiscal year ending June 30, 2002, the inflation adjustment for rates made in accordance with subsection (c) of said section shall be increased by one per cent. Beginning with the fiscal year ending June 30, 1999, for the purpose of determining the allowable salary of a related party, the department shall revise the maximum salary to twenty-seven thousand eight hundred fifty-six dollars to be annually inflated thereafter in accordance with section 17-311-52 of the regulations of Connecticut state agencies and beginning with the fiscal year ending June 30, 2001, such allowable salary shall be computed on an hourly basis and the maximum number of hours allowed for a related party other than the proprietor shall be increased from forty hours to forty-eight hours per work week. For the fiscal year ending June 30, 2005, each facility shall receive a rate that is two and one-quarter per cent more than the rate the facility received in the prior fiscal year, except

any facility that would have been issued a lower rate effective July 1, 2004, than for the fiscal year ending June 30, 2004, due to interim rate status or agreement with the department shall be issued such lower rate effective July 1, 2004. Effective upon receipt of all the necessary federal approvals to secure federal financial participation matching funds associated with the rate increase provided in subdivision (4) of subsection (f) of this section, but in no event earlier than October 1, 2005, and provided the user fee imposed under section 17b-320 is required to be collected, each facility shall receive a rate that is determined in accordance with applicable law and subject to appropriations, except any facility that would have been issued a lower rate effective October 1, 2005, than for the fiscal year ending June 30, 2005, due to interim rate status or agreement with the department, shall be issued such lower rate effective October 1, 2005. Such rate increase shall remain in effect unless: (A) The federal financial participation matching funds associated with the rate increase are no longer available; or (B) the user fee created pursuant to section 17b-320 is not in effect. For the fiscal year ending June 30, 2007, rates in effect for the period ending June 30, 2006, shall remain in effect until September 30, 2006, except any facility that would have been issued a lower rate effective July 1, 2006, than for the fiscal year ending June 30, 2006, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2006. Effective October 1, 2006, no facility shall receive a rate that is more than four per cent greater than the rate in effect for the facility on September 30, 2006, except for any facility that would have been issued a lower rate effective October 1, 2006, due to interim rate status or agreement with the department, shall be issued such lower rate effective October 1, 2006. For the fiscal years ending June 30, 2010, and June 30, 2011, rates in effect for the period ending June 30, 2009, shall remain in effect until June 30, 2011, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2010, or the fiscal year ending June 30, 2011, due to interim rate status or agreement with the

department, shall be issued such lower rate, except (i) any facility that would have been issued a lower rate for the fiscal year ending June 30, 2010, or the fiscal year ending June 30, 2011, due to interim rate status or agreement with the Commissioner of Social Services shall be issued such lower rate; and (ii) the commissioner may increase a facility's rate for reasonable costs associated with such facility's compliance with the provisions of section 19a-495a concerning the administration of medication by unlicensed personnel. For the fiscal year ending June 30, 2012, rates in effect for the period ending June 30, 2011, shall remain in effect until June 30, 2012, except that (I) any facility that would have been issued a lower rate for the fiscal year ending June 30, 2012, due to interim rate status or agreement with the Commissioner of Social Services shall be issued such lower rate; and (II) the commissioner may increase a facility's rate for reasonable costs associated with such facility's compliance with the provisions of section 19a-495a concerning the administration of medication by unlicensed personnel. For the fiscal year ending June 30, 2013, the Commissioner of Social Services may, within available appropriations, provide a rate increase to a residential care home. Any facility that would have been issued a lower rate for the fiscal year ending June 30, 2013, due to interim rate status or agreement with the Commissioner of Social Services shall be issued such lower rate. For the fiscal years ending June 30, 2012, and June 30, 2013, the Commissioner of Social Services may provide fair rent increases to any facility that has undergone a material change in circumstances related to fair rent and has an approved certificate of need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-355. For the fiscal years ending June 30, 2014, and June 30, 2015, for those facilities that have a calculated rate greater than the rate in effect for the fiscal year ending June 30, 2013, the commissioner may increase facility rates based upon available appropriations up to a stop gain as determined by the commissioner. No facility shall be issued a rate that is lower than the rate in effect on June 30, 2013, except that any facility that would have been issued a lower rate for the fiscal year ending June 30,

2014, or the fiscal year ending June 30, 2015, due to interim rate status or agreement with the commissioner, shall be issued such lower rate. For the fiscal year ending June 30, 2014, and each fiscal year thereafter, a residential care home shall receive a rate increase for any capital improvement made during the fiscal year for the health and safety of residents and approved by the Department of Social Services, provided such rate increase is within available appropriations. For the fiscal year ending June 30, 2015, and each succeeding fiscal year thereafter, costs of less than ten thousand dollars that are incurred by a facility and are associated with any land, building or nonmovable equipment repair or improvement that are reported in the cost year used to establish the facility's rate shall not be capitalized for a period of more than five years for rate-setting purposes. For the fiscal year ending June 30, 2015, subject to available appropriations, the commissioner may, at the commissioner's discretion: Increase the inflation cost limitation under subsection (c) of section 17-311-52 of the regulations of Connecticut state agencies, provided such inflation allowance factor does not exceed a maximum of five per cent; establish a minimum rate of return applied to real property of five per cent inclusive of assets placed in service during cost year 2013; waive the standard rate of return under subsection (f) of section 17-311-52 of the regulations of Connecticut state agencies for ownership changes or health and safety improvements that exceed one hundred thousand dollars and that are required under a consent order from the Department of Public Health; and waive the rate of return adjustment under subsection (f) of section 17-311-52 of the regulations of Connecticut state agencies to avoid financial hardship. For the fiscal years ending June 30, 2016, and June 30, 2017, rates shall not exceed those in effect for the period ending June 30, 2015, except the commissioner may, in the commissioner's discretion and within available appropriations, provide pro rata fair rent increases to facilities which have documented fair rent additions placed in service in cost report years ending September 30, 2014, and September 30,

2015, that are not otherwise included in rates issued. For the fiscal years ending June 30, 2016, and June 30, 2017, and each succeeding fiscal year, any facility that would have been issued a lower rate, due to interim rate status, a change in allowable fair rent or agreement with the department, shall be issued such lower rate. For the fiscal year ending June 30, 2018, rates shall not exceed those in effect for the period ending June 30, 2017, except the commissioner may, in the commissioner's discretion and within available appropriations, provide pro rata fair rent increases to facilities which have documented fair rent additions placed in service in the cost report year ending September 30, 2016, that are not otherwise included in rates issued. For the fiscal year ending June 30, 2019, rates shall not exceed those in effect for the period ending June 30, 2018, except the commissioner may, in the commissioner's discretion and within available appropriations, provide pro rata fair rent increases to facilities which have documented fair rent additions placed in service in the cost report year ending September 30, 2017, that are not otherwise included in rates issued.

Sec. 45. Subdivision (4) of subsection (f) of section 17b-340 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(4) For the fiscal year ending June 30, 1992, (A) no facility shall receive a rate that is less than the rate it received for the rate year ending June 30, 1991; (B) no facility whose rate, if determined pursuant to this subsection, would exceed one hundred twenty per cent of the state-wide median rate, as determined pursuant to this subsection, shall receive a rate which is five and one-half per cent more than the rate it received for the rate year ending June 30, 1991; and (C) no facility whose rate, if determined pursuant to this subsection, would be less than one hundred twenty per cent of the state-wide median rate, as determined pursuant to this subsection, shall receive a rate which is

six and one-half per cent more than the rate it received for the rate year ending June 30, 1991. For the fiscal year ending June 30, 1993, no facility shall receive a rate that is less than the rate it received for the rate year ending June 30, 1992, or six per cent more than the rate it received for the rate year ending June 30, 1992. For the fiscal year ending June 30, 1994, no facility shall receive a rate that is less than the rate it received for the rate year ending June 30, 1993, or six per cent more than the rate it received for the rate year ending June 30, 1993. For the fiscal year ending June 30, 1995, no facility shall receive a rate that is more than five per cent less than the rate it received for the rate year ending June 30, 1994, or six per cent more than the rate it received for the rate year ending June 30, 1994. For the fiscal years ending June 30, 1996, and June 30, 1997, no facility shall receive a rate that is more than three per cent more than the rate it received for the prior rate year. For the fiscal year ending June 30, 1998, a facility shall receive a rate increase that is not more than two per cent more than the rate that the facility received in the prior year. For the fiscal year ending June 30, 1999, a facility shall receive a rate increase that is not more than three per cent more than the rate that the facility received in the prior year and that is not less than one per cent more than the rate that the facility received in the prior year, exclusive of rate increases associated with a wage, benefit and staffing enhancement rate adjustment added for the period from April 1, 1999, to June 30, 1999, inclusive. For the fiscal year ending June 30, 2000, each facility, except a facility with an interim rate or replaced interim rate for the fiscal year ending June 30, 1999, and a facility having a certificate of need or other agreement specifying rate adjustments for the fiscal year ending June 30, 2000, shall receive a rate increase equal to one per cent applied to the rate the facility received for the fiscal year ending June 30, 1999, exclusive of the facility's wage, benefit and staffing enhancement rate adjustment. For the fiscal year ending June 30, 2000, no facility with an interim rate, replaced interim rate or scheduled rate adjustment specified in a certificate of need or other agreement for the fiscal year ending June

30, 2000, shall receive a rate increase that is more than one per cent more than the rate the facility received in the fiscal year ending June 30, 1999. For the fiscal year ending June 30, 2001, each facility, except a facility with an interim rate or replaced interim rate for the fiscal year ending June 30, 2000, and a facility having a certificate of need or other agreement specifying rate adjustments for the fiscal year ending June 30, 2001, shall receive a rate increase equal to two per cent applied to the rate the facility received for the fiscal year ending June 30, 2000, subject to verification of wage enhancement adjustments pursuant to subdivision (14) of this subsection. For the fiscal year ending June 30, 2001, no facility with an interim rate, replaced interim rate or scheduled rate adjustment specified in a certificate of need or other agreement for the fiscal year ending June 30, 2001, shall receive a rate increase that is more than two per cent more than the rate the facility received for the fiscal year ending June 30, 2000. For the fiscal year ending June 30, 2002, each facility shall receive a rate that is two and one-half per cent more than the rate the facility received in the prior fiscal year. For the fiscal year ending June 30, 2003, each facility shall receive a rate that is two per cent more than the rate the facility received in the prior fiscal year, except that such increase shall be effective January 1, 2003, and such facility rate in effect for the fiscal year ending June 30, 2002, shall be paid for services provided until December 31, 2002, except any facility that would have been issued a lower rate effective July 1, 2002, than for the fiscal year ending June 30, 2002, due to interim rate status or agreement with the department shall be issued such lower rate effective July 1, 2002, and have such rate increased two per cent effective June 1, 2003. For the fiscal year ending June 30, 2004, rates in effect for the period ending June 30, 2003, shall remain in effect, except any facility that would have been issued a lower rate effective July 1, 2003, than for the fiscal year ending June 30, 2003, due to interim rate status or agreement with the department shall be issued such lower rate effective July 1, 2003. For the fiscal year ending June 30, 2005, rates in effect for the period ending June 30, 2004,

shall remain in effect until December 31, 2004, except any facility that would have been issued a lower rate effective July 1, 2004, than for the fiscal year ending June 30, 2004, due to interim rate status or agreement with the department shall be issued such lower rate effective July 1, 2004. Effective January 1, 2005, each facility shall receive a rate that is one per cent greater than the rate in effect December 31, 2004. Effective upon receipt of all the necessary federal approvals to secure federal financial participation matching funds associated with the rate increase provided in this subdivision, but in no event earlier than July 1, 2005, and provided the user fee imposed under section 17b-320 is required to be collected, for the fiscal year ending June 30, 2006, the department shall compute the rate for each facility based upon its 2003 cost report filing or a subsequent cost year filing for facilities having an interim rate for the period ending June 30, 2005, as provided under section 17-311-55 of the regulations of Connecticut state agencies. For each facility not having an interim rate for the period ending June 30, 2005, the rate for the period ending June 30, 2006, shall be determined beginning with the higher of the computed rate based upon its 2003 cost report filing or the rate in effect for the period ending June 30, 2005. Such rate shall then be increased by eleven dollars and eighty cents per day except that in no event shall the rate for the period ending June 30, 2006, be thirty-two dollars more than the rate in effect for the period ending June 30, 2005, and for any facility with a rate below one hundred ninety-five dollars per day for the period ending June 30, 2005, such rate for the period ending June 30, 2006, shall not be greater than two hundred seventeen dollars and forty-three cents per day and for any facility with a rate equal to or greater than one hundred ninety-five dollars per day for the period ending June 30, 2005, such rate for the period ending June 30, 2006, shall not exceed the rate in effect for the period ending June 30, 2005, increased by eleven and one-half per cent. For each facility with an interim rate for the period ending June 30, 2005, the interim replacement rate for the period ending June 30, 2006, shall not exceed

the rate in effect for the period ending June 30, 2005, increased by eleven dollars and eighty cents per day plus the per day cost of the user fee payments made pursuant to section 17b-320 divided by annual resident service days, except for any facility with an interim rate below one hundred ninety-five dollars per day for the period ending June 30, 2005, the interim replacement rate for the period ending June 30, 2006, shall not be greater than two hundred seventeen dollars and forty-three cents per day and for any facility with an interim rate equal to or greater than one hundred ninety-five dollars per day for the period ending June 30, 2005, the interim replacement rate for the period ending June 30, 2006, shall not exceed the rate in effect for the period ending June 30, 2005, increased by eleven and one-half per cent. Such July 1, 2005, rate adjustments shall remain in effect unless (i) the federal financial participation matching funds associated with the rate increase are no longer available; or (ii) the user fee created pursuant to section 17b-320 is not in effect. For the fiscal year ending June 30, 2007, each facility shall receive a rate that is three per cent greater than the rate in effect for the period ending June 30, 2006, except any facility that would have been issued a lower rate effective July 1, 2006, than for the rate period ending June 30, 2006, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2006. For the fiscal year ending June 30, 2008, each facility shall receive a rate that is two and nine-tenths per cent greater than the rate in effect for the period ending June 30, 2007, except any facility that would have been issued a lower rate effective July 1, 2007, than for the rate period ending June 30, 2007, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2007. For the fiscal year ending June 30, 2009, rates in effect for the period ending June 30, 2008, shall remain in effect until June 30, 2009, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2009, due to interim rate status or agreement with the department shall be issued such lower rate. For the fiscal years ending June 30, 2010, and June 30,

2011, rates in effect for the period ending June 30, 2009, shall remain in effect until June 30, 2011, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2010, or the fiscal year ending June 30, 2011, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal years ending June 30, 2012, and June 30, 2013, rates in effect for the period ending June 30, 2011, shall remain in effect until June 30, 2013, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2012, or the fiscal year ending June 30, 2013, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal year ending June 30, 2014, the department shall determine facility rates based upon 2011 cost report filings subject to the provisions of this section and applicable regulations except: (I) A ninety per cent minimum occupancy standard shall be applied; (II) no facility shall receive a rate that is higher than the rate in effect on June 30, 2013; and (III) no facility shall receive a rate that is more than four per cent lower than the rate in effect on June 30, 2013, except that any facility that would have been issued a lower rate effective July 1, 2013, than for the rate period ending June 30, 2013, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2013. For the fiscal year ending June 30, 2015, rates in effect for the period ending June 30, 2014, shall remain in effect until June 30, 2015, except any facility that would have been issued a lower rate effective July 1, 2014, than for the rate period ending June 30, 2014, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2014. For the fiscal years ending June 30, 2016, and June 30, 2017, rates shall not exceed those in effect for the period ending June 30, 2015, except the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2015, if the commissioner provides, within available appropriations, pro rata fair rent increases, which may, at the discretion of the commissioner, include increases for facilities which have undergone a material change in circumstances related to fair rent

additions or moveable equipment placed in service in cost report years ending September 30, 2014, and September 30, 2015, and not otherwise included in rates issued. For the fiscal years ending June 30, 2016, and June 30, 2017, and each succeeding fiscal year, any facility that would have been issued a lower rate, due to interim rate status **[**, a change in allowable fair rent**]** or agreement with the department, shall be issued such lower rate. For the fiscal year ending June 30, 2018, facilities that received a rate decrease due to the expiration of a 2015 fair rent asset shall receive a rate increase of an equivalent amount effective July 1, 2017. For the fiscal year ending June 30, 2018, the department shall determine facility rates based upon 2016 cost report filings subject to the provisions of this section and applicable regulations, provided no facility shall receive a rate that is higher than the rate in effect on December 31, 2016, and no facility shall receive a rate that is more than two per cent lower than the rate in effect on December 31, 2016. For the fiscal year ending June 30, 2019, no facility shall receive a rate that is higher than the rate in effect on June 30, 2018, except the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2018, if the commissioner provides, within available appropriations, pro rata fair rent increases, which may, at the discretion of the commissioner, include increases for facilities which have undergone a material change in circumstances related to fair rent additions or moveable equipment placed in service in the cost report year ending September 30, 2017, and not otherwise included in rates issued. The Commissioner of Social Services shall add fair rent increases to any other rate increases established pursuant to this subdivision for a facility which has undergone a material change in circumstances related to fair rent, except for the fiscal years ending June 30, 2010, June 30, 2011, and June 30, 2012, such fair rent increases shall only be provided to facilities with an approved certificate of need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-355. For the fiscal year ending June 30, 2013, the commissioner may, within available appropriations, provide pro rata fair rent increases for facilities which

have undergone a material change in circumstances related to fair rent additions placed in service in cost report years ending September 30, 2008, to September 30, 2011, inclusive, and not otherwise included in rates issued. For the fiscal years ending June 30, 2014, and June 30, 2015, the commissioner may, within available appropriations, provide pro rata fair rent increases, which may include moveable equipment at the discretion of the commissioner, for facilities which have undergone a material change in circumstances related to fair rent additions or moveable equipment placed in service in cost report years ending September 30, 2012, and September 30, 2013, and not otherwise included in rates issued. The commissioner shall add fair rent increases associated with an approved certificate of need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-355. Interim rates may take into account reasonable costs incurred by a facility, including wages and benefits. Notwithstanding the provisions of this section, the Commissioner of Social Services may, subject to available appropriations, increase or decrease rates issued to licensed chronic and convalescent nursing homes and licensed rest homes with nursing supervision. Notwithstanding any provision of this section, the Commissioner of Social Services shall, effective July 1, 2015, within available appropriations, adjust facility rates in accordance with the application of standard accounting principles as prescribed by the commissioner, for each facility subject to subsection (a) of this section. Such adjustment shall provide a pro-rata increase based on direct and indirect care employee salaries reported in the 2014 annual cost report, and adjusted to reflect subsequent salary increases, to reflect reasonable costs mandated by collective bargaining agreements with certified collective bargaining agents, or otherwise provided by a facility to its employees. For purposes of this subsection, "employee" shall not include a person employed as a facility's manager, chief administrator, a person required to be licensed as a nursing home administrator or any individual who receives compensation for services pursuant to a contractual arrangement and who is not directly

employed by the facility. The commissioner may establish an upper limit for reasonable costs associated with salary adjustments beyond which the adjustment shall not apply. Nothing in this section shall require the commissioner to distribute such adjustments in a way that jeopardizes anticipated federal reimbursement. Facilities that receive such adjustment but do not provide increases in employee salaries as described in this subsection on or before July 31, 2015, may be subject to a rate decrease in the same amount as the adjustment by the commissioner. Of the amount appropriated for this purpose, no more than nine million dollars shall go to increases based on reasonable costs mandated by collective bargaining agreements.

Sec. 46. Subdivision (13) of subsection (f) of section 17b-340 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(13) For the fiscal year ending June 30, **[**1994**]** 2014, and any succeeding fiscal year, for purposes of computing minimum allowable patient days, utilization of a facility's certified beds shall be determined at a minimum of **[**ninety-five**]** ninety per cent of capacity, except for new facilities and facilities which are certified for additional beds which may be permitted a lower occupancy rate for the first three months of operation after the effective date of licensure.

Sec. 47. Subsection (g) of section 17b-340 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(g) For the fiscal year ending June 30, 1993, any intermediate care facility for individuals with intellectual disabilities with an operating cost component of its rate in excess of one hundred forty per cent of the median of operating cost components of rates in effect January 1, 1992, shall not receive an operating cost component increase. For the fiscal year ending June 30, 1993, any intermediate care facility for

individuals with intellectual disabilities with an operating cost component of its rate that is less than one hundred forty per cent of the median of operating cost components of rates in effect January 1, 1992, shall have an allowance for real wage growth equal to thirty per cent of the increase determined in accordance with subsection (q) of section 17-311-52 of the regulations of Connecticut state agencies, provided such operating cost component shall not exceed one hundred forty per cent of the median of operating cost components in effect January 1, 1992. Any facility with real property other than land placed in service prior to October 1, 1991, shall, for the fiscal year ending June 30, 1995, receive a rate of return on real property equal to the average of the rates of return applied to real property other than land placed in service for the five years preceding October 1, 1993. For the fiscal year ending June 30, 1996, and any succeeding fiscal year, the rate of return on real property for property items shall be revised every five years. The commissioner shall, upon submission of a request, allow actual debt service, comprised of principal and interest, in excess of property costs allowed pursuant to section 17-311-52 of the regulations of Connecticut state agencies, provided such debt service terms and amounts are reasonable in relation to the useful life and the base value of the property. For the fiscal year ending June 30, 1995, and any succeeding fiscal year, the inflation adjustment made in accordance with subsection (p) of section 17-311-52 of the regulations of Connecticut state agencies shall not be applied to real property costs. For the fiscal year ending June 30, 1996, and any succeeding fiscal year, the allowance for real wage growth, as determined in accordance with subsection (q) of section 17-311-52 of the regulations of Connecticut state agencies, shall not be applied. For the fiscal year ending June 30, 1996, and any succeeding fiscal year, no rate shall exceed three hundred seventy-five dollars per day unless the commissioner, in consultation with the Commissioner of Developmental Services, determines after a review of program and management costs, that a rate in excess of this amount is necessary for care and treatment of

facility residents. For the fiscal year ending June 30, 2002, rate period, the Commissioner of Social Services shall increase the inflation adjustment for rates made in accordance with subsection (p) of section 17-311-52 of the regulations of Connecticut state agencies to update allowable fiscal year 2000 costs to include a three and one-half per cent inflation factor. For the fiscal year ending June 30, 2003, rate period, the commissioner shall increase the inflation adjustment for rates made in accordance with subsection (p) of section 17-311-52 of the regulations of Connecticut state agencies to update allowable fiscal year 2001 costs to include a one and one-half per cent inflation factor, except that such increase shall be effective November 1, 2002, and such facility rate in effect for the fiscal year ending June 30, 2002, shall be paid for services provided until October 31, 2002, except any facility that would have been issued a lower rate effective July 1, 2002, than for the fiscal year ending June 30, 2002, due to interim rate status or agreement with the department shall be issued such lower rate effective July 1, 2002, and have such rate updated effective November 1, 2002, in accordance with applicable statutes and regulations. For the fiscal year ending June 30, 2004, rates in effect for the period ending June 30, 2003, shall remain in effect, except any facility that would have been issued a lower rate effective July 1, 2003, than for the fiscal year ending June 30, 2003, due to interim rate status or agreement with the department shall be issued such lower rate effective July 1, 2003. For the fiscal year ending June 30, 2005, rates in effect for the period ending June 30, 2004, shall remain in effect until September 30, 2004. Effective October 1, 2004, each facility shall receive a rate that is five per cent greater than the rate in effect September 30, 2004. Effective upon receipt of all the necessary federal approvals to secure federal financial participation matching funds associated with the rate increase provided in subdivision (4) of subsection (f) of this section, but in no event earlier than October 1, 2005, and provided the user fee imposed under section 17b-320 is required to be collected, each facility shall receive a rate that is four per cent more than the rate the facility received in the prior

fiscal year, except any facility that would have been issued a lower rate effective October 1, 2005, than for the fiscal year ending June 30, 2005, due to interim rate status or agreement with the department, shall be issued such lower rate effective October 1, 2005. Such rate increase shall remain in effect unless: (1) The federal financial participation matching funds associated with the rate increase are no longer available; or (2) the user fee created pursuant to section 17b-320 is not in effect. For the fiscal year ending June 30, 2007, rates in effect for the period ending June 30, 2006, shall remain in effect until September 30, 2006, except any facility that would have been issued a lower rate effective July 1, 2006, than for the fiscal year ending June 30, 2006, due to interim rate status or agreement with the department, shall be issued such lower rate effective July 1, 2006. Effective October 1, 2006, no facility shall receive a rate that is more than three per cent greater than the rate in effect for the facility on September 30, 2006, except any facility that would have been issued a lower rate effective October 1, 2006, due to interim rate status or agreement with the department, shall be issued such lower rate effective October 1, 2006. For the fiscal year ending June 30, 2008, each facility shall receive a rate that is two and nine-tenths per cent greater than the rate in effect for the period ending June 30, 2007, except any facility that would have been issued a lower rate effective July 1, 2007, than for the rate period ending June 30, 2007, due to interim rate status, or agreement with the department, shall be issued such lower rate effective July 1, 2007. For the fiscal year ending June 30, 2009, rates in effect for the period ending June 30, 2008, shall remain in effect until June 30, 2009, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2009, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal years ending June 30, 2010, and June 30, 2011, rates in effect for the period ending June 30, 2009, shall remain in effect until June 30, 2011, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2010, or the fiscal year ending June 30, 2011, due to interim rate status or

agreement with the department, shall be issued such lower rate. For the fiscal year ending June 30, 2012, rates in effect for the period ending June 30, 2011, shall remain in effect until June 30, 2012, except any facility that would have been issued a lower rate for the fiscal year ending June 30, 2012, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal years ending June 30, 2014, and June 30, 2015, rates shall not exceed those in effect for the period ending June 30, 2013, except the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2013, if a capital improvement approved by the Department of Developmental Services, in consultation with the Department of Social Services, for the health or safety of the residents was made to the facility during the fiscal year ending June 30, 2014, or June 30, 2015, **[**only**]** to the extent such rate increases are within available appropriations. Any facility that would have been issued a lower rate for the fiscal year ending June 30, 2014, or the fiscal year ending June 30, 2015, due to interim rate status or agreement with the department, shall be issued such lower rate. For the fiscal years ending June 30, 2016, and June 30, 2017, rates shall not exceed those in effect for the period ending June 30, 2015, except the rate paid to a facility may be higher than the rate paid to the facility for the period ending June 30, 2015, if a capital improvement approved by the Department of Developmental Services, in consultation with the Department of Social Services, for the health or safety of the residents was made to the facility during the fiscal year ending June 30, 2016, or June 30, 2017, **[**only**]** to the extent such rate increases are within available appropriations. For the fiscal years ending June 30, 2016, and June 30, 2017, and each succeeding fiscal year, any facility that would have been issued a lower rate, due to interim rate status, a change in allowable fair rent or agreement with the department, shall be issued such lower rate. <u>For the fiscal years ending June 30, 2018, and June 30, 2019, rates shall not exceed those in effect for the period ending June 30, 2017, except the rate paid to a facility may be higher than the rate</u>

paid to the facility for the period ending June 30, 2017, if a capital improvement approved by the Department of Developmental Services, in consultation with the Department of Social Services, for the health or safety of the residents was made to the facility during the fiscal year ending June 30, 2018, or June 30, 2019, only to the extent such rate increases are within available appropriations. Any facility that has a significant decrease in land and building costs shall receive a reduced rate to reflect such decrease in land and building costs. For the fiscal years ending June 30, 2012, June 30, 2013, June 30, 2014, June 30, 2015, June 30, 2016, **[**and**]** June 30, 2017, June 30, 2018, and June 30, 2019, the Commissioner of Social Services may provide fair rent increases to any facility that has undergone a material change in circumstances related to fair rent and has an approved certificate of need pursuant to section 17b-352, 17b-353, 17b-354 or 17b-355. Notwithstanding the provisions of this section, the Commissioner of Social Services may, within available appropriations, increase or decrease rates issued to intermediate care facilities for individuals with intellectual disabilities to reflect a reduction in available appropriations as provided in subsection (a) of this section. For the fiscal years ending June 30, 2014, and June 30, 2015, the commissioner shall not consider rebasing in determining rates.

Sec. 48. (*Effective from passage*) Notwithstanding the provisions of section 17a-17 of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the provisions of said section shall not be considered in any increases or decreases to residential rates or allowable per diem payments to private residential treatment centers licensed pursuant to section 17a-145 of the general statutes.

Sec. 49. Subsection (a) of section 17b-282c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(a) All nonemergency dental services provided under the

Department of Social Services' dental programs, as described in section 17b-282b, shall be subject to prior authorization. Nonemergency services that are exempt from the prior authorization process shall include diagnostic, prevention, basic restoration procedures and nonsurgical extractions that are consistent with standard and reasonable dental practices. Payment for nonemergency dental services shall not exceed one thousand dollars per calendar year for an individual adult, provided services determined to be medically necessary, as defined in section 17b-259b, including dentures, shall not be subject to such payment cap. Dental benefit limitations shall apply to each client regardless of the number of providers serving the client. The commissioner may recoup payments for services that are determined not to be for an emergency condition or otherwise in excess of what is medically necessary. The commissioner shall periodically, but not less than quarterly, review payments for emergency dental services and basic restoration procedures for appropriateness of payment. For the purposes of this section, "emergency condition" means a dental condition manifesting itself by acute symptoms of sufficient severity, including severe pain, such that a prudent layperson, who possesses an average knowledge of health and medicine, could reasonably expect the absence of immediate dental attention to result in placing the health of the individual, or with respect to a pregnant woman, the health of the woman or her unborn child, in serious jeopardy, cause serious impairment to body functions or cause serious dysfunction of any body organ or part.

Sec. 50. Section 17b-256f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

The Commissioner of Social Services shall **[**increase income disregards used to determine eligibility by the Department of Social Services**]** establish eligibility for the federal Qualified Medicare Beneficiary, the Specified Low-Income Medicare Beneficiary and the

Qualifying Individual programs, administered in accordance with the provisions of 42 USC 1396d(p), by such amounts that shall result in persons with income that is (1) less than **[**two hundred eleven**]** one hundred per cent of the federal poverty level qualifying for the Qualified Medicare Beneficiary program, (2) at or above **[**two hundred eleven**]** one hundred per cent of the federal poverty level but less than **[**two hundred thirty-one**]** one hundred twenty per cent of the federal poverty level qualifying for the Specified Low-Income Medicare Beneficiary program, and (3) at or above **[**two hundred thirty-one**]** one hundred twenty per cent of the federal poverty level but less than **[**two hundred forty-six**]** one hundred thirty-five per cent of the federal poverty level qualifying for the Qualifying Individual program. The commissioner shall not apply an asset test for eligibility under the Medicare Savings Program. The commissioner shall not consider as income Aid and Attendance pension benefits granted to a veteran, as defined in section 27-103, or the surviving spouse of such veteran. The Commissioner of Social Services, pursuant to section 17b-10, may implement policies and procedures to administer the provisions of this section while in the process of adopting such policies and procedures in regulation form, provided the commissioner prints notice of the intent to adopt the regulations **[**in the Connecticut Law Journal**]** on the department's Internet web site and the eRegulations System not later than twenty days after the date of implementation. Such policies and procedures shall be valid until the time final regulations are adopted.

Sec. 51. Subsection (a) of section 10-76d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) In accordance with the regulations and procedures established by the Commissioner of Education and approved by the State Board of Education, each local or regional board of education shall provide the professional services requisite to identification of

children requiring special education, identify each such child within its jurisdiction, determine the eligibility of such children for special education pursuant to sections 10-76a to 10-76h, inclusive, prescribe appropriate educational programs for eligible children, maintain a record thereof and make such reports as the commissioner may require. No child may be required to obtain a prescription for a substance covered by the Controlled Substances Act, 21 USC 801 et seq., as amended from time to time, as a condition of attending school, receiving an evaluation under section 10-76ff or receiving services pursuant to sections 10-76a to 10-76h, inclusive, or the Individuals with Disabilities Education Act, 20 USC 1400 et seq., as amended from time to time.

(2) Not later than December 1, 2017, each local and regional board of education shall (A) enroll as a provider in the state medical assistance program, (B) participate in the Medicaid School Based Child Health Program administered by the Department of Social Services, and (C) submit billable service information electronically to the Department of Social Services, or its billing agent.

(3) Any local or regional board of education may enter into an agreement with a third-party vendor or another local or regional board of education to comply with the requirements of subdivision (2) of this subsection. Such agreement may provide that costs for services provided on behalf of a local or regional board of education shall be paid from the grant received pursuant to subdivision (5) of this subsection and shall be contingent on receipt of funds from such grant in an amount sufficient to cover the cost of providing such service. Notwithstanding the provisions of section 17b-99, the Commissioner of Social Services shall not assess or extrapolate any overpayments to any third-party provider that contracts with the local or regional board of education to provide Medicaid services, when the error is determined by the department to be caused by (A) a clerical error; (B) information

provided by the local or regional board of education; or (C) another third-party vendor in the submission of billable service information.

[(2) Any] (4) Each local or regional board of education, through the planning and placement team established in accordance with regulations adopted by the State Board of Education under this section, [may] shall determine a child's Medicaid enrollment status. In determining Medicaid enrollment status, the planning and placement team shall: (A) Inquire of the parents or guardians of each such child whether the child is enrolled in or may be eligible for Medicaid; and (B) if the child may be eligible for Medicaid, (i) request that the parent or guardian of the child apply for Medicaid, and (ii) comply with the requirements under 34 CFR 300.154, as amended from time to time, prior to billing for services under the Medicaid School Based Child Health Program administered by the Department of Social Services. For the purpose of determining Medicaid rates for Medicaid eligible special education and related services based on a representative cost sampling method, the board of education shall make available documentation of the provision and costs of Medicaid eligible special education and related services for any students receiving such services, regardless of an individual student's Medicaid enrollment status, to the Commissioner of Social Services or to the commissioner's authorized agent at such time and in such manner as prescribed. For the purpose of determining Medicaid rates for Medicaid eligible special education and related services based on an actual cost method, the local or regional board of education shall submit documentation of the costs and utilization of Medicaid eligible special education and related services for all students receiving such services to the Commissioner of Social Services or to the commissioner's authorized agent at such time and in such manner as prescribed. The commissioner or such agent may use information received from local or regional boards of education for the purposes of [(i)] (I) ascertaining students' Medicaid eligibility status, [(ii)] (II) submitting Medicaid

claims, **[**(iii)**]** (III) complying with state and federal audit requirements, and **[**(iv)**]** (IV) determining Medicaid rates for Medicaid eligible special education and related services. No child shall be denied special education and related services in the event the parent or guardian refuses to apply for Medicaid.

[(3)**]** (5) Beginning with the fiscal year ending June 30, 2004, the Commissioner of Social Services shall make grant payments to local or regional boards of education in amounts representing fifty per cent of the federal portion of Medicaid claims processed for Medicaid eligible special education and related services provided to Medicaid eligible students in the school district. Beginning with the fiscal year ending June 30, 2009, the commissioner shall exclude any enhanced federal medical assistance percentages in calculating the federal portion of such Medicaid claims processed. Such grant payments shall be made on at least a quarterly basis and may represent estimates of amounts due to local or regional boards of education. Any grant payments made on an estimated basis, including payments made by the Department of Education for the fiscal years prior to the fiscal year ending June 30, 2000, shall be subsequently reconciled to grant amounts due based upon filed and accepted Medicaid claims and Medicaid rates. If, upon review, it is determined that a grant payment or portion of a grant payment was made for ineligible or disallowed Medicaid claims, the local or regional board of education shall reimburse the Department of Social Services for any grant payment amount received based upon ineligible or disallowed Medicaid claims.

[(4)**]** (6) Pursuant to federal law, the Commissioner of Social Services, as the state's Medicaid agent, shall determine rates for Medicaid eligible special education and related services pursuant to subdivision **[**(2)**]** (4) of this subsection. The Commissioner of Social Services may request and the Commissioner of Education and towns and regional school districts shall provide information as may be

necessary to set such rates.

[(5)**]** (7) Based on school district special education and related services expenditures, the state's Medicaid agent shall report and certify to the federal Medicaid authority the state match required by federal law to obtain Medicaid reimbursement of eligible special education and related services costs.

[(6)**]** (8) Payments received pursuant to this section shall be paid to the local or regional board of education which has incurred such costs in addition to the funds appropriated by the town to such board for the current fiscal year.

[(7)**]** (9) The planning and placement team shall, in accordance with the provisions of the Individuals With Disabilities Education Act, 20 USC 1400, et seq., as amended from time to time, develop and update annually a statement of transition service needs for each child requiring special education.

[(8)**]** (10) (A) Each local and regional board of education responsible for providing special education and related services to a child or pupil shall notify the parent or guardian of a child who requires or who may require special education, a pupil if such pupil is an emancipated minor or eighteen years of age or older who requires or who may require special education or a surrogate parent appointed pursuant to section 10-94g, in writing, at least five school days before such board proposes to, or refuses to, initiate or change the child's or pupil's identification, evaluation or educational placement or the provision of a free appropriate public education to the child or pupil.

(B) Upon request by a parent, guardian, pupil or surrogate parent, the responsible local or regional board of education shall provide such parent, guardian, pupil or surrogate parent an opportunity to meet with a member of the planning and placement team designated by

such board prior to the referral planning and placement team meeting at which the assessments and evaluations of the child or pupil who requires or may require special education is presented to such parent, guardian, pupil or surrogate parent for the first time. Such meeting shall be for the sole purpose of discussing the planning and placement team process and any concerns such parent, guardian, pupil or surrogate parent has regarding the child or pupil who requires or may require special education.

(C) Such parent, guardian, pupil or surrogate parent shall (i) be given at least five school days' prior notice of any planning and placement team meeting conducted for such child or pupil, (ii) have the right to be present at and participate in all portions of such meeting at which an educational program for such child or pupil is developed, reviewed or revised, and (iii) have the right to have advisors of such person's own choosing and at such person's own expense, and to have the school paraprofessional assigned to such child or pupil, if any, to be present at and to participate in all portions of such meeting at which an educational program for such child or pupil is developed, reviewed or revised.

(D) Immediately upon the formal identification of any child as a child requiring special education and at each planning and placement team meeting for such child, the responsible local or regional board of education shall inform the parent or guardian of such child or surrogate parent or, in the case of a pupil who is an emancipated minor or eighteen years of age or older, the pupil of (i) the laws relating to special education, (ii) the rights of such parent, guardian, surrogate parent or pupil under such laws and the regulations adopted by the State Board of Education relating to special education, including the right of a parent, guardian or surrogate parent to (I) withhold from enrolling such child in kindergarten, in accordance with the provisions of section 10-184, and (II) have advisors and the school

paraprofessional assigned to such child or pupil to be present at, and to participate in, all portions of such meeting at which an educational program for such child or pupil is developed, reviewed or revised, in accordance with the provisions of subparagraph (C) of this subdivision, and (iii) any relevant information and resources relating to individualized education programs created by the Department of Education, including, but not limited to, information relating to transition resources and services for high school students. If such parent, guardian, surrogate parent or pupil does not attend a planning and placement team meeting, the responsible local or regional board of education shall mail such information to such person.

(E) Each local and regional board of education shall have in effect at the beginning of each school year an educational program for each child or pupil who has been identified as eligible for special education.

(F) At each initial planning and placement team meeting for a child or pupil, the responsible local or regional board of education shall inform the parent, guardian, surrogate parent or pupil of the laws relating to physical restraint and seclusion pursuant to section 10-236b and the rights of such parent, guardian, surrogate parent or pupil under such laws and the regulations adopted by the State Board of Education relating to physical restraint and seclusion.

(G) Upon request by a parent, guardian, pupil or surrogate parent, the responsible local or regional board of education shall provide the results of the assessments and evaluations used in the determination of eligibility for special education for a child or pupil to such parent, guardian, surrogate parent or pupil at least three school days before the referral planning and placement team meeting at which such results of the assessments and evaluations will be discussed for the first time.

[(9)**]** (11) Notwithstanding any provision of the general statutes, for

purposes of Medicaid reimbursement, when recommended by the planning and placement team and specified on the individualized education program, a service eligible for reimbursement under the Medicaid program shall be deemed to be authorized by a practitioner of the healing arts under 42 CFR 440.130, provided such service is recommended by an appropriately licensed or certified individual and is within the individual's scope of practice. Certain items of durable medical equipment, recommended pursuant to the provisions of this subdivision, may be subject to prior authorization requirements established by the Commissioner of Social Services. Diagnostic and evaluation services eligible for reimbursement under the Medicaid program and recommended by the planning and placement team shall also be deemed to be authorized by a practitioner of the healing arts under 42 CFR 440.130 provided such services are recommended by an appropriately licensed or certified individual and are within the individual's scope of practice.

[(10)**]** (12) The Commissioner of Social Services shall implement the policies and procedures necessary for the purposes of this subsection while in the process of adopting such policies and procedures in regulation form, provided notice of intent to adopt the regulations is published in the Connecticut Law Journal within twenty days of implementing the policies and procedures. Such policies and procedures shall be valid until the time final regulations are effective.

Sec. 52. Subsection (d) of section 10-76d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) To meet its obligations under sections 10-76a to 10-76g, inclusive, any local or regional board of education may make agreements with another such board or subject to the consent of the parent or guardian of any child affected thereby, make agreements with any private school or with any public or private agency or institution, including a

group home to provide the necessary programs or services, but no expenditures made pursuant to a contract with a private school, agency or institution for such special education shall be paid under the provisions of section 10-76g, unless (1) such contract includes a description of the educational program and other treatment the child is to receive, a statement of minimal goals and objectives which it is anticipated such child will achieve and an estimated time schedule for returning the child to the community or transferring such child to another appropriate facility, (2) subject to the provisions of this subsection, the educational needs of the child for whom such special education is being provided cannot be met by public school arrangements in the opinion of the commissioner who, before granting approval of such contract for purposes of payment, shall consider such factors as the particular needs of the child, the appropriateness and efficacy of the program offered by such private school, agency or institution, and the economic feasibility of comparable alternatives, and (3) commencing with the 1987-1988 school year and for each school year thereafter, each such private school, agency or institution has been approved for special education by the Commissioner of Education or by the appropriate agency for facilities located out of state, except as provided in subsection (b) of this section. Notwithstanding the provisions of subdivision (2) of this subsection or any regulations adopted by the State Board of Education setting placement priorities, placements pursuant to this section and payments under section 10-76g may be made pursuant to such a contract if the public arrangements are more costly than the private school, institution or agency, provided the private school, institution or agency meets the educational needs of the child and its program is appropriate and efficacious. Notwithstanding the provisions of this subsection to the contrary, nothing in this subsection shall (A) require the removal of a child from a nonapproved facility if the child was placed there prior to July 7, 1987, pursuant to the determination of a planning and placement team that such a placement was appropriate

and such placement was approved by the Commissioner of Education, or (B) prohibit the placement of a child at a nonapproved facility if a planning and placement team determines prior to July 7, 1987, that the child be placed in a nonapproved facility for the 1987-1988 school year. Each child placed in a nonapproved facility as described in subparagraphs (A) and (B) of subdivision (3) of this subsection may continue at the facility provided the planning and placement team or hearing officer appointed pursuant to section 10-76h determines that the placement is appropriate. Expenditures incurred by any local or regional board of education to maintain children in nonapproved facilities as described in said subparagraphs (A) and (B) shall be paid pursuant to the provisions of section 10-76g. Any local or regional board of education may enter into a contract with the owners or operators of any sheltered workshop or rehabilitation center for provision of an education occupational training program for children requiring special education who are at least sixteen years of age, provided such workshop or institution shall have been approved by the appropriate state agency. Whenever any child is identified by a local or regional board of education as a child requiring special education and **[**said**]** such board of education determines that the requirements for special education could be met by a program provided within the district or by agreement with another board of education except for the child's need for services other than educational services such as medical, psychiatric or institutional care or services, **[**said**]** such board of education may meet its obligation to furnish special education for such child by paying the reasonable cost of special education instruction in a private school, hospital or other institution provided **[**said**]** such board of education or the commissioner concurs that placement in such institution is necessary and proper and no state institution is available to meet such child's needs. Any such private school, hospital or other institution receiving such reasonable cost of special education instruction by such board of education shall submit all required documentation to such board of

education for purposes of submitting claims to the Medicaid School Based Child Health Program administered by the Department of Social Services.

Sec. 53. Subsection (d) of section 10-76b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) The State Board of Education shall ensure that local and regional boards of education are providing the information described in subparagraph (D) of subdivision **[**(8)**]** (10) of subsection (a) of section 10-76d to the parent or guardian of a child requiring special education or the surrogate parent appointed pursuant to section 10-94g and, in the case of a pupil who is an emancipated minor or eighteen years of age or older, the pupil.

Sec. 54. Section 17b-221b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the fiscal year ending June 30, 2002, and each fiscal year thereafter, all federal matching funds received by the Department of Social Services for special-education-related services rendered in schools pursuant to section 10-76d shall be deposited in the General Fund and credited to a nonlapsing account in the Department of Social Services. Sixty per cent of such funds shall be expended by the Department of Social Services for payment of grants to towns pursuant to subdivision **[**(3)**]** (5) of subsection (a) of section 10-76d, and the remaining funds shall be available for expenditure by the Department of Social Services for the payment of Medicaid claims.

Sec. 55. Subsection (b) of section 13b-69 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The remaining resources of the Special Transportation Fund

shall, pursuant to appropriation thereof in accordance with chapter 50 and subject to approval by the Governor of allotment thereof, be applied and expended for (1) payment of the principal of and interest on "general obligation bonds of the state issued for transportation purposes", as defined in subsection (c) of this section, or any obligations refunding the same, (2) payment of state budget appropriations made to or for the Department of Transportation and the Department of Motor Vehicles, (3) payment of state budget appropriations made to or for the Department of Emergency Services and Public Protection for members of the Division of State Police designated by the Commissioner of Emergency Services and Public Protection for motor patrol work pursuant to section 29-4, except that (A) for the fiscal years commencing on or after July 1, 1998, excluding the highway motor patrol budgeted expenses, and (B) for the fiscal years commencing on or after July 1, 1999, excluding the highway motor patrol fringe benefits, and (4) payment to the Department of Energy and Environmental Protection for purposes of regulation and enforcement of chapter 268. **[**, and (5) payment to the Department of Social Services for purposes of the transportation for employment independence program.**]**

Sec. 56. (*Effective from passage*) Notwithstanding the provisions of section 5-217 of the general statutes, the Commissioner of Administrative Services may continue or extend any candidate list that was scheduled to expire on or after June 7, 2017, to a date not later than December 31, 2018.

Sec. 57. (*Effective from passage*) The Legislative Commissioners' Office shall, in codifying the provisions of this act, make such technical, grammatical and punctuation changes as are necessary to carry out the purposes of this act, including, but not limited to, correcting inaccurate internal references.

Sec. 58. Section 2 of public act 17-192 is repealed and the following is

substituted in lieu thereof (*Effective from passage*):

(a) For the purposes of this section, "transportation project" means any transportation planning or capital project undertaken by the state on or after July 1, 2018, that expands capacity on a limited access highway, transit or railroad system or parking facility or is estimated to cost one hundred fifty million dollars or more, but does not mean any transportation project undertaken by the state on or after July 1, 2018, that the Commissioner of Transportation finds is necessary to maintain the state's infrastructure in good repair and estimates to cost less than one hundred fifty million dollars.

(b) The Commissioner of Transportation, in consultation with the Commissioners of Economic and Community Development, Housing and Energy and Environmental Protection, the Secretary of the Office of Policy and Management and the chairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to transportation and finance, revenue and bonding, shall develop a method to assess each transportation project to determine the impact of such transportation project on economic development, transit-oriented development, housing development, access to employment, the environment, traffic congestion and public safety.

(c) On or before February 1, 2018, the commissioner shall submit, in accordance with section 11-4a of the general statutes, such assessment method to the joint standing committee of the General Assembly having cognizance of matters relating to transportation. Not later than sixty days after the receipt of such assessment method, said committee shall meet to approve or reject such assessment method and advise the commissioner of said committee's approval or rejection. If said committee fails to approve or reject such assessment method within sixty days of such receipt, such assessment method shall be deemed approved. Such assessment method shall become effective when

approved by an affirmative vote of said committee or deemed approved. In the event that such assessment method is rejected, such assessment method shall be returned to the commissioner for revisions and resubmitted to said committee not later than thirty days after such rejection.

(d) On and after July 1, 2018, the commissioner shall assess each transportation project using the assessment method approved pursuant to subsection (c) of this section. The commissioner shall not include a transportation project in the Department of Transportation's five-year transportation capital plan for the state unless the assessment of such transportation project is completed.

(e) The commissioner shall submit the assessment of each transportation project to the Transportation Policy Advisory Council established pursuant to section 1 of **[**this act**]** public act 17-192 and post such assessments on the Department of Transportation's Internet web site.

(f) The Department of Transportation shall not submit a request for appropriations or authorization of bonds for a transportation project to the General Assembly unless the commissioner has submitted the assessment of such transportation project pursuant to subsection (e) of this section. **[**The provisions of this subsection do not apply to a transportation project undertaken by the department provided the commissioner finds such project is necessary to maintain the state's transportation infrastructure in good repair and such project does not add capacity to a limited access highway, transit or railroad system or parking facility and is estimated to cost less than one hundred fifty million dollars.**]**

(g) On or before January 1, 2019, and annually thereafter, the commissioner shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committees

of the General Assembly having cognizance of matters relating to transportation and finance, revenue and bonding, on the assessments of transportation projects completed in the previous calendar year.

Sec. 59. (*Effective from passage*) (a) There is established the Teachers' Retirement System Viability Commission, which shall consist of the members of the Teachers' Retirement Board, as established pursuant to section 10-183*l* of the general statutes, and a global consulting firm with significant experience and expertise in human resources, talent development and health and retirement benefits and investments, contracted in accordance with the following:

(1) Not later than sixty days after the effective date of this section, the Secretary of the Office of Policy and Management shall, within available appropriations, contract with a global consulting firm with significant experience and expertise in human resources, talent development and health and retirement benefits and investments. If, not later than sixty days after the effective date of this section, the secretary has not contracted with such a consulting firm pursuant to this section, the Office of Legislative Management shall contract with such a consulting firm.

(2) The Secretary of the Office of Policy and Management or the executive director of the Office of Legislative Management, as the case may be, shall identify candidates with significant experience to perform the duties of the global consulting firm pursuant to this section through the solicitation of qualifications and any other factor that may bear on the ability to perform such duties. The secretary or the executive director, as the case may be, shall select and contract with the consulting firm through the solicitation of bids for the performance of such duties from not less than four of the candidates so identified. Each solicitation and any response to any such solicitation shall be made in writing. Notwithstanding any provision of the general statutes, any such contract shall not be deemed a personal

service agreement for purposes of chapter 55a of the general statutes and shall not be subject to the provisions of chapter 58 or 62 of the general statutes.

(3) If the Secretary of the Office of Policy and Management contracts with a consulting firm pursuant to this section, the Governor, with the approval of the Finance Advisory Committee, shall transfer any funds appropriated to the Office of Legislative Management for the purpose of contracting with such consulting firm to the Office of Policy and Management. If the Office of Legislative Management contracts with a consulting firm pursuant to this section, the funds appropriated to the Office of Legislative Management for the purpose of contracting with such consulting firm shall be retained by the Office of Legislative Management.

(4) The state may accept gifts, grants and donations designated for the purposes of contracting with the consulting firm pursuant to this section, provided the state shall not accept any such gift, grant or donation from any candidate identified pursuant to subdivision (2) of this subsection.

(b) The commission shall develop and implement a plan to maintain the financial viability of the Connecticut teachers' retirement system, established under section 10-183c of the general statutes. In developing such plan, the commission shall give significance to the financial capability of the state, which shall include: (1) The fiscal health of the state; (2) the balance in the Budget Reserve Fund, established under section 4-30a of the general statutes; (3) the short and long-term liabilities of the state, including, but not limited to, the state's ability to meet minimum funding levels required by law, contract or court order; (4) the state's initial budgeted revenue for the state for the previous five fiscal years as compared to the actual revenue received by the state for such fiscal years; (5) state revenue projections for the fiscal years during the period in which the proposed plan is to be in operation; (6)

the economic outlook for the state; and (7) the state's access to capital markets. The financial capability of the state shall not include the state's ability to raise revenue through new or increased taxes. The commission shall hold at least one public hearing and solicit the input of members, as defined in section 10-183b of the general statutes, of the teachers' retirement system in developing such plan.

(c) Not later than ninety days after a contract is entered into with such consulting firm, the commission shall submit such plan, and any proposed legislation necessary for the further implementation of such plan, to the joint standing committees of the General Assembly having cognizance of matters relating to education and appropriations and the budgets of state agencies, in accordance with the provisions of section 11-4a of the general statutes. The commission shall terminate not later than one year after the date it submits such report.

Sec. 60. (*Effective from passage*) The University of Connecticut Health Center board of directors, established pursuant to subsection (c) of section 10a-104 of the general statutes, shall seek to establish public-private partnerships with hospitals or other private entities selected by the board. Not later than April 1, 2018, the board shall submit a report concerning the status of such partnerships and any recommended legislation to the joint standing committees of the General Assembly having cognizance of matters relating to higher education, public health and appropriations, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 61. Subsection (o) of section 10-264*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(o) For the school years commencing July 1, 2009, to July 1, **[**2016**]** <u>2018</u>, inclusive, any local or regional board of education operating an interdistrict magnet school pursuant to the **[**2008 stipulation and order

for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended] decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, shall not charge tuition for any student enrolled in a preschool program or in kindergarten to grade twelve, inclusive, in an interdistrict magnet school operated by such school district, except the Hartford school district may charge tuition for any student enrolled in the Great Path Academy.

Sec. 62. Subsection (b) of section 10-283 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) (1) Notwithstanding the application date requirements of this section, at any time within the limit of available grant authorization and within the limit of appropriated funds, the Commissioner of Administrative Services, in consultation with the Commissioner of Education, may approve applications for grants [to] and make payments for such grants, for any of the following reasons: (A) To assist school building projects to remedy damage from fire and catastrophe, (B) to correct safety, health and other code violations, (C) to replace roofs, including the replacement or installation of skylights as part of the roof replacement project, (D) to remedy a certified school indoor air quality emergency, (E) to install insulation for exterior walls and attics, or (F) to purchase and install a limited use and limited access elevator, windows, photovoltaic panels, wind generation systems, building management systems, a public school administrative or service facility or portable classroom buildings, [at any time within the limit of available grant authorization and make payments thereon within the limit of appropriated funds,] provided portable classroom building projects shall not create a new facility or cause an existing facility to be modified so that the portable buildings comprise a substantial percentage of the total facility area, as determined by the

commissioner.

(2) Not later than seven calendar days following the discovery of a reason described in subparagraphs (A) to (F), inclusive, of subdivision (1) of this subsection, the superintendent of schools of a town or regional school district shall notify the Commissioner of Administrative Services in writing of such reason in order to be eligible for a grant under this subsection. Such superintendent shall submit an application to the commissioner not later than six months following such notification in order to receive a grant under this subsection.

Sec. 63. Subsection (c) of section 10-287 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) If the **[**commissioner**]** Commissioner of Administrative Services determines that a building project has not met the approved conditions of the original application, the **[**State Board of Education**]** Department of Administrative Services may withhold subsequent state grant payments for said project until appropriate action, as determined by the commissioner, is taken to cause the building project to be in compliance with the approved conditions or may require repayment of all state grant payments for said project when such appropriate action is not undertaken within a reasonable time.

Sec. 64. Section 10-287i of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

A grant under this chapter for any school building project authorized by the General Assembly on or after July 1, 1996, or for any project for which application is made pursuant to subsection (b) of section 10-283, on or after July 1, 1997, shall be paid as follows: Applicants shall request progress payments for the state share of

eligible project costs calculated pursuant to sections 10-65, 10-76e and 10-286, at such time and in such manner as the Commissioner of Administrative Services shall prescribe provided no payments shall commence until the applicant has filed a notice of authorization of funding for the local share of project costs, and provided further no payments other than those for architectural planning and site acquisition shall be made prior to approval of the final architectural plans pursuant to section 10-292. The Department of Administrative Services shall withhold **[**five**]** eleven per cent of a grant pending completion of an audit pursuant to section 10-287 provided, if the department is unable to complete the required audit within six months of the date a request for final payment is filed, the applicant may have an independent audit performed and include the cost of such audit in the eligible project costs.

Sec. 65. Section 10-63f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Such withdrawal or dissolution shall not impair the obligation of the withdrawing town or the district to the holders of any bonds or other outstanding indebtedness issued prior to withdrawal or dissolution under authority of this part, including any responsibilities or financial obligations related to a school building project pursuant to chapter 173. The regional board of education and the board of education of the town or towns involved may make agreements for the payment of money to or from the district and said towns in accordance with the final plan of withdrawal, except any such agreement or final plan of withdrawal shall not relieve a withdrawing town from its responsibilities or financial obligations related to a school building project pursuant to chapter 173.

Sec. 66. Subdivision (1) of subsection (a) of section 10-285b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) Any incorporated or endowed high school or academy approved by the State Board of Education, pursuant to section 10-34, may apply and be eligible to subsequently **[**to**]** be considered for a school **[**construction**]** building project grant **[**commitments**]** commitment from the state, **[**pursuant to**]** provided the school building project complies with the provisions of this chapter.

Sec. 67. Subdivision (18) of section 10-282 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(18) "Renovation" means a school building project to **[**totally**]** refurbish an existing building **[**(A) which results in the renovated facility taking on a useful life comparable to that of a new facility and which will cost less than building a new facility as determined by the Department of Administrative Services, provided the school district may submit a feasibility study and cost analysis of the project prepared by an independent licensed architect to the department prior to final plan approval, (B) which**]** that was not renovated in accordance with this subdivision during the twenty-year period ending on the date of application, and **[**(C)**]** of which not less than seventy-five per cent of the facility to be renovated is at least **[**thirty**]** twenty years old, and that results in at least fifty-five per cent of the square footage of the completed building project being so renovated and the entire completed project having a useful life comparable to that of a new construction, and for which the total project costs of the renovation are less than the total project costs of a new construction;

Sec. 68. Subsection (a) of section 10-183*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to appointments made on and after said date*):

(a) (1) On and after July 1, 1991, the management of the system shall continue to be vested in the Teachers' Retirement Board, whose

members shall include the Treasurer, the Secretary of the Office of Policy and Management and the Commissioner of Education, or their designees, who shall be voting members of the board, ex officio. (2) On or before June 15, 1985, and quadrennially thereafter, the members of the system shall elect from their number, in a manner prescribed by said board, two persons to serve as members of said board for terms of four years beginning July first following such election. Both of such persons shall be active teachers who shall be nominated by the members of the system who are not retired and elected by all the members of the system. On or before July 1, 1991, and quadrennially thereafter, the members of the system shall elect from their number, in a manner prescribed by said board, three persons to serve as members of said board for terms of four years beginning July first following such election. Two of such persons shall be retired teachers who shall be nominated by the retired members of the system and elected by all the members of the system and one shall be an active teacher who shall be nominated by the members of the system who are not retired and elected by all the members of the system. (3) On or before July 1, 2011, and quadrennially thereafter, the members of the system shall elect from their number, in a manner prescribed by said board, one person to serve as a member of said board for a term of four years beginning July first following such election. Such person shall be an active teacher who shall be nominated by the members of the system who are not retired, elected by all the members of the system and a member of an exclusive representative of a teachers' bargaining unit that is not represented by the members of the board elected under subdivision (2) of this subsection. (4) If a vacancy occurs in the positions filled by the members of the system who are not retired, said board shall elect a member of the system who is not retired to fill the unexpired portion of the term. If a vacancy occurs in the positions filled by the retired members of the system, said board shall elect a retired member of the system to fill the unexpired portion of the term. The Governor shall appoint five public members to said board in accordance with the

provisions of section 4-9a, one of whom shall be the mayor, first selectman or chief elected official of a municipality. On and after the effective date of this section, the Governor shall fill the next vacant position on the board that is appointed by the Governor with a person who is the mayor, first selectman or chief elected official of a municipality. The members of the board shall serve without compensation, but shall be reimbursed for any expenditures or loss of salary or wages which they incur through service on the board. All decisions of the board shall require the approval of six members of the board or a majority of the members who are present, whichever is greater.

Sec. 69. Subsection (a) of section 10-19o of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Commissioner of Education shall establish a program to provide grants to youth service bureaus in accordance with this section. Only youth service bureaus which (1) were eligible to receive grants pursuant to this section for the fiscal year ending June 30, 2007, **[**or which**]** (2) applied for a grant by June 30, 2012, with prior approval of the town's contribution pursuant to subsection (b) of this section, **[**or which**]** (3) applied for a grant during the fiscal year ending June 30, 2015, or (4) applied for a grant during the fiscal year ending June 30, 2017, with prior approval of the town's contribution pursuant to subsection (b) of this section, shall be eligible for a grant pursuant to this section. **[**for any fiscal year commencing on or after July 1, 2012.**]** Each such youth service bureau shall receive, within available appropriations, a grant of fourteen thousand dollars. The Department of Education may expend an amount not to exceed two per cent of the amount appropriated for purposes of this section for administrative expenses. If there are any remaining funds, each such youth service bureau that was awarded a grant in excess of fifteen thousand dollars

in the fiscal year ending June 30, 1995, shall receive a percentage of such funds. The percentage shall be determined as follows: For each such grant in excess of fifteen thousand dollars, the difference between the amount of the grant awarded to the youth service bureau for the fiscal year ending June 30, 1995, and fifteen thousand dollars shall be divided by the difference between the total amount of the grants awarded to all youth service bureaus that were awarded grants in excess of fifteen thousand dollars for said fiscal year and the product of fifteen thousand dollars and the number of such grants for said fiscal year.

Sec. 70. (*Effective from passage*) (a) For the purposes of this section, "special education predictable cost cooperative" means a special education funding model that (1) aggregates special education costs at the state level to compensate for volatility at the local level by (A) providing predictability to local and regional boards of education for special education costs, (B) maintaining current state funding for special education services, (C) differentiating funding based on student learning needs, (D) equitably distributing special education funding, (E) providing boards of education with flexibility and encouraging innovation, and (F) limiting local financial responsibility for students with extraordinary needs, (2) is funded by: (A) A community contribution from each school district, calculated based on the number of special education students enrolled in the school district and the school district's previous special education costs, with each town paying the community contribution of its resident students, reduced by an equity adjustment based on the town's ability to pay, and (B) the state contribution, which is a reallocation of the special education portion of the equalization aid grant and the excess cost grant, (3) provides all school districts with some state support for special education services, (4) ensures that a school district's community contribution will be lower than the actual per pupil special education cost of the school district, and (5) reimburses school districts

for one hundred per cent of their actual special education costs for a fiscal year.

(b) There is established a task force to conduct a feasibility study regarding alternative methods for funding special education in the state, and addressing the factors impacting the increasing cost and predictability of special education services. Such feasibility study shall examine a special education predictable cost cooperative model and other alternative models for funding special education that are used in other states and shall include, but need not be limited to, the following:

(1) An actuarial analysis of such special education predictable cost cooperative model and alternative models;

(2) An explanation and demonstration of how (A) towns would contribute to such special education predictable cost cooperative model or alternative model, (B) towns would be compensated for special education costs under such special education cost cooperative model or alternative model, and (C) a town's compensation under such special education predictable cost cooperative model or alternative model would affect its required contribution in the subsequent fiscal year;

(3) A consideration and analysis of the possible legal status of the special education predictable cost cooperative model and alternative models, including, but not limited to, an independent state agency, a quasi-public agency, within an existing state agency a not-for-profit organization that is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, or a private entity;

(4) A consideration of the potential governance structure of such special education predictable cost cooperative model or alternative

models, that may include (A) the process for nominating and selecting members of the board of directors and the executive administrator for such special education cost cooperative model or alternative model, (B) the number and composition of the members on the board of directors, (C) the qualifications for an executive administrator, who would be responsible for providing operational, financial and strategic support to such special education predictable cost cooperative model or alternative model, and (D) the accountability of the board of directors and executive administrator to the towns participating in such special education cost cooperative model or alternative model, including procedures for towns or boards of education to bring complaints or issues before the board of directors;

(5) A consideration of (A) the number of staff necessary to administer such special education predictable cost cooperative model or alternative model, (B) the costs associated with the hiring and employment of such staff, and (C) the funding source for hiring and employing such staff;

(6) An analysis of different models and sources for funding the required initial capital investment for such special education predictable cost cooperative model or alternative model, including the impact on state special education funding if fifty million dollars of state funds is used for such initial capital investment;

(7) A description of (A) a timeline for implementation of such special education predictable cost cooperative model or alternative model, (B) key dependencies and prerequisites for such implementation, such as the total number of towns voluntarily participating in such special education predictable cost cooperative model or alternative model needed for such special education predictable cost cooperative model or alternative model to function properly or whether participation in such special education predictable cost cooperative model or alternative model should be mandatory, and

(C) contingency plans for any foreseeable problems arising from the implementation of such special education predictable cost cooperative model or alternative model; and

(8) An identification and analysis of state and federal law that would be involved in the creation and administration of such special education predictable cost cooperative model or alternative model, including (A) whether the Individuals With Disabilities Education Act, 20 USC 1400, et seq., as amended from time to time, permits a state to establish such special education predictable cost cooperative model or alternative model, (B) a framework for complying with regulatory requirements, such as underwriting services, legal counsel, actuarial services, investment management, accounting and auditing services, and maintenance of effort requirements prescribed by federal law, and (C) the accountability of such special education predictable cost cooperative model or alternative model to the General Assembly.

(c) The task force shall consist of the following members:

(1) A representative of the Connecticut Association of School Business Officials;

(2) A representative of the Connecticut Association of Public School Superintendents;

(3) A representative of the Connecticut Council of Administrators of Special Education;

(4) A representative of the Connecticut Association of Boards of Education;

(5) A representative of the Connecticut Captive Insurance Association;

(6) A representative of the Connecticut Association of Schools;

(7) A representative of the Connecticut Parent Advocacy Center;

(8) A representative of the Connecticut Conference of Municipalities;

(9) A representative of the RESC Alliance;

(10) A faculty member from the UConn Actuarial Science Program at The University of Connecticut;

(11) The Commissioner of Education, or the commissioner's designee; and

(12) The Secretary of the Office of Policy and Management, or the secretary's designee.

(d) The first meeting of the task force shall be held not later than thirty days after the effective date of this section. The chairperson of the task force shall be elected from among the members at the first meeting of the task force.

(e) In conducting such feasibility study, the task force shall not cause any state agency to incur costs of more than one thousand dollars, exclusive of any costs associated with reimbursing any staff person of such state agency for mileage expenses. The task force may also receive funds from any not-for-profit organization that is exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, or accept pro bono services from any public or private entity to conduct such feasibility study. The Office of Legislative Management shall assist the task force in administering any funds or services received or sought by the task force pursuant to this section.

(f) Not later than January 1, 2019, the task force shall submit such

feasibility study and any recommendations for legislation to the joint standing committees of the General Assembly having cognizance of matters relating to education and appropriations and the budgets of state agencies, in accordance with the provisions of section 11-4a of the general statutes. The task force shall terminate on January 1, 2019.

Sec. 71. (NEW) (*Effective from passage*) (a) There is established the Connecticut Achievement and Resource Equity in Schools Commission to provide analysis and recommendations concerning state funding for education and resources needed to ensure that all public school students in the state have an opportunity to succeed. The commission shall develop a strategic plan that includes recommendations for implementing a system for distributing state public education funding, that (1) includes a funding formula that (A) makes use of an appropriate foundation level, (B) addresses the issue of unequal local tax burdens and reduces the reliance on unequal local property taxation to fund services, (C) increases equity and fairness, and (D) reduces segregation; (2) depends on a stable, fair, reliable and identifiable funding source; (3) addresses students' educational needs from preschool through grade twelve, and (4) provides predictability and sustainability in grant allocations to towns and school districts.

(b) The commission shall consist of the following members who shall reflect the state's geographic, population, socio-economic, racial and ethnic diversity:

(1) Two appointed by the speaker of the House of Representatives, one of whom is a representative of the Connecticut Association of Boards of Education and one of whom is a representative of the Connecticut Education Association;

(2) Two appointed by the president pro tempore of the Senate, one of whom is a representative of the RESC Alliance and one of whom is an economist with expertise in measures of poverty;

(3) Two appointed by the Senate Republican president pro tempore, one of whom is a representative of the Connecticut Federation of School Administrators and one of whom is a representative of a regional agricultural science and technology education center;

(4) Two appointed by the majority leader of the House of Representatives, one of whom is a representative of the Connecticut Association of Public School Superintendents and one of whom is a representative of the American Federation of Teachers-Connecticut;

(5) Two appointed by the majority leader of the Senate, one of whom is a representative of the Connecticut Conference of Municipalities and one of whom is a representative of the Connecticut Council of Administrators of Special Education;

(6) Two appointed by the deputy Senate Republican president pro tempore, one of whom is an employee of the bureau of choice programs within the Department of Education and one of whom is a representative of the Connecticut PTA;

(7) Two appointed by the minority leader of the House of Representatives, one of whom is a representative of the Connecticut Association of Schools and one of whom is a representative of the Connecticut Administrators of Programs for English Language Learners;

(8) One appointed jointly by the speaker of the House of Representatives and the minority leader of the House of Representatives who shall be a representative of the Connecticut Association of School Business Officials; and

(9) One appointed jointly by the president pro tempore of the Senate and the Senate Republican president pro tempore who shall be a representative of the State Education Resource Center.

(c) All appointments to the commission shall be made not later than thirty days after the effective date of this section. Except as otherwise provided in subsection (d) of this section, any vacancy shall be filled by the appointing authority.

(d) There shall be two chairpersons of the commission appointed as follows: (1) The speaker of the House of Representatives shall select a chairperson of the commission from among the members of the commission, and (2) the president pro tempore of the Senate and the Senate Republican president pro tempore shall jointly select the other chairperson of the commission from among the members of the commission. If the chairperson appointed pursuant to subdivision (2) of this subsection becomes vacant, the president pro tempore of the Senate and the Senate Republican president pro tempore, or the president pro tempore of the Senate, as the case may be, shall fill such vacancy. The chairpersons shall schedule the first meeting of the commission, which shall be held not later than sixty days after the effective date of this section.

(e) Not later than April 1, 2018, the commission shall submit a report on its findings and recommendations to the Governor, the Secretary of the Office of Policy and Management and the joint standing committees of the General Assembly having cognizance of matters relating to education and appropriations and the budgets of state agencies, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 72. Section 10-95 of the general statutes, as amended by section 1 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The State Board of Education may establish and maintain a state-wide system of technical education and career schools to be known as the Technical Education and Career System. The system shall be

advised by a board that shall consist of eleven members as follows: (1) Four executives of Connecticut-based employers who shall be nominated by the Connecticut Employment and Training Commission established pursuant to section 31-3h, and appointed by the Governor, (2) five members appointed by the State Board of Education, (3) the Commissioner of Economic and Community Development, and (4) the Labor Commissioner. The Governor shall appoint the chairperson. The chairperson of the Technical Education and Career System **[**board**]** shall serve as a nonvoting ex-officio member of the State Board of Education.

(b) The Technical Education and Career System board shall offer full-time comprehensive secondary education, and may offer part-time and evening, programs in vocational, technical, technological and postsecondary education and training. The board may recommend to the superintendent of the Technical Education and Career System policies governing the admission of students to any **[**such**]** technical education and career school in compliance with state and federal law. The Commissioner of Education, in accordance with policies established by the board, may appoint and remove members of the staffs of such schools and make rules for the management of and expend the funds provided for the support of such schools.

(c) The board and the Commissioner of Education shall jointly recommend a candidate for superintendent of the **[**technical high school system**]** Technical Education and Career System who shall be appointed as superintendent by the State Board of Education. Such superintendent shall be responsible for the operation and administration of the **[**technical high school**]** system. The board may enter into cooperative arrangements with local and regional boards of education, private occupational schools, institutions of higher education, job training agencies and employers in order to provide general education, vocational, technical, technological or

postsecondary education or work experience. The superintendent, in conjunction with the commissioner, may arrange for training to be provided to the board at such times, and on such matters, as are deemed appropriate to assist the board in the conduct of its business.

(d) If the New England Association of Schools and Colleges places a technical education and career school on probation or otherwise notifies the superintendent of the Technical Education and Career System that a technical education and career school is at risk of losing its accreditation, the Commissioner of Education, on behalf of the Technical Education and Career System board, shall notify the joint standing committee of the General Assembly having cognizance of matters relating to education of such placement or problems relating to accreditation.

(e) The Technical Education and Career System board shall establish specific achievement goals for students at the technical education and career schools at each grade level. The board shall measure the performance of each technical education and career school and shall identify a set of quantifiable measures to be used. The measures shall include factors such as the performance of students in grade ten or eleven on the mastery examination, under section 10-14n, trade-related assessment tests, dropout rates and graduation rates.

(f) The Technical Education and Career System board may accept gifts, grants and donations on behalf of the system, including, but not limited to, in-kind donations, designated for the purchase of equipment or materials, the hiring of teachers at a technical education and career school or the acquisition of real property and the construction of facilities, except no employee of the system may accept any gift, grant or donation as an individual, or on behalf of the system, that is for personal use. Any gift, grant or donation accepted on behalf of the system shall be in accordance with the state code of ethics for public officials set forth in chapter 10. The board shall submit quarterly

reports to the Office of Policy and Management concerning all gifts, grants or donations received pursuant to this subsection.

Sec. 73. Section 10-95 of the general statutes, as amended by section 2 of public act 17-237 and section 72 of this act, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

There is established a state-wide system of technical education and career schools to be known as the Technical Education and Career System. The Technical Education and Career System shall offer full-time comprehensive secondary education, and may offer part-time and evening, programs in vocational, technical, technological and postsecondary education and training.

Sec. 74. Section 4 of public act 17-237 is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

(a) The Technical Education and Career System shall be under the direction of the Executive Director of the Technical Education and Career System, whose appointment shall be made by the Governor. Such appointment shall be in accordance with the provisions of sections 4-5 to 4-8, inclusive, of the general statutes. Any person appointed to be the executive director shall have experience with educational systems. The Executive Director of the Technical Education and Career System shall be responsible for the operation and administration and the financial accountability and oversight of the Technical Education and Career System in matters relating to the central office, system-wide management and other noneducational matters. The executive director shall organize the Technical Education and Career System into such bureaus, divisions and other units as may be necessary for the efficient conduct of the business of the system, and may, from time to time, create, abolish, transfer or consolidate within the system any bureau, division or other unit as may be necessary for the efficient conduct of the business of the system. The executive

director may appoint, and may prescribe the duties of any subordinates, agents and employees as he or she finds necessary in the conduct of the system.

(b) The executive director shall review and approve all contracts for the Technical Education and Career System.

(c) The executive director may enter into cooperative arrangements with local and regional boards of education, private occupational schools, institutions of higher education, job training agencies and employers in order to provide (1) general education, (2) vocational, technical, technological or postsecondary education, and (3) work experience.

(d) The executive director may, upon approval of the board, accept gifts, grants and donations on behalf of the system, including, but not limited to, in-kind donations, designated for the purchase of equipment or materials, the hiring of teachers at a technical education and career school or the acquisition of real property and the construction of facilities, except no employee of the system may accept any gift, grant or donation as an individual, or on behalf of the system, that is for personal use. Any gift, grant or donation accepted on behalf of the system shall be in accordance with the state code of ethics for public officials set forth in chapter 10. The executive director shall submit quarterly reports to the Office of Policy and Management concerning all gifts, grants or donations received pursuant to this subsection.

(e) The executive director shall establish a master schedule for the Technical Education and Career System and may amend such master schedule from time to time.

(f) The executive director shall communicate directly with the Secretary of the Office of Policy and Management when requesting the

creation or filling of staff positions included in the operating budget for the Technical Education and Career System. When reviewing such requests, priority shall be given to any request for instructional staff, as identified in the statement of staffing needs submitted by the superintendent of the Technical Education and Career System pursuant to section 10-99g of the general statutes, as amended by public act 17-237 and this act, and every effort shall be made to avoid interruption to instructional time during such review.

(g) If the New England Association of Schools and Colleges places a technical education and career school on probation or otherwise notifies the superintendent of the Technical Education and Career System that a technical education and career school is at risk of losing its accreditation, the executive director shall notify the Commissioner of Education and the joint standing committee of the General Assembly having cognizance of matters relating to education of such placement or problems relating to accreditation.

Sec. 75. Section 12 of public act 17-237 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department of Education shall conduct a review of the admissions policy of the Technical Education and Career System. **[**as it relates to the enrollment of students with disabilities and students who are receiving or eligible to receive special education and related services.**]** Such review shall include, but need not be limited to, consideration of (1) applicable principles of state and federal law, (2) the purposes and public character of the Technical Education and Career System, **[**and**]** (3) the use of placement tests and wait lists, (4) the admissions policies relating to the enrollment of students with disabilities, students who are receiving or eligible to receive special education and related services, and students who are English language learners, as defined in section 10-76kk of the general statutes, (5) enrollment data of students receiving special education and related

services in the Technical Education and Career System compared to state-wide and district averages, and (6) diversity standards for the inclusion of minority students, as defined in section 10-76kk of the general statutes. The department shall consult with the administrative and professional staff of the Technical Education and Career System in the review and any subsequent revisions to the admissions policy. Not later than January 15, 2018, the department shall submit such review, including any recommendations regarding modifications to the admissions policy or to any applicable statute or regulation, to the superintendent of the Technical Education and Career System, the Technical Education and Career System board, and the joint standing committee of the General Assembly having cognizance of matters relating to education, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 76. Section 13 of public act 17-237 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the school year commencing July 1, 2018, and each school year thereafter, the Department of Education shall develop, and update as necessary, uniform standards and curriculum for all career technical education programs offered by local or regional boards of education. The department may adopt existing uniform standards and curriculum when developing such uniform standards and curriculum under this section. Such uniform standards and curriculum shall be aligned with any relevant professional certification requirements. The department shall make available, and provide technical assistance relating to the implementation of, such standards and curriculum to any local or regional board of education that offers a career technical education program.

Sec. 77. Section 14 of public act 17-237 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department of Education shall, within available appropriations, conduct an evaluation of any existing standards relating to career technical education used by the Technical Education and Career System. The evaluation shall examine whether such standards are (1) aligned with existing professional certification requirements, and (2) uniform across the Technical Education and Career System. Not later than October 1, 2018, the department shall submit a report on its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to education, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 78. Section 15 of public act 17-237 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The superintendent of the Technical Education and Career System shall consult with each (1) regional community-technical college, and (2) local or regional board of education (A) for a town in which a technical education and career school is located, and (B) that offers any career technical education programs, for the purpose of establishing partnerships, reducing redundancies and consolidating programmatic offerings and to fulfill workforce needs in the state.

Sec. 79. Section 16 of public act 17-237 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the fiscal year ending June 30, 2018, the State Board of Education shall hire a consultant to (1) assist the Technical Education and Career System board with the development of a transition plan for the Technical Education and Career System, **[**and**]** (2) identify and provide recommendations concerning which services could be provided more efficiently through or in conjunction with another local or regional board of education, municipality or state agency by means of a memorandum of understanding with the Technical Education and

Career System, and (3) identify efficiencies, best practices and cost savings in procurement. Such consultant shall consult with the administrative and professional staff of the Technical Education and Career System in the development of the transition plan and recommendations described in subdivision (2) of this section. Not later than January 1, 2019, the state board shall submit a report on the transition plan and such identified services and any recommendations for legislation necessary to implement such transition plan and such identified services to the joint standing committee of the General Assembly having cognizance of matters relating to education, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 80. Subsection (a) of section 10-4 of the general statutes, as amended by section 2 of public act 17-42 and section 19 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Said board shall have general supervision and control of the educational interests of the state, which interests shall include preschool, elementary and secondary education, special education, vocational education and adult education; shall provide leadership and otherwise promote the improvement of education in the state, including research, planning and evaluation and services relating to the provision and use of educational technology, including telecommunications, by school districts; shall adopt state-wide subject matter content standards, provided such standards are reviewed and revised at least once every ten years; shall prepare such courses of study and publish such curriculum guides including recommendations for textbooks, materials, instructional technological resources and other teaching aids as it determines are necessary to assist school districts to carry out the duties prescribed by law; shall conduct workshops and related activities, including programs of intergroup relations training, to assist teachers in making effective use of such

curriculum materials and in improving their proficiency in meeting the diverse needs and interests of pupils; shall keep informed as to the condition, progress and needs of the schools in the state; shall develop or cause to be developed evaluation and assessment programs designed to measure objectively the adequacy and efficacy of the educational programs offered by public schools and shall selectively conduct such assessment programs annually and report, pursuant to subsection (b) of this section, to the joint standing committee of the General Assembly having cognizance of matters relating to education, on an annual basis; and shall establish and keep an inventory account, in accordance with the provisions of section 4-36, of all property owned and in the custody of the Department of Education, secure such inventory to prevent theft or loss and establish controls over the disposal of such inventory.

Sec. 81. Subsection (b) of section 10-1 of the general statutes, as amended by section 37 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The Governor shall appoint, with the advice and consent of the General Assembly, the members of said board, provided each student member (1) is on the list submitted to the Governor pursuant to section 10-2a, (2) is enrolled in a public high school in the state, (3) has completed eleventh grade prior to the commencement of his term, (4) has at least a B plus average, and (5) provides at least three references from teachers in the school the student member is attending. The nonstudent members shall serve for terms of four years commencing on March first in the year of their appointment. The student members shall serve for terms of one year commencing on July first in the year of their appointment. The president of the Connecticut State Colleges and Universities and the **[**superintendent**]** chairperson of the Technical Education and Career System board shall serve as ex-officio members without a vote. Any vacancy in said State Board of Education shall be

filled in the manner provided in section 4-19.

Sec. 82. Section 1 of public act 17-100 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established a division of postsecondary educational programs within the **[**technical high school system established pursuant to section 10-95 of the general statutes**]** Technical Education and Career System. The division shall administer any postsecondary educational program that (1) was offered at a technical **[**high**]** education and career school during the school year commencing July 1, 2016, or (2) is approved by the **[**technical high school system**]** Technical Education and Career System board on or after **[**the effective date of this section**]** July 5, 2017.

(b) Any student admitted for enrollment in a postsecondary educational program administered by the division shall have a high school diploma or its equivalent, or be twenty-one years of age or older.

Sec. 83. Subsection (a) of section 10-285a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The percentage of school building project grant money a local board of education may be eligible to receive, under the provisions of section 10-286, shall be assigned by the Commissioner of Administrative Services in accordance with the percentage calculated by the Commissioner of Education as follows: (1) For grants approved pursuant to subsection (b) of section 10-283 for which application is made on and after July 1, 1991, and before July 1, 2011, (A) each town shall be ranked in descending order from one to one hundred sixty-nine according to such town's adjusted equalized net grand list per capita, as defined in section 10-261; and (B) based upon such ranking, a

percentage of not less than twenty nor more than eighty shall be determined for each town on a continuous scale; **[**and**]** (2) for grants approved pursuant to subsection (b) of section 10-283 for which application is made on and after July 1, 2011, and before July 1, 2017, (A) each town shall be ranked in descending order from one to one hundred sixty-nine according to such town's adjusted equalized net grand list per capita, as defined in section 10-261, and (B) based upon such ranking, (i) a percentage of not less than ten nor more than seventy shall be determined for new construction or replacement of a school building for each town on a continuous scale, and (ii) a percentage of not less than twenty nor more than eighty shall be determined for renovations, extensions, code violations, roof replacements and major alterations of an existing school building and the new construction or replacement of a school building when a town or regional school district can demonstrate that a new construction or replacement is less expensive than a renovation, extension or major alteration of an existing school building for each town on a continuous scale; and (3) for grants approved pursuant to subsection (b) of section 10-283 for which application is made on and after July 1, 2017, (A) each town shall be ranked in descending order from one to one hundred sixty-nine according to the adjusted equalized net grand list per capita, as defined in section 10-261, of the town two, three and four years prior to the fiscal year in which application is made, and (B) based upon such ranking, (i) a percentage of not less than ten nor more than seventy shall be determined for new construction or replacement of a school building for each town on a continuous scale, and (ii) a percentage of not less than twenty nor more than eighty shall be determined for renovations, extensions, code violations, roof replacements and major alterations of an existing school building and the new construction or replacement of a school building when a town or regional school district can demonstrate that a new construction or replacement is less expensive than a renovation, extension or major alteration of an existing school building for each town on a continuous

scale.

Sec. 84. Subsection (a) of section 10-220 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Each local or regional board of education shall maintain good public elementary and secondary schools, implement the educational interests of the state, as defined in section 10-4a, and provide such other educational activities as in its judgment will best serve the interests of the school district; provided any board of education may secure such opportunities in another school district in accordance with provisions of the general statutes and shall give all the children of the school district, including children receiving alternative education, as defined in section 10-74j, as nearly equal advantages as may be practicable; shall provide an appropriate learning environment for all its students which includes (1) adequate instructional books, supplies, materials, equipment, staffing, facilities and technology, (2) equitable allocation of resources among its schools, (3) proper maintenance of facilities, and (4) a safe school setting; shall, in accordance with the provisions of subsection (f) of this section, maintain records of allegations, investigations and reports that a child has been abused or neglected by a school employee, as defined in section 53a-65, employed by the local or regional board of education; shall have charge of the schools of its respective school district; shall make a continuing study of the need for school facilities and of a long-term school building program and from time to time make recommendations based on such study to the town; shall adopt and implement an indoor air quality program that provides for ongoing maintenance and facility reviews necessary for the maintenance and improvement of the indoor air quality of its facilities; shall adopt and implement a green cleaning program, pursuant to section 10-231g, that provides for the procurement and use of environmentally preferable

cleaning products in school buildings and facilities; on and after July 1, **[**2011**]** 2021, and **[**triennially**]** every five years thereafter, shall report to the Commissioner of Administrative Services on the condition of its facilities and the action taken to implement its long-term school building program, indoor air quality program and green cleaning program, which report the Commissioner of Administrative Services shall use to prepare a **[**triennial**]** report every five years that said commissioner shall submit in accordance with section 11-4a to the joint standing committee of the General Assembly having cognizance of matters relating to education; shall advise the Commissioner of Administrative Services of the relationship between any individual school building project pursuant to chapter 173 and such long-term school building program; shall have the care, maintenance and operation of buildings, lands, apparatus and other property used for school purposes and at all times shall insure all such buildings and all capital equipment contained therein against loss in an amount not less than eighty per cent of replacement cost; shall determine the number, age and qualifications of the pupils to be admitted into each school; shall develop and implement a written plan for minority staff recruitment for purposes of subdivision (3) of section 10-4a; shall employ and dismiss the teachers of the schools of such district subject to the provisions of sections 10-151 and 10-158a; shall designate the schools which shall be attended by the various children within the school district; shall make such provisions as will enable each child of school age residing in the district to attend some public day school for the period required by law and provide for the transportation of children wherever transportation is reasonable and desirable, and for such purpose may make contracts covering periods of not more than five years; may provide alternative education, in accordance with the provisions of section 10-74j, or place in another suitable educational program a pupil enrolling in school who is nineteen years of age or older and cannot acquire a sufficient number of credits for graduation by age twenty-one; may arrange with the board of education of an

adjacent town for the instruction therein of such children as can attend school in such adjacent town more conveniently; shall cause each child five years of age and over and under eighteen years of age who is not a high school graduate and is living in the school district to attend school in accordance with the provisions of section 10-184, and shall perform all acts required of it by the town or necessary to carry into effect the powers and duties imposed by law.

Sec. 85. Subsection (a) of section 1 of public act 17-225 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established a task force within the legislative branch to examine the use of body-worn recording equipment by state and municipal police in accordance with section 29-6d of the general statutes, as amended by **[**this act**]** public act 17-225. Such task force shall examine (1) whether such statute should be expanded or otherwise amended, including, but not limited to, a consideration of whether such statute or any other statute should address the use of electronic defense weapon recording equipment, as defined in section 7-277b of the general statutes, as amended by **[**this act**]** public act 17-225, (2) training associated with the use of such equipment, and (3) data storage and freedom of information issues associated with the data created by the use of such equipment.

Sec. 86. Subsection (e) of section 17a-210 of the general statutes, as amended by section 1 of public act 17-61, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(e) Any person with intellectual disability, or the **[**parent, guardian, conservator or other**]** legal representative of such person, may request a hearing to contest the category assignment made by the department for persons seeking residential placement, residential services or residential support. A request for hearing shall be made, in writing, to the commissioner. Such hearing shall be conducted in accordance with the provisions of chapter 54.

Sec. 87. Section 17a-210 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be a Department of Developmental Services. The Department of Developmental Services, with the advice of a Council on Developmental Services, shall be responsible for the planning, development and administration of complete, comprehensive and integrated state-wide services for persons with intellectual disability and persons medically diagnosed as having Prader-Willi syndrome. The Department of Developmental Services shall be under the supervision of a Commissioner of Developmental Services, who shall be appointed by the Governor in accordance with the provisions of sections 4-5 to 4-8, inclusive. The Council on Developmental Services may advise the Governor on the appointment. The commissioner shall be a person who has background, training, education or experience in administering programs for the care, training, education, treatment and custody of persons with intellectual disability. The commissioner shall be responsible, with the advice of the council, for: (1) Planning and developing complete, comprehensive and integrated state-wide services for persons with intellectual disability; (2) the implementation and where appropriate the funding of such services; and (3) the coordination of the efforts of the Department of Developmental Services with those of other state departments and agencies, municipal governments and private agencies concerned with and providing services for persons with intellectual disability. The commissioner shall be responsible for the administration and operation of the state training school, state developmental services regions and all state-operated community-based residential facilities established for the diagnosis, care and training of persons with intellectual disability. The commissioner shall be responsible for establishing standards, providing technical assistance and exercising the requisite supervision of all state-supported residential, day and program support services for persons with intellectual disability and work activity programs

operated pursuant to section 17a-226. The commissioner shall stimulate research by public and private agencies, institutions of higher education and hospitals, in the interest of the elimination and amelioration of intellectual disability and care and training of persons with intellectual disability. The commissioner shall conduct or monitor investigations into allegations of abuse and neglect and file reports as requested by state agencies having statutory responsibility for the conduct and oversight of such investigations. The commissioner shall receive and investigate complaints from persons with intellectual disabilities and persons receiving services from the Department of Social Services' Division of Autism Spectrum Disorder Services, or legal representatives of such persons or from any other interested person. In the event of the death of a person with intellectual disability for whom the department has direct or oversight responsibility for medical care, the commissioner shall ensure that a comprehensive and timely review of the events, overall care, quality of life issues and medical care preceding such death is conducted by the department and shall, as requested, provide information and assistance to the Independent Mortality Review Board established by Executive Order No. **[**25**]** 57 of Governor **[**John G. Rowland**]** Dannel P. Malloy. The commissioner shall report to the board and the board shall review any death: (A) Involving an allegation of abuse or neglect; (B) for which the Office of the Chief Medical Examiner or local medical examiner has accepted jurisdiction; (C) in which an autopsy was performed; (D) which was sudden and unexpected; or (E) in which the commissioner's review raises questions about the appropriateness of care. The department's mortality review process and the Independent Mortality Review Board shall operate in accordance with the peer review provisions established under section 19a-17b for medical review teams and confidentiality of records provisions established under section 19a-25 for the Department of Public Health.

(b) The commissioner shall be responsible for the development of

criteria as to the eligibility of any person with intellectual disability for residential care in any public or state-supported private [institution] facility and, after considering the recommendation of a properly designated diagnostic agency, may assign such person to a public or state-supported private [institution] facility. The commissioner may transfer such persons from one such [institution] facility to another when necessary and desirable for their welfare, provided such person and such person's [parent, conservator, guardian or other] legal representative receive written notice of their right to object to such transfer at least ten days prior to the proposed transfer of such person from any such [institution or] facility. Such prior notice shall not be required when transfers are made between residential units within the training school or a state developmental services region or when necessary to avoid a serious and immediate threat to the life or physical or mental health of such person or others residing in such [institution or] facility. The notice required by this subsection shall notify the recipient of his or her right to object to such transfer, except in the case of an emergency transfer as provided in this subsection, and shall include the name, address and telephone number of the [Office of Protection and Advocacy for Persons with Disabilities] nonprofit entity designated by the Governor in accordance with section 46a-10b to serve as the Connecticut protection and advocacy system. In the event of an emergency transfer, the notice required by this subsection shall notify the recipient of his or her right to request a hearing in accordance with subsection (c) of this section and shall be given within ten days following the emergency transfer. In the event of an objection to the proposed transfer, the commissioner shall conduct a hearing in accordance with subsection (c) of this section and the transfer shall be stayed pending final disposition of the hearing, provided no such hearing shall be required if the commissioner withdraws such proposed transfer.

(c) Any person with intellectual disability who is eighteen years of

age or older and who resides at any **[**institution or**]** facility operated by the Department of Developmental Services, or the **[**parent, guardian, conservator or other**]** legal representative of any person with intellectual disability who resides at any such **[**institution or**]** facility, may object to any transfer of such person from one **[**institution or**]** facility to another for any reason other than a medical reason or an emergency, or may request such a transfer. In the event of any such objection or request, the commissioner shall conduct a hearing on such proposed transfer, provided no such hearing shall be required if the commissioner withdraws such proposed transfer. In any such transfer hearing, the proponent of a transfer shall have the burden of showing, by clear and convincing evidence, that the proposed transfer is in the best interest of the resident being considered for transfer and that the facility and programs to which transfer is proposed (1) are safe and effectively supervised and monitored, and (2) provide a greater opportunity for personal development than the resident's present setting. Such hearing shall be conducted in accordance with the provisions of chapter 54.

(d) Any person with intellectual disability, or the **[**parent, guardian, conservator or other**]** legal representative of such person, may request a hearing for any final determination by the department that denies such person eligibility for programs and services of the department. A request for a hearing shall be made in writing to the commissioner. Such hearing shall be conducted in accordance with the provisions of chapter 54.

(e) Any person with intellectual disability, or the **[**parent, guardian, conservator or other**]** legal representative of such person, may request a hearing to contest the priority assignment made by the department for persons seeking residential placement, residential services or residential support. A request for hearing shall be made, in writing, to the commissioner. Such hearing shall be conducted in accordance with

the provisions of chapter 54.

(f) Any person with intellectual disability or the **[**parent, guardian, conservator or other**]** legal representative of such person, may object to (1) a proposed approval by the department of a program for such person that includes the use of behavior-modifying medications or aversive procedures, or (2) a proposed determination of the department that community placement is inappropriate for such person placed under the direction of the commissioner. The department shall provide written notice of any such proposed approval or determination to the person, or to the **[**parent, guardian, conservator or other**]** legal representative of such person, at least ten days prior to making such approval or determination. In the event of an objection to such proposed approval or determination, the commissioner shall conduct a hearing in accordance with the provisions of chapter 54, provided no such hearing shall be required if the commissioner withdraws such proposed approval or determination.

Sec. 88. Section 46a-11a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the purposes of sections 46a-11a to 46a-11g, inclusive:

(1) "Abuse" means the wilful infliction of physical pain or injury or the wilful deprivation by a caretaker of services which are necessary to the person's health or safety;

(2) "Neglect" means a situation where a person with intellectual disability either is living alone and is not able to provide for himself or herself the services which are necessary to maintain his or her physical and mental health or is not receiving such necessary services from the caretaker;

(3) "Caretaker" means a person who has the responsibility for the

care of a person with intellectual disability as a result of a family relationship or who has assumed the responsibility for the care of the person with intellectual disability voluntarily, by contract or by order of a court of competent jurisdiction. **[**Neither a guardian nor a conservator need be a caretaker**]** The legal representative of a person with intellectual disability need not be such person's caretaker;

[(4) "Conservator" means a conservator of the person or of the estate appointed pursuant to sections 45a-644 to 45a-662, inclusive;

(5) "Director" means the director of the Office of Protection and Advocacy for Persons with Disabilities;**]**

(4) "Commissioner" means the Commissioner of Developmental Services, or such commissioner's designee;

(5) "Evaluation report" means the written documentation of an investigation of abuse or neglect conducted by the Abuse Investigation Division of the Department of Developmental Services that includes, but is not limited to, the report of an allegation of abuse or neglect, evaluations, findings and recommended actions;

(6) "Facility" means any public or private hospital, nursing home facility, residential care home, training school, regional facility, group home, community companion home, school or other program serving persons with intellectual disability;

[(7) "Guardian" means the guardian or limited guardian of a person with intellectual disability appointed pursuant to sections 45a-669 to 45a-683, inclusive;**]**

(7) "Legal representative" means a plenary guardian or limited guardian of a person with intellectual disability appointed pursuant to sections 45a-669 to 45a-683, inclusive, or a conservator of the person or a conservator of the estate appointed pursuant to sections 45a-644 to

45a-662, inclusive;

(8) "Person with intellectual disability" means a person who: (A) Has intellectual disability, as provided in section 1-1g, (B) is at least the age of eighteen and under the age of sixty, except, for purposes of subsection (b) of section 46a-11c, is eighteen years of age or older, and (C) is substantially unable to protect himself or herself from abuse and includes all such persons living in residential facilities under the jurisdiction of the Department of Developmental Services;

(9) "Person who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services" means an individual eighteen years of age to fifty-nine years of age, inclusive, who receives funding or services from said division; and

[(9)**]** (10) "Protective services" means services provided by the state or any other governmental or private organization or individual which are necessary to prevent abuse or neglect. Such services may include the provision of medical care for physical and mental health needs; the provision of support services in the facility, including the time limited placement of department staff in such facility; the relocation of a person with intellectual disability to a facility able to offer such care pursuant to section 17a-210, 17a-274 or 17a-277, as applicable; assistance in personal hygiene; food; clothing; adequately heated and ventilated shelter; protection from health and safety hazards; protection from maltreatment, the result of which includes, but is not limited to, malnutrition, deprivation of necessities or physical punishment; and transportation necessary to secure any of the above-stated services, except that this term shall not include taking such person into custody without consent. **[**;**]**

[(10) "Commissioner" means the Commissioner of Developmental Services; and

(11) "Individual who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services" means an individual eighteen years of age to sixty years of age, inclusive, who receives funding or services from the Department of Social Services' Division of Autism Spectrum Disorder Services.**]**

Sec. 89. Section 46a-11b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any physician or surgeon licensed under the provisions of chapter 370, any resident physician or intern in any hospital in this state, whether or not so licensed, any registered nurse, any person paid for caring for persons in any facility and any licensed practical nurse, medical examiner, dental hygienist, dentist, occupational therapist, optometrist, chiropractor, psychologist, podiatrist, social worker, school teacher, school principal, school guidance counselor, school paraprofessional, mental health professional, physician assistant, licensed or certified substance abuse counselor, licensed marital and family therapist, speech and language pathologist, clergyman, police officer, pharmacist, physical therapist, licensed professional counselor or sexual assault counselor or domestic violence counselor, as defined in section 52-146k, who has reasonable cause to suspect or believe that any person with intellectual disability or any **[**individual**]** person who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services has been abused or neglected shall, as soon as practicable but not later than seventy-two hours after such person has reasonable cause to suspect or believe that a person with intellectual disability or any **[**individual**]** person who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services has been abused or neglected, report such information or cause a report to be made in any reasonable manner to the **[**director or persons the director designates to receive such reports**]** commissioner. Such initial report shall be followed up by a written

report not later than five calendar days after the initial report was made. Any person required to report under this subsection who fails to make such report shall be fined not more than five hundred dollars.

(b) Such report shall contain the name and address of the allegedly abused or neglected person, a statement from the person making the report indicating his or her belief that such person has intellectual disability or receives funding or services from the Department of Social Services' Division of Autism Spectrum Disorder Services, information supporting the supposition that such person is substantially unable to protect himself or herself from abuse or neglect, information regarding the nature and extent of the abuse or neglect and any other information that the person making such report believes might be helpful in an investigation of the case and the protection of such person with intellectual disability or who receives funding or services from the Department of Social Services' Division of Autism Spectrum Disorder Services.

(c) Each facility, as defined in section 46a-11a, shall inform residents of their rights and the staff of their responsibility to report abuse or neglect and shall establish appropriate policies and procedures to facilitate such reporting.

(d) Any other person having reasonable cause to believe that a person with intellectual disability or **[**an individual**]** a person who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services is being or has been abused or neglected may report such information, in any reasonable manner, to the **[**director or to the director's designee**]** commissioner.

(e) Any person who makes any report pursuant to sections 46a-11a to 46a-11g, inclusive, or who testifies in any administrative or judicial proceeding arising from such report shall be immune from any civil or criminal liability on account of such report or testimony, except for

liability for perjury, unless such person acted in bad faith or with malicious purpose. Any person who obstructs, hinders or endangers any person reporting or investigating abuse or neglect or providing protective services or who makes a report in bad faith or with malicious purpose and who is not subject to any other penalty shall be fined not more than five hundred dollars. No resident or employee of a facility, as defined in section 46a-11a, shall be subject to reprisal or discharge because of his actions in reporting pursuant to sections 46a-11a to 46a-11g, inclusive.

(f) For purposes of said sections, the treatment of any person with intellectual disability or any **[**individual**]** person who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services by a Christian Science practitioner, in lieu of treatment by a licensed practitioner of the healing arts, shall not of itself constitute grounds for the implementation of protective services.

(g) When the **[**director of the Office of Protection and Advocacy for Persons with Disabilities or persons designated by said director are**]** commissioner is required to investigate or monitor abuse or neglect reports that are referred to the **[**Office of Protection and Advocacy for Persons with Disabilities**]** Department of Developmental Services from another agency, all provisions of this section shall apply to any investigation or monitoring of such case or report.

Sec. 90. Section 46a-11c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The **[**director**]** commissioner, upon receiving a report that a person with intellectual disability allegedly is being or has been abused or neglected, shall make an initial determination whether such person has intellectual disability, shall determine if the report warrants investigation and shall cause, in cases that so warrant, a prompt, thorough evaluation to be made to determine whether the person has

intellectual disability and has been abused or neglected. For the purposes of sections 46a-11a to 46a-11g, inclusive, the determination of intellectual disability may be made by means of a review of records and shall not require the [director] commissioner to conduct a full psychological examination of the person. Any delay in making such determination of intellectual disability shall not delay the investigation of abuse or neglect or recommendation of provision of protective services. The evaluation shall include a visit to the named person with intellectual disability and consultation with those individuals having knowledge of the facts of the particular case. All state, local and private agencies shall have a duty to cooperate with any investigation conducted by the [Office of Protection and Advocacy for Persons with Disabilities] Department of Developmental Services under this section, including the release of complete [client] records of the named person for review, inspection and copying, except where the person with intellectual disability refuses to permit his or her record to be released. The [director] commissioner shall have subpoena powers to compel any information related to such investigation. All [client] records of the named person shall be kept confidential by said [office] department. Upon completion of the evaluation of each case, written findings shall be prepared which shall include a determination of whether abuse or neglect has occurred and recommendations as to whether protective services are needed. The [director] commissioner, except in cases where the [parent or guardian] legal representative is the alleged perpetrator of abuse or neglect or is residing with the alleged perpetrator, shall notify the [parents or guardian] legal representative, if any, of the person with intellectual disability if a report of abuse or neglect is made which the [director] commissioner determines warrants investigation. The [director] commissioner shall provide the [parents or guardians] legal representative who the [director] commissioner determines [are] is entitled to such information with further information upon request. The person filing the report of abuse or neglect shall be notified of the findings upon such person's request.

(b) The [director] commissioner, upon receiving a report that [an individual] a person who receives services from the Department of Social Services' Division of Autism Spectrum Disorder Services, allegedly is being or has been abused or neglected, shall make an initial determination whether such [individual] person receives funding or services from said division, shall determine if the report warrants investigation and shall cause, in cases that so warrant, a prompt, thorough evaluation, as described in subsection (b) of section 17a-247f, to be made by the Department of Developmental Services to determine whether the [individual] person has been abused or neglected.

(c) In cases where there is a death of a person with intellectual disability for whom the Department of Developmental Services has direct or oversight responsibility for medical care, and there is reasonable cause to suspect or believe that such death may be due to abuse or neglect, the [Commissioner of Developmental Services shall notify the director or the director's designee not later than twenty-four hours after the commissioner determines that there is reasonable cause to suspect or believe that such death may be due to abuse or neglect and the director] commissioner shall conduct an investigation to determine whether abuse or neglect occurred, except as may be otherwise required by court order. The [director, in consultation with the Commissioner of Developmental Services,] commissioner shall establish protocols for conducting such investigations.

(d) The [director] commissioner shall maintain [a state-wide registry of the reports received, the evaluation and findings and actions recommended] an electronic copy of the reports received of alleged abuse or neglect and all evaluation reports.

(e) Neither the original report of alleged abuse or neglect nor the evaluation report of the investigator which includes findings and recommendations shall be deemed a public record for purposes of

section 1-210. The name of the person making the original report shall not be disclosed to any person unless the person making the original report consents to such disclosure or unless a judicial proceeding results therefrom.

Sec. 91. Section 46a-11d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) If it is determined by an investigation that a person with intellectual disability has been abused or neglected, the **[**director shall refer the case to the Department of Developmental Services for the development and implementation of**]** commissioner shall develop and implement a plan of protective services. **[**Said referral shall be accompanied by a copy of the evaluation report.**]** The name of the person making the report of abuse or neglect shall not be disclosed without his or her consent.

(b) If the caretaker of a person with intellectual disability who has consented to the receipt of protective services refuses to allow the provision of such services to such person, the commissioner may petition the Superior Court for an order enjoining the caretaker from interfering with the provision of protective services to the person. **[**with intellectual disability.**]** The petition shall allege specific facts sufficient to show that the person with intellectual disability is in need of protective services and consents to their provision and that the caretaker refuses to allow the provision of such services. If the court finds that the person **[**with intellectual disability**]** is in need of such services and has been prevented by the caretaker from receiving the same, the court may issue an order enjoining the caretaker from interfering with the provision of protective services to the person. **[**with intellectual disability.**]**

Sec. 92. Section 46a-11e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) If a person with intellectual disability does not consent to the receipt of protective services, or if such person withdraws his consent, such services shall not be provided or continued, except that if the commissioner has reason to believe that such person **[**with intellectual disability**]** lacks capacity to consent to or refuse such services, **[**he**]** the commissioner may petition the Probate Court for the appointment of a **[**guardian**]** legal representative. If any **[**guardian**]** legal representative, appointed pursuant to the provisions of this section, does not consent to the provision of such services, the commissioner may petition the Probate Court for the removal and replacement of **[**said guardian**]** such legal representative.

(b) The commissioner, shall, not later than fifteen calendar days after the **[**date of referral of any case for the provision of protective services, furnish the director with**]** completion and submission of the evaluation report, provide a written plan of services. **[**The director may comment on the proposed plan and recommend modifications. The commissioner shall cooperate with the director in resolving disagreements concerning the plan. Any comments made by the director shall be placed on file with the commissioner and the director.**]**

(c) If the **[**director**]** commissioner commences an investigation and finds that the person with intellectual disability is seriously in need of immediate protective services, **[**he**]** the commissioner shall **[**report the facts of the case to the commissioner and the commissioner shall**]** not delay the commencement of protective services pending the **[**full**]** completion of the evaluation report. **[**If the commissioner's proposed action involves the removal from his home of a person with intellectual disability under guardianship or of a person with intellectual disability who is competent and does not voluntarily consent to his removal, the commissioner shall follow the procedures mandated in section 17a-274.**]** If the commissioner's proposed action

involves the removal of a person with intellectual disability from his or her home and such person is under legal representation or is competent and does not voluntarily consent to his or her removal, the commissioner shall follow the procedures mandated under section 17a-274.

Sec. 93. Section 46a-11f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Concurrent with the implementation of any protective services for which payment is required, an evaluation shall be undertaken by the commissioner regarding the ability of the person with intellectual disability to pay for the protective services. If the person is so able, procedures for reimbursement for the cost of providing the services shall be initiated. If it is determined that the person is not capable of paying for such services, the services shall be provided in accordance with policies and procedures established by the commissioner.

(b) Subsequent to the initial provision of protective services, the Department of Developmental Services shall review each case, including meeting with the person with intellectual disability at least once every six months, to determine whether continuation or modification of the services is warranted. **[**Said department shall advise the director relative to the continuation of protective services for each such person with intellectual disability. The commissioner may terminate protective services upon the request of the person with intellectual disability or his guardian, pursuant to section 46a-11e, or upon agreement by the commissioner and the director that such services are no longer required.**]** The commissioner may terminate protective services upon the commissioner's determination that such services are no longer required, or upon request of the person with intellectual disability or such person's legal representative pursuant to section 46a-11e.

(c) In performing the duties set forth in sections 17a-247f and 46a-11c to 46a-11g, inclusive, the **[**director**]** commissioner may request the assistance of the staffs and resources of all appropriate state departments, agencies, commissions and local health directors, and may utilize any other public or private agencies, groups or individuals who are appropriate and may be available.

Sec. 94. Section 46a-11g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

If, as a result of any investigation initiated under the provisions of sections 17a-247f and 46a-11a to 46a-11f, inclusive, a determination is made that a caretaker or other person has abused a person with intellectual disability or a person receiving services from the Department of Social Services' Division of Autism Spectrum Disorder Services, the **[**director**]** commissioner shall refer such information in writing to the appropriate office of the state's attorney, which shall conduct such further investigation as may be deemed necessary and shall determine whether criminal proceedings should be initiated against such caretaker or other person, in accordance with applicable state law. If any initial investigation by the **[**director**]** commissioner discloses evidence of an immediate and serious threat to the health or life of a person with intellectual disability or a person receiving services from the Department of Social Services' Division of Autism Spectrum Disorder Services, said **[**office**]** department shall immediately refer the matter to state or local police, as appropriate, who shall immediately investigate the matter. The commissioner shall notify the Commissioner of Social Services, or his or her designee, of any referral of information to the office of the state's attorney or to state or local police concerning an abuse or neglect investigation of a person receiving services from the Department of Social Services' Division of Autism Spectrum Disorder Services.

Sec. 95. Section 46a-11h of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective from passage*):

The name and address of and other personally identifiable information concerning a person whose death or serious injury is reported to the **[**Office of Protection and Advocacy for Persons with Disabilities**]** executive director of the nonprofit entity designated by the Governor in accordance with section 46a-10b to serve as the Connecticut protection and advocacy system, as required by the Developmental Disabilities Assistance and Bill of Rights Act of 2000, 42 USC 15041 et seq., as amended from time to time, and any regulations promulgated thereunder, and as required by the Protection and Advocacy for Individuals with Mental Illness Act, 42 USC 10801 et seq., as amended from time to time, and any regulations promulgated thereunder, pursuant to section 46a-153, the name and address of and other personally identifiable information concerning any person who provides information obtained by **[**the office**]** such nonprofit entity in the course of an investigation of any such report, and all confidential records obtained by **[**the office**]** such nonprofit entity in the course of any such investigation shall be confidential and shall not be subject to disclosure under the Freedom of Information Act, as defined in section 1-200. Nothing in this section shall be construed to prohibit **[**the office**]** such nonprofit entity from disclosing personally identifiable or confidential information with the consent of a person authorized by law to consent to the release of such information or from issuing reports to the public or providing information to policy-making bodies that contain statistical data, analysis or case studies, provided **[**the office**]** such nonprofit entity shall not disclose the identity of any person with **[**disabilities**]** a disability or any means of discovering such identity.

Sec. 96. Section 46a-13a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Each state, local or private agency responsible for the protection of

persons with disabilities shall cooperate with any investigation conducted by the **[**Office of Protection and Advocacy for Persons with Disabilities**]** Department of Developmental Services and shall release client records for review and inspection by said **[**office**]** department. No such state, local or private agency shall release the records of a client without the express consent of such client or as otherwise provided by law.

Sec. 97. Section 17b-650a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is created a Department of Rehabilitation Services. The Department of Social Services shall provide administrative support services to the Department of Rehabilitation Services until the Department of Rehabilitation Services requests cessation of such services, or until June 30, 2013, whichever is earlier. The Department of Rehabilitation Services shall be responsible for providing the following: (1) Services to **[**the deaf and hearing impaired**]** persons who are deaf or hard of hearing; (2) services for **[**the blind and visually impaired**]** persons who are blind or visually impaired; and (3) rehabilitation services in accordance with the provisions of the general statutes concerning the Department of Rehabilitation Services. The Department of Rehabilitation Services shall constitute a successor authority to the Bureau of Rehabilitative Services in accordance with the provisions of sections 4-38d, 4-38e and 4-39.

(b) The department head shall be the Commissioner of Rehabilitation Services, who shall be appointed by the Governor in accordance with the provisions of sections 4-5 to 4-8, inclusive, and shall have the powers and duties described in said sections. The Commissioner of Rehabilitation Services shall appoint such persons as may be necessary to administer the provisions of public act 11-44 and the Commissioner of Administrative Services shall fix the compensation of such persons in accordance with the provisions of

section 4-40. The Commissioner of Rehabilitation Services may create such sections within the Department of Rehabilitation Services as will facilitate such administration, including a disability determinations section for which one hundred per cent federal funds may be accepted for the operation of such section in conformity with applicable state and federal regulations. The Commissioner of Rehabilitation Services may adopt regulations, in accordance with the provisions of chapter 54, to implement the purposes of the department as established by statute.

(c) The Commissioner of Rehabilitation Services shall, annually, in accordance with section 4-60, submit to the Governor a report in electronic format on the activities of the Department of Rehabilitation Services relating to services provided by the department to **[**individuals**]** persons who (1) are blind or visually impaired, (2) are deaf or hard of hearing, **[**impaired,**]** or (3) receive vocational rehabilitation services. The report shall include the data the department provides to the federal government that relates to the evaluation standards and performance indicators for the vocational rehabilitation services program. The commissioner shall submit the report in electronic format, in accordance with the provisions of section 11-4a, to the joint standing committees of the General Assembly having cognizance of matters relating to human services and appropriations and the budgets of state agencies.

[(d) Effective July 1, 2017, the Department of Rehabilitation Services shall constitute a successor department, in accordance with the provisions of sections 4-38d and 4-39, to the Office of Protection and Advocacy for Persons with Disabilities with respect to investigations of allegations of abuse or neglect pursuant to sections 46a-11a to 46a-11f, inclusive.**]**

Sec. 98. (NEW) (*Effective from passage*) The Department of Developmental Services shall constitute a successor department, in

accordance with the provisions of sections 4-38d and 4-39 of the general statutes, to the Office of Protection and Advocacy for Persons with Disabilities, with respect to investigations of allegations of abuse or neglect pursuant to sections 46a-11a to 46a-11h, inclusive, of the general statutes.

Sec. 99. (NEW) (*Effective from passage*) Any person who is the subject of an abuse or neglect investigation, such person's legal representative, or any other person interested in such investigation may contact the nonprofit entity designated by the Governor in accordance with section 46a-10b of the general statutes to serve as the Connecticut protection and advocacy system with any concerns with the conduct of such investigation. The Commissioner of Developmental Services shall not take or threaten to take any action against any such person who contacts such nonprofit entity with such concerns.

Sec. 100. Subsection (a) of section 54-142q of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section, (1) "governing board" means the Criminal Justice Information System Governing Board established in this section, (2) "offender-based tracking system" means an information system that enables, as determined by the governing board and subject to this chapter, criminal justice agencies, as defined in subsection (b) of section 54-142g, the Division of Public Defender Services and the Office of the Federal Public Defender to share criminal history record information, as defined in subsection (a) of section 54-142g, and to access electronically maintained offender and case data involving felonies, misdemeanors, violations, motor vehicle violations, motor vehicle offenses for which a sentence to a term of imprisonment may be imposed, and infractions, and (3) "criminal justice information systems" means the **[**offender-based tracking system and information systems among criminal justice agencies**]** <u>information systems</u>

designed and implemented pursuant to section 54-142s.

Sec. 101. Subsection (h) of section 54-142q of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(h) A member of the governing board, a member of a permanent or an ad hoc committee established by the governing board, and any person operating and administering the **[**offender-based tracking**]** criminal justice information system shall be deemed to be "state officers and employees" for the purposes of chapter 53 and section 5-141d.

Sec. 102. Subsection (a) of section 54-142r of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any data in **[**the offender-based tracking**]** a criminal justice information system, as defined in section 54-142q, shall be available to the Commissioner of Administrative Services and the executive director of a division of or unit within the Judicial Department that oversees information technology, or to such persons' designees, for the purpose of maintaining and administering said system.

Sec. 103. Subsection (b) of section 54-142q of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) There shall be a Criminal Justice Information System Governing Board which shall be within the **[**Office of Policy and Management**]** Department of Emergency Services and Public Protection for administrative purposes only and shall oversee criminal justice information systems.

Sec. 104. Subsection (e) of section 54-142q of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective from passage*):

(e) The governing board shall hire an executive director of the board who shall not be a member of the board and who shall serve at the pleasure of the board. The executive director shall be qualified by education, training or experience to oversee the design and implementation of a comprehensive, state-wide information technology system for the sharing of criminal justice information as provided in section 54-142s. The **[**Office of Policy and Management**]** Department of Emergency Services and Public Protection shall provide office space and such staff, supplies and services as necessary for the executive director to properly carry out his or her duties under this subsection.

Sec. 105. Subsection (b) of section 54-142r of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Any data in said system from an information system of a criminal justice agency, as defined in subsection (b) of section 54-142g, that is available to the public under the provisions of the Freedom of Information Act, as defined in section 1-200, shall be obtained from the agency from which such data originated. The **[**Secretary of the Office of Policy and Management**]** Commissioner of Emergency Services and Public Protection shall provide to any person who submits a request for such data to the Criminal Justice Information System Governing Board, pursuant to said act, the name and address of the agency from which such data originated.

Sec. 106. Subsection (c) of section 2-79a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) On or before **[**the second Wednesday after the convening of the 1998 regular session of the General Assembly**]** October 1, 2019, and every four years thereafter, the commission shall submit to the General Assembly a report which lists each existing state mandate, as defined in subsection (a) of section 2-32b, and which (1) categorizes each mandate as constitutional, statutory or executive, (2) provides the date of original enactment or issuance along with a brief description of the history of the mandate, and (3) analyzes the costs incurred by local governments in implementing the mandate. In each report the commission may also make recommendations on state mandates for consideration by the commission. On and after October 1, 1996, the report shall be submitted to the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and budgets of state agencies, to any other joint standing committee of the General Assembly having cognizance and, upon request, to any member of the General Assembly. A summary of the report shall be submitted to each member of the General Assembly if the summary is two pages or less and a notification of the report shall be submitted to each member if the summary is more than two pages. Submission shall be by mailing the report, summary or notification to the legislative address of each member of the committees or the General Assembly, as applicable. The provisions of this subsection shall not be construed to prevent the commission from making more frequent recommendations on state mandates.

Sec. 107. Section 2-32c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[Not**]** On and after January 1, 2019, the Connecticut Advisory Commission on Intergovernmental Relations, established pursuant to section 2-79a, shall, not more than ninety days after adjournment of any regular or special session of the General Assembly or September first immediately following adjournment of a regular session,

whichever is sooner, **[**the Connecticut Advisory Commission on Intergovernmental Relations, established pursuant to section 2-79a, shall**]** submit to the speaker of the House of Representatives, the president pro tempore of the Senate, the majority leader of the House of Representatives, the majority leader of the Senate, the minority leader of the House of Representatives and the minority leader of the Senate a report which lists each state mandate enacted during said regular or special session of the General Assembly. Within five days of receipt of the report, the speaker and the president pro tempore shall submit the report to the Secretary of the Office of Policy and Management and refer each state mandate to the joint standing committee or select committee of the General Assembly having cognizance of the subject matter of the mandate. The secretary shall provide notice of the report to the chief elected official of each municipality.

Sec. 108. Section 12-7c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Commissioner of Revenue Services shall, on or before February 15, **[**2018**]** 2020, and biennially thereafter, submit to the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding, and post on the department's Internet web site a report on the overall incidence of the income tax, sales and excise taxes, the corporation business tax and property tax. The report shall present information on the distribution of the tax burden as follows:

(1) For individuals:

(A) Income classes, including income distribution expressed for every ten percentage points; and

(B) Other appropriate taxpayer characteristics, as determined by

said commissioner.

(2) For businesses:

(A) Business size as established by gross receipts;

(B) Legal organization; and

(C) Industry by NAICS code.

(b) The Commissioner of Revenue Services may enter into a contract with any public or private entity for the purpose of preparing the report required pursuant to subsection (a) of this section.

Sec. 109. (NEW) (*Effective from passage*) The Secretary of the Office of Policy and Management shall develop and annually report to the joint standing committee of the General Assembly having cognizance of matters relating to appropriations sensitivity and stress test analyses for the teachers' retirement system and the state employees retirement system. Such reporting shall include projections of benefit levels, pension costs, liabilities, and debt reduction under various economic and investment scenarios. The secretary shall submit the report in accordance with section 11-4a of the general statutes and shall post and update the report on the Office of Policy and Management Internet web site at least annually.

Sec. 110. Section 7-100k of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) **[**Any**]** <u>Notwithstanding the provisions of any special act, municipal charter or ordinance, any</u> town, consolidated town and city or consolidated town and borough<u>, regional council of governments or any combination of towns, consolidated towns and cities or consolidated towns and boroughs</u> may, by town or borough meeting vote, or, in those municipalities in which there is no such meeting, by a

two-thirds majority of the members of the legislative body thereof, provide for the appointment of one or more **[**but not more than five**]** assessors. Any such municipality or municipalities or regional council of governments may establish the qualifications and compensation of such assessor or assessors, and may provide for the appointment by the assessor or board of assessors of clerical and other assistance within the limits of the appropriation therefor, provided, if there is more than one assessor, such assessors shall choose one of their number to be chairman of the board of assessors.

(b) Any assessor appointed pursuant to subsection (a) of this section shall be sworn to the faithful performance of his or her duties by the clerk or clerks of the **[**town**]** municipality or municipalities that provided for the appointment of such assessor, or, in the case of a regional council of governments, by the clerk of each participating municipality.

Sec. 111. Subsection (a) of section 7-168a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) A municipality may, by ordinance, impose a surcharge on the admission charge **[**, as defined in subdivision (3) of section 12-540,**]** for any event that is held at a facility located within the municipality. The amount of such surcharge shall not exceed five per cent of the amount of admission, except that the amount of such surcharge imposed on the facility described in subdivision (12) of subsection (a) of section 12-541 shall not exceed ten per cent of the amount of admission. The amount of any such surcharge shall be in addition to any tax otherwise applicable to such admission charge, except that no municipality may impose a surcharge on a facility pursuant to this section if **[**(1)**]** (A) the municipality imposes a surcharge on such facility pursuant to section 12-579, or **[**(2)**]** (B) all of the proceeds from the event inure exclusively to an entity which is exempt from federal income tax under the

Internal Revenue Code, provided such entity actively engages in and assumes the financial risk associated with the presentation of such event. Any municipal ordinance adopted pursuant to this section may exclude additional events or facilities from the surcharge imposed pursuant to this section.

(2) As used in this section, "admission charge" means the amount paid, whether in the form of a ticket price, license fee, skybox, luxury suite or club seat rental charge or purchase price, or otherwise, for the right or privilege to have access to a place or location where amusement, entertainment or recreation is provided, exclusive of any charges for instruction, and including any preferred seat license fee or any other payment required in order to have the right to purchase seats or secure admission to any such place or location. Places of amusement, entertainment or recreation (A) include, but are not limited to, theaters, auditoriums where lectures and concerts are given, amusement parks, fairgrounds, race tracks, dance halls, ball parks, stadiums, amphitheaters, convention centers, golf courses, miniature golf courses, tennis courts, skating rinks, swimming pools, bathing beaches, gymnasiums, auto shows, boat shows, camping shows, home shows, dog shows and antique shows, but (B) do not include motion picture shows.

Sec. 112. Section 19a-755 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Lieutenant Governor shall, within existing resources, designate an individual to serve as Health Information Technology Officer. The Health Information Technology Officer shall (1) be responsible for coordinating all state health information technology initiatives; **[**and**]** (2) seek funding for and oversee the planning, implementation and development of policies and procedures for the administration of the all-payer claims database program established under section 113 of this act; and (3) establish and maintain a

consumer health information Internet web site as described in section 114 of this act. The Health Information Technology Officer may seek private and federal funds for staffing to support such initiatives.

(b) The Health Information Technology Officer shall, in consultation with the Health Information Technology Advisory Council, maintain written procedures for implementing and administering the all-payer claims database program established under section 113 of this act. Any such written procedures shall include (1) reporting requirements for reporting entities, as defined in section 113 of this act; and (2) requirements for providing notice to a reporting entity, as defined in section 113 of this act, of any alleged failure on the part of such reporting entity to comply with such reporting requirements.

(c) Unless expressly specified, nothing in this section or section 113 of this act and no action taken by the Health Information Technology Officer pursuant to this section or section 113 of this act shall be construed to preempt, supersede or affect the authority of the Insurance Commissioner to regulate the business of insurance in the state.

Sec. 113. (NEW) (*Effective from passage*) (a) As used in this section:

(1) "All-payer claims database" means a database that receives and stores data from a reporting entity relating to medical insurance claims, dental insurance claims, pharmacy claims and other insurance claims information from enrollment and eligibility files.

(2) (A) "Reporting entity" means:

(i) An insurer, as described in section 38a-1 of the general statutes, licensed to do health insurance business in this state;

(ii) A health care center, as defined in section 38a-175 of the general statutes;

(iii) An insurer or health care center that provides coverage under Part C or Part D of Title XVIII of the Social Security Act, as amended from time to time, to residents of this state;

(iv) A third-party administrator, as defined in section 38a-720 of the general statutes;

(v) A pharmacy benefits manager, as defined in section 38a-479aaa of the general statutes;

(vi) A hospital service corporation, as defined in section 38a-199 of the general statutes;

(vii) A nonprofit medical service corporation, as defined in section 38a-214 of the general statutes;

(viii) A fraternal benefit society, as described in section 38a-595 of the general statutes, that transacts health insurance business in this state;

(ix) A dental plan organization, as defined in section 38a-577 of the general statutes;

(x) A preferred provider network, as defined in section 38a-479aa of the general statutes; and

(xi) Any other person that administers health care claims and payments pursuant to a contract or agreement or is required by statute to administer such claims and payments.

(B) "Reporting entity" does not include an employee welfare benefit plan, as defined in the federal Employee Retirement Income Security Act of 1974, as amended from time to time, that is also a trust established pursuant to collective bargaining subject to the federal Labor Management Relations Act.

(3) "Medicaid data" means the Medicaid provider registry, health claims data and Medicaid recipient data maintained by the Department of Social Services.

(b) (1) There is established an all-payer claims database program. The Health Information Technology Officer, designated under section 19a-755 of the general statutes, shall: (A) Oversee the planning, implementation and administration of the all-payer claims database program for the purpose of collecting, assessing and reporting health care information relating to safety, quality, cost-effectiveness, access and efficiency for all levels of health care; (B) ensure that data received is securely collected, compiled and stored in accordance with state and federal law; and (C) conduct audits of data submitted by reporting entities in order to verify its accuracy.

(2) The Health Information Technology Officer shall seek funding from the federal government, other public sources and other private sources to cover costs associated with the planning, implementation and administration of the all-payer claims database program.

(3) (A) Upon the adoption of reporting requirements as set forth in subsection (b) of section 19a-755 of the general statutes, a reporting entity shall report health care information for inclusion in the all-payer claims database in a form and manner prescribed by the Health Information Technology Officer. The Health Information Technology Officer may, after notice and hearing, impose a civil penalty on any reporting entity that fails to report health care information as prescribed. Such civil penalty shall not exceed one thousand dollars per day for each day of violation and shall not be imposed as a cost for the purpose of rate determination or reimbursement by a third-party payer.

(B) The Health Information Technology Officer may provide the name of any reporting entity on which such penalty has been imposed

to the Insurance Commissioner. After consultation with said officer, the commissioner may request the Attorney General to bring an action in the superior court for the judicial district of Hartford to recover any penalty imposed pursuant to subparagraph (A) of this subdivision.

(4) The Commissioner of Social Services shall submit Medicaid data to the Health Information Technology Officer for inclusion in the all-payer claims database only for purposes related to administration of the State Medicaid Plan, in accordance with 42 CFR 431.301 to 42 CFR 431.306, inclusive.

(5) The Health Information Technology Officer shall: (A) Utilize data in the all-payer claims database to provide health care consumers in the state with information concerning the cost and quality of health care services for the purpose of allowing such consumers to make economically sound and medically appropriate health care decisions; and (B) make data in the all-payer claims database available to any state agency, insurer, employer, health care provider, consumer of health care services or researcher for the purpose of allowing such person or entity to review such data as it relates to health care utilization, costs or quality of health care services. If health information, as defined in 45 CFR 160.103, as amended from time to time, is permitted to be disclosed under the Health Insurance Portability and Accountability Act of 1996, P.L. 104-191, as amended from time to time, or regulations adopted thereunder, any disclosure thereof made pursuant to this subdivision shall have identifiers removed, as set forth in 45 CFR 164.514, as amended from time to time. Any disclosure made pursuant to this subdivision of information other than health information shall be made in a manner to protect the confidentiality of such other information as required by state and federal law. The Health Information Technology Officer may set a fee to be charged to each person or entity requesting access to data stored in the all-payer claims database.

(6) The Health Information Technology Officer may (A) in consultation with the All-Payer Claims Database Advisory Group set forth in section 17b-59f of the general statutes, enter into a contract with a person or entity to plan, implement or administer the all-payer claims database program, (B) enter into a contract or take any action that is necessary to obtain data that is the same data required to be submitted by reporting entities under Medicare Part A or Part B, (C) enter into a contract for the collection, management or analysis of data received from reporting entities, and (D) in accordance with subdivision (4) of this subsection, enter into a contract or take any action that is necessary to obtain Medicaid data. Any such contract for the collection, management or analysis of such data shall expressly prohibit the disclosure of such data for purposes other than the purposes described in this subsection.

Sec. 114. (NEW) (*Effective from passage*) (a) For purposes of this section and sections 19a-904a, 19a-904b and 38a-477d to 38a-477f, inclusive, of the general statutes:

(1) "Allowed amount" means the maximum reimbursement dollar amount that an insured's health insurance policy allows for a specific procedure or service;

(2) "Consumer health information Internet web site" means an Internet web site developed and operated by the Health Information Technology Officer to assist consumers in making informed decisions concerning their health care and informed choices among health care providers;

(3) "Episode of care" means all health care services related to the treatment of a condition or a service category for such treatment and, for acute conditions, includes health care services and treatment provided from the onset of the condition to its resolution or a service category for such treatment and, for chronic conditions, includes

health care services and treatment provided over a given period of time or a service category for such treatment;

(4) "Health care provider" means any individual, corporation, facility or institution licensed by this state to provide health care services;

(5) "Health carrier" means any insurer, health care center, hospital service corporation, medical service corporation, fraternal benefit society or other entity delivering, issuing for delivery, renewing, amending or continuing any individual or group health insurance policy in this state providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 of the general statutes;

(6) "Health Information Technology Officer" means the individual designated pursuant to section 19a-755 of the general statutes;

(7) "Hospital" has the same meaning as provided in section 19a-490 of the general statutes;

(8) "Out-of-pocket costs" means costs that are not reimbursed by a health insurance policy and includes deductibles, coinsurance and copayments for covered services and other costs to the consumer associated with a procedure or service;

(9) "Outpatient surgical facility" has the same meaning as provided in section 19a-493b of the general statutes; and

(10) "Public or private third party" means the state, the federal government, employers, a health carrier, third-party administrator, as defined in section 38a-720 of the general statutes, or managed care organization.

(b) (1) Within available resources, the consumer health information

Internet web site shall: (A) Contain information comparing the quality, price and cost of health care services, including, to the extent practicable, (i) comparative price and cost information for the health care services and procedures reported pursuant to subsection (c) of this section categorized by payer or listed by health care provider, (ii) links to Internet web sites and consumer tools where consumers may obtain comparative cost and quality information, including The Joint Commission and Medicare hospital compare tool, (iii) definitions of common health insurance and medical terms so consumers may compare health coverage and understand the terms of their coverage, and (iv) factors consumers should consider when choosing an insurance product or provider group, including provider network, premium, cost sharing, covered services and tier information; (B) be designed to assist consumers and institutional purchasers in making informed decisions regarding their health care and informed choices among health care providers and, to the extent practicable, provide reference pricing for services paid by various health carriers to health care providers; (C) present information in language and a format that is understandable to the average consumer; and (D) be publicized to the general public. All information outlined in this section shall be posted on an Internet web site established, or to be established, by the Health Information Technology Officer in a manner and time frame as may be organizationally and financially reasonable in his or her sole discretion.

(2) Information collected, stored and published by the exchange pursuant to this section is subject to the federal Health Insurance Portability and Accountability Act of 1996, P.L. 104-191, as amended from time to time.

(3) The Health Information Technology Officer may consider adding quality measures to the Internet web site as recommended by the State Innovation Model Initiative program management office.

(c) Not later than January 1, 2018, and annually thereafter, the Health Information Technology Officer shall, to the extent the information is available, make available to the public on the consumer health information Internet web site a list of: (1) The fifty most frequently occurring inpatient services or procedures in the state; (2) the fifty most frequently provided outpatient services or procedures in the state; (3) the twenty-five most frequent surgical services or procedures in the state; (4) the twenty-five most frequent imaging services or procedures in the state; and (5) the twenty-five most frequently used pharmaceutical products and medical devices in the state. Such lists may (A) be expanded to include additional admissions and procedures, (B) be based upon those services and procedures that are most commonly performed by volume or that represent the greatest percentage of related health care expenditures, or (C) be designed to include those services and procedures most likely to result in out-of-pocket costs to consumers or include bundled episodes of care.

(d) Not later than January 1, 2018, and annually thereafter, to the extent practicable, the Health Information Technology Officer shall issue a report, in a manner to be decided by the officer, that includes the (1) billed and allowed amounts paid to health care providers in each health carrier's network for each service and procedure service included pursuant to subsection (c) of this section, and (2) out-of-pocket costs for each such service and procedure.

(e) (1) On and after January 1, 2018, each hospital shall, at the time of scheduling a service or procedure for nonemergency care that is included in the report prepared by the Health Information Technology Officer pursuant to subsection (c) of this section, regardless of the location or setting where such services are delivered, notify the patient of the patient's right to make a request for cost and quality information. Upon the request of a patient for a diagnosis or procedure

included in such report, the hospital shall, not later than three business days after scheduling such service or procedure, provide written notice, electronically or by mail, to the patient who is the subject of the service or procedure concerning: (A) If the patient is uninsured, the amount to be charged for the service or procedure if all charges are paid in full without a public or private third party paying any portion of the charges, including the amount of any facility fee, or, if the hospital is not able to provide a specific amount due to an inability to predict the specific treatment or diagnostic code, the estimated maximum allowed amount or charge for the service or procedure, including the amount of any facility fee; (B) the corresponding Medicare reimbursement amount or, if there is no corresponding Medicare reimbursement amount for such diagnosis or procedure, (i) the approximate amount Medicare would have paid the hospital for the services on the billing statement, or (ii) the percentage of the hospital's charges that Medicare would have paid the hospital for the services; (C) if the patient is insured, the allowed amount, the toll-free telephone number and the Internet web site address of the patient's health carrier where the patient can obtain information concerning charges and out-of-pocket costs; (D) The Joint Commission's composite accountability rating and the Medicare hospital compare star rating for the hospital, as applicable; and (E) the Internet web site addresses for The Joint Commission and the Medicare hospital compare tool where the patient may obtain information concerning the hospital.

(2) If the patient is insured and the hospital is out-of-network under the patient's health insurance policy, such written notice shall include a statement that the service or procedure will likely be deemed out-of-network and that any out-of-network applicable rates under such policy may apply.

Sec. 115. Subsection (a) of section 38a-1082 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from*

passage):

(a) The board of directors of the exchange shall adopt written procedures, in accordance with the provisions of section 1-121, for: (1) Adopting an annual budget and plan of operations, including a requirement of board approval before the budget or plan may take effect; (2) hiring, dismissing, promoting and compensating employees of the exchange, including an affirmative action policy and a requirement of board approval before a position may be created or a vacancy filled; (3) acquiring real and personal property and personal services, including a requirement of board approval for any nonbudgeted expenditure in excess of five thousand dollars; (4) contracting for financial, legal, bond underwriting and other professional services, including a requirement that the exchange solicit proposals at least once every three years for each such service that it uses; (5) issuing and retiring bonds, bond anticipation notes and other obligations of the authority; (6) establishing requirements for certification of qualified health plans that include, but are not limited to, minimum standards for marketing practices, network adequacy, essential community providers in underserved areas, accreditation, quality improvement, uniform enrollment forms and descriptions of coverage, and quality measures for health benefit plan performance; and (7) implementing the provisions of sections 38a-1080 to 38a-1090, inclusive, or other provisions of the general statutes. Any such written procedures adopted pursuant to this subdivision shall not conflict with or prevent the application of regulations promulgated by the Secretary under the Affordable Care Act. **[**; (8) implementing and administering the all-payer claims database program established pursuant to section 38a-1091. Any such written procedures adopted pursuant to this subdivision shall include reporting requirements for reporting entities, as defined in section 38a-1091; and (9) providing notice to a reporting entity, as defined in section 38a-1091, of, and the rules of practice for a hearing process for, such reporting entity's alleged failure to comply

with reporting requirements.**]**

Sec. 116. Subsection (a) of section 38a-1083 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For purposes of sections 38a-1080 to **[**38a-1091**]** 38a-1093, inclusive, "purposes of the exchange" means the purposes of and the pursuit of the goals of the exchange expressed in and pursuant to this section and the performance of the duties and responsibilities of the exchange set forth in sections 38a-1084 to 38a-1087, inclusive, which are hereby determined to be public purposes for which public funds may be expended. The powers enumerated in this section shall be interpreted broadly to effectuate the purposes of the exchange and shall not be construed as a limitation of powers.

Sec. 117. Section 38a-1084 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The exchange shall:

(1) Administer the exchange for both qualified individuals and qualified employers;

(2) Commission surveys of individuals, small employers and health care providers on issues related to health care and health care coverage;

(3) Implement procedures for the certification, recertification and decertification, consistent with guidelines developed by the Secretary under Section 1311(c) of the Affordable Care Act, and section 38a-1086, of health benefit plans as qualified health plans;

(4) Provide for the operation of a toll-free telephone hotline to respond to requests for assistance;

(5) Provide for enrollment periods, as provided under Section 1311(c)(6) of the Affordable Care Act;

(6) **[**(A)**]** Maintain an Internet web site through which enrollees and prospective enrollees of qualified health plans may obtain standardized comparative information on such plans including, but not limited to, the enrollee satisfaction survey information under Section 1311(c)(4) of the Affordable Care Act and any other information or tools to assist enrollees and prospective enrollees evaluate qualified health plans offered through the exchange; **[**, and (B) on and after July 1, 2016, establish and maintain a consumer health information Internet web site as described in section 38a-1084a;**]**

(7) Publish the average costs of licensing, regulatory fees and any other payments required by the exchange and the administrative costs of the exchange, including information on moneys lost to waste, fraud and abuse, on an Internet web site to educate individuals on such costs;

(8) On or before the open enrollment period for plan year 2017, assign a rating to each qualified health plan offered through the exchange in accordance with the criteria developed by the Secretary under Section 1311(c)(3) of the Affordable Care Act, and determine each qualified health plan's level of coverage in accordance with regulations issued by the Secretary under Section 1302(d)(2)(A) of the Affordable Care Act;

(9) Use a standardized format for presenting health benefit options in the exchange, including the use of the uniform outline of coverage established under Section 2715 of the Public Health Service Act, 42 USC 300gg-15, as amended from time to time;

(10) Inform individuals, in accordance with Section 1413 of the Affordable Care Act, of eligibility requirements for the Medicaid

program under Title XIX of the Social Security Act, as amended from time to time, the Children's Health Insurance Program (CHIP) under Title XXI of the Social Security Act, as amended from time to time, or any applicable state or local public program, and enroll an individual in such program if the exchange determines, through screening of the application by the exchange, that such individual is eligible for any such program;

(11) Collaborate with the Department of Social Services, to the extent possible, to allow an enrollee who loses premium tax credit eligibility under Section 36B of the Internal Revenue Code and is eligible for HUSKY A or any other state or local public program, to remain enrolled in a qualified health plan;

(12) Establish and make available by electronic means a calculator to determine the actual cost of coverage after application of any premium tax credit under Section 36B of the Internal Revenue Code and any cost-sharing reduction under Section 1402 of the Affordable Care Act;

(13) Establish a program for small employers through which qualified employers may access coverage for their employees and that shall enable any qualified employer to specify a level of coverage so that any of its employees may enroll in any qualified health plan offered through the exchange at the specified level of coverage;

(14) Offer enrollees and small employers the option of having the exchange collect and administer premiums, including through allocation of premiums among the various insurers and qualified health plans chosen by individual employers;

(15) Grant a certification, subject to Section 1411 of the Affordable Care Act, attesting that, for purposes of the individual responsibility penalty under Section 5000A of the Internal Revenue Code, an individual is exempt from the individual responsibility requirement or

from the penalty imposed by said Section 5000A because:

(A) There is no affordable qualified health plan available through the exchange, or the individual's employer, covering the individual; or

(B) The individual meets the requirements for any other such exemption from the individual responsibility requirement or penalty;

(16) Provide to the Secretary of the Treasury of the United States the following:

(A) A list of the individuals granted a certification under subdivision (15) of this section, including the name and taxpayer identification number of each individual;

(B) The name and taxpayer identification number of each individual who was an employee of an employer but who was determined to be eligible for the premium tax credit under Section 36B of the Internal Revenue Code because:

(i) The employer did not provide minimum essential health benefits coverage; or

(ii) The employer provided the minimum essential coverage but it was determined under Section 36B(c)(2)(C) of the Internal Revenue Code to be unaffordable to the employee or not provide the required minimum actuarial value; and

(C) The name and taxpayer identification number of:

(i) Each individual who notifies the exchange under Section 1411(b)(4) of the Affordable Care Act that such individual has changed employers; and

(ii) Each individual who ceases coverage under a qualified health plan during a plan year and the effective date of that cessation;

(17) Provide to each employer the name of each employee, as described in subparagraph (B) of subdivision (16) of this section, of the employer who ceases coverage under a qualified health plan during a plan year and the effective date of the cessation;

(18) Perform duties required of, or delegated to, the exchange by the Secretary or the Secretary of the Treasury of the United States related to determining eligibility for premium tax credits, reduced cost-sharing or individual responsibility requirement exemptions;

(19) Select entities qualified to serve as Navigators in accordance with Section 1311(i) of the Affordable Care Act and award grants to enable Navigators to:

(A) Conduct public education activities to raise awareness of the availability of qualified health plans;

(B) Distribute fair and impartial information concerning enrollment in qualified health plans and the availability of premium tax credits under Section 36B of the Internal Revenue Code and cost-sharing reductions under Section 1402 of the Affordable Care Act;

(C) Facilitate enrollment in qualified health plans;

(D) Provide referrals to the Office of the Healthcare Advocate or health insurance ombudsman established under Section 2793 of the Public Health Service Act, 42 USC 300gg-93, as amended from time to time, or any other appropriate state agency or agencies, for any enrollee with a grievance, complaint or question regarding the enrollee's health benefit plan, coverage or a determination under that plan or coverage; and

(E) Provide information in a manner that is culturally and linguistically appropriate to the needs of the population being served by the exchange;

(20) Review the rate of premium growth within and outside the exchange and consider such information in developing recommendations on whether to continue limiting qualified employer status to small employers;

(21) Credit the amount, in accordance with Section 10108 of the Affordable Care Act, of any free choice voucher to the monthly premium of the plan in which a qualified employee is enrolled and collect the amount credited from the offering employer;

(22) Consult with stakeholders relevant to carrying out the activities required under sections 38a-1080 to 38a-1090, inclusive, including, but not limited to:

(A) Individuals who are knowledgeable about the health care system, have background or experience in making informed decisions regarding health, medical and scientific matters and are enrollees in qualified health plans;

(B) Individuals and entities with experience in facilitating enrollment in qualified health plans;

(C) Representatives of small employers and self-employed individuals;

(D) The Department of Social Services; and

(E) Advocates for enrolling hard-to-reach populations;

(23) Meet the following financial integrity requirements:

(A) Keep an accurate accounting of all activities, receipts and expenditures and annually submit to the Secretary, the Governor, the Insurance Commissioner and the General Assembly a report concerning such accountings;

(B) Fully cooperate with any investigation conducted by the Secretary pursuant to the Secretary's authority under the Affordable Care Act and allow the Secretary, in coordination with the Inspector General of the United States Department of Health and Human Services, to:

(i) Investigate the affairs of the exchange;

(ii) Examine the properties and records of the exchange; and

(iii) Require periodic reports in relation to the activities undertaken by the exchange; and

(C) Not use any funds in carrying out its activities under sections 38a-1080 to 38a-1089, inclusive, **[**and section 38a-1091**]** that are intended for the administrative and operational expenses of the exchange, for staff retreats, promotional giveaways, excessive executive compensation or promotion of federal or state legislative and regulatory modifications;

(24) (A) Seek to include the most comprehensive health benefit plans that offer high quality benefits at the most affordable price in the exchange, (B) encourage health carriers to offer tiered health care provider network plans that have different cost-sharing rates for different health care provider tiers and reward enrollees for choosing low-cost, high-quality health care providers by offering lower copayments, deductibles or other out-of-pocket expenses, and (C) offer any such tiered health care provider network plans through the exchange; <u>and</u>

(25) Report at least annually to the General Assembly on the effect of adverse selection on the operations of the exchange and make legislative recommendations, if necessary, to reduce the negative impact from any such adverse selection on the sustainability of the exchange, including recommendations to ensure that regulation of

insurers and health benefit plans are similar for qualified health plans offered through the exchange and health benefit plans offered outside the exchange. The exchange shall evaluate whether adverse selection is occurring with respect to health benefit plans that are grandfathered under the Affordable Care Act, self-insured plans, plans sold through the exchange and plans sold outside the exchange. **[**; and**]**

[(26) Seek funding for and oversee the planning, implementation and development of policies and procedures for the administration of the all-payer claims database program established under section 38a-1091.**]**

Sec. 118. Subsection (a) of section 38a-1088 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The state of Connecticut does hereby pledge to, and agree with, any person with whom the exchange may enter into contracts pursuant to the provisions of sections 38a-1080 to **[**38a-1091**]** 38a-1093, inclusive, that the state will not limit or alter the rights hereby vested in the exchange until such contracts and the obligations thereunder are fully met and performed on the part of the exchange, except that nothing in this subsection shall preclude such limitation or alteration if adequate provision shall be made by law for the protection of such persons entering into contracts with the exchange.

Sec. 119. Subsections (b) and (c) of section 38a-1090 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The exchange shall be subject to the Freedom of Information Act, as defined in section 1-200, except that **[**:

(1) The**]** the following information under sections 38a-1081 to 38a-1089, inclusive, shall not be subject to disclosure under section 1-210:

[(A)] (1) The names and applications of individuals and employers seeking coverage through the exchange; [(B)] (2) individuals' health information; and [(C)] (3) information exchanged between the exchange and the [(i)] (A) Departments of Social Services, Public Health and Revenue Services, [(ii)] (B) Insurance Department, [(iii)] (C) office of the Comptroller, or [(iv)] (D) any other state agency that is subject to confidentiality agreements under contracts entered into with the exchange. [; and]

[(2) (A) Any disclosures made pursuant to subdivision (4) of subsection (b) of section 38a-1091 of health information, as defined in 45 CFR 160.103, as amended from time to time, provided such health information is permitted to be disclosed under the Health Insurance Portability and Accountability Act of 1996, P.L. 104-191, as amended from time to time, or regulations adopted thereunder, shall have identifiers removed, as set forth in 45 CFR 164.514, as amended from time to time; and

(B) Any disclosures made pursuant to subdivision (4) of subsection (b) of section 38a-1091 of information other than health information shall be made in a manner to protect the confidentiality of such other information as required by state and federal law.]

(c) Unless expressly specified, nothing in this section [,] or sections 38a-1080 to 38a-1089, inclusive, [or section 38a-1091] and no action taken by the exchange pursuant to said sections shall be construed to preempt, supersede or affect the authority of the commissioner to regulate the business of insurance in the state. All health carriers offering qualified health plans in the state shall comply with all applicable provisions of sections 38a-1083 to [38a-1091] 38a-1093, inclusive, and procedures adopted by the board pursuant to section 38a-1082.

Sec. 120. Subsection (d) of section 3-123ddd of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) Nothing in sections 3-123aaa to 3-123hhh, inclusive, 19a-654, 19a-725, 38a-513f, 38a-513g or **[**38a-1091**]** section 113 of this act shall diminish any right to retiree health insurance pursuant to a collective bargaining agreement or any other provision of the general statutes.

Sec. 121. Subsection (b) of section 3-123hhh of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Nothing in this section or sections 3-123aaa to 3-123ggg, inclusive, 19a-654, 19a-725, 38a-513f, 38a-513g or **[**38a-1091**]** section 113 of this act shall modify the state employee plan in any way without the written consent of the State Employees Bargaining Agent Coalition and the Secretary of the Office of Policy and Management.

Sec. 122. Section 38a-477f of the general statutes, as amended by section 3 of public act 17-241, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) On and after January 1, 2016, no contract entered into or renewed between a health care provider and a health carrier shall contain a provision prohibiting disclosure of (1) billed or allowed amounts, reimbursement rates or out-of-pocket costs, or (2) any data to the all-payer claims database program established under section **[**38a-1091**]** 113 of this act. Information described in subdivisions (1) and (2) of this subsection may be used to assist consumers and institutional purchasers in making informed decisions regarding their health care and informed choices among health care providers and allow comparisons between prices paid by various health carriers to health care providers.

(b) On and after October 1, 2017, no contract entered into between a

health care provider, or any agent or vendor retained by the health care provider to provide data or analytical services to evaluate and manage health care services provided to the health carrier's plan participants, and a health carrier shall contain a provision prohibiting disclosure of (1) billed or allowed amounts, reimbursement rates or out-of-pocket costs, or (2) any data to the all-payer claims database program established under section **[**38a-1091**]** 113 of this act. Information described in subdivisions (1) and (2) of this subsection may be used to assist consumers and institutional purchasers in making informed decisions regarding their health care and informed choices among health care providers and allow comparisons between prices paid by various health carriers to health care providers.

(c) If a contract described in subsection (a) or (b) of this section, whichever is applicable, contains a provision prohibited under the applicable subsection, such provision shall be void and unenforceable. The invalidity or unenforceability of any contract provision under this subsection shall not affect any other provision of the contract.

Sec. 123. Subsection (a) of section 38a-477e of the general statutes, as amended by section 45 of public act 17-15, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) On and after January 1, 2017, each health carrier, as defined in section **[**38a-1084a**]** 114 of this act, shall maintain an Internet web site and toll-free telephone number that enables consumers to request and obtain: (1) Information on in-network costs for inpatient admissions, health care procedures and services, including (A) the allowed amount for, at a minimum, admissions and procedures reported to the exchange pursuant to section **[**38a-1084a**]** 114 of this act for each health care provider in the state; (B) the estimated out-of-pocket costs that a consumer would be responsible for paying for any such admission or procedure that is medically necessary, including any facility fee, coinsurance, copayment, deductible or other out-of-pocket expense;

and (C) data or other information concerning (i) quality measures for the health care provider, (ii) patient satisfaction, to the extent such information is available, (iii) a directory of participating providers, as defined in section 38a-472f, in accordance with the provisions of section 38a-477h; and (2) information on out-of-network costs for inpatient admissions, health care procedures and services.

Sec. 124. Subsection (f) of section 38a-1081 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(f) The board may consult with such parties, public or private, as it deems desirable or necessary in exercising its duties under sections 38a-1080 to **[**38a-1091**]** 38a-1093, inclusive.

Sec. 125. Subsection (f) of section 17b-59d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(f) The Health Information Technology Officer shall have administrative authority over the State-wide Health Information Exchange. The Health Information Technology Officer shall be responsible for designating, and posting on its Internet web site, the list of systems, technologies, entities and programs that shall constitute the State-wide Health Information Exchange. Systems, technologies, entities, and programs that have not been so designated shall not be considered part of said exchange.

Sec. 126. Subsection (c) of section 17b-59e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) Not later than two years after commencement of the operation of the State-wide Health Information Exchange, (1) each health care provider with an electronic health record system capable of connecting

to, and participating in, the State-wide Health Information Exchange shall apply to begin the process of connecting to, and participating in, the State-wide Health Information Exchange, and (2) each health care provider without an electronic health record system capable of connecting to, and participating in, the State-wide Health Information Exchange shall be capable of sending and receiving secure messages that comply with the Direct Project specifications published by the federal Office of the National Coordinator for Health Information Technology.

Sec. 127. Section 17b-59f of the general statutes, as amended by section 7 of public act 17-188, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be a State Health Information Technology Advisory Council to advise the Health Information Technology Officer, designated in accordance with section 19a-755, in developing priorities and policy recommendations for advancing the state's health information technology and health information exchange efforts and goals and to advise the Health Information Technology Officer in the development and implementation of the state-wide health information technology plan and standards and the State-wide Health Information Exchange, established pursuant to section 17b-59d. The advisory council shall also advise the Health Information Technology Officer regarding the development of appropriate governance, oversight and accountability measures to ensure success in achieving the state's health information technology and exchange goals.

(b) The council shall consist of the following members:

(1) The Health Information Technology Officer, appointed in accordance with section 19a-755, or the Health Information Technology Officer's designee;

(2) The Commissioners of Social Services, Mental Health and Addiction Services, Children and Families, Correction, Public Health and Developmental Services, or the commissioners' designees;

(3) The Chief Information Officer of the state, or the Chief Information Officer's designee;

(4) The chief executive officer of the Connecticut Health Insurance Exchange, or the chief executive officer's designee;

(5) The director of the state innovation model initiative program management office, or the director's designee;

(6) The chief information officer of The University of Connecticut Health Center, or said chief information officer's designee;

(7) The Healthcare Advocate, or the Healthcare Advocate's designee;

(8) The Comptroller, or the Comptroller's designee;

[(8)**]** (9) Five members appointed by the Governor, one each of whom shall be (A) a representative of a health system that includes more than one hospital, (B) a representative of the health insurance industry, (C) an expert in health information technology, (D) a health care consumer or consumer advocate, and (E) a current or former employee or trustee of a plan established pursuant to subdivision (5) of subsection (c) of 29 USC 186;

[(9)**]** (10) Three members appointed by the president pro tempore of the Senate, one each who shall be (A) a representative of a federally qualified health center, (B) a provider of behavioral health services, and (C) a representative of the Connecticut State Medical Society;

[(10)**]** (11) Three members appointed by the speaker of the House of Representatives, one each who shall be (A) a technology expert who

represents a hospital system, as defined in section 19a-486i, (B) a provider of home health care services, and (C) a health care consumer or a health care consumer advocate;

[(11)**]** (12) One member appointed by the majority leader of the Senate, who shall be a representative of an independent community hospital;

[(12)**]** (13) One member appointed by the majority leader of the House of Representatives, who shall be a physician who provides services in a multispecialty group and who is not employed by a hospital;

[(13)**]** (14) One member appointed by the minority leader of the Senate, who shall be a primary care physician who provides services in a small independent practice;

[(14)**]** (15) One member appointed by the minority leader of the House of Representatives, who shall be an expert in health care analytics and quality analysis;

[(15)**]** (16) The president pro tempore of the Senate, or the president's designee;

[(16)**]** (17) The speaker of the House of Representatives, or the speaker's designee;

[(17)**]** (18) The minority leader of the Senate, or the minority leader's designee; and

[(18)**]** (19) The minority leader of the House of Representatives, or the minority leader's designee.

(c) Any member appointed or designated under subdivisions **[**(9)**]** (10) to **[**(18)**]** (19), inclusive, of subsection (b) of this section may be a member of the General Assembly.

(d) (1) The Health Information Technology Officer, appointed in accordance with section 19a-755, shall serve as a chairperson of the council. The council shall elect a second chairperson from among its members, who shall not be a state official. The chairpersons of the council may establish subcommittees and working groups and may appoint individuals other than members of the council to serve as members of the subcommittees or working groups. The terms of the members shall be coterminous with the terms of the appointing authority for each member and subject to the provisions of section 4-1a. If any vacancy occurs on the council, the appointing authority having the power to make the appointment under the provisions of this section shall appoint a person in accordance with the provisions of this section. A majority of the members of the council shall constitute a quorum. Members of the council shall serve without compensation, but shall be reimbursed for all reasonable expenses incurred in the performance of their duties.

(2) The chairpersons of the council may appoint up to four additional members to the council, who shall serve at the pleasure of the chairpersons.

(e) (1) The council shall establish a working group to be known as the All-Payer Claims Database Advisory Group. Said group shall include, but need not be limited to, (A) the Secretary of the Office of Policy and Management, the Comptroller, the Commissioners of Public Health, Social Services and Mental Health and Addiction Services, the Insurance Commissioner, the Healthcare Advocate and the Chief Information Officer, or their designees; (B) a representative of the Connecticut State Medical Society; and (C) representatives of health insurance companies, health insurance purchasers, hospitals, consumer advocates and health care providers. The Health Information Technology Officer may appoint additional members to said group.

(2) The All-Payer Claims Database Advisory Group shall develop a plan to implement a state-wide multipayer data initiative to enhance the state's use of heath care data from multiple sources to increase efficiency, enhance outcomes and improve the understanding of health care expenditures in the public and private sectors.

[(e)**]** (f) Prior to submitting any application, proposal, planning document or other request seeking federal grants, matching funds or other federal support for health information technology or health information exchange, the Health Information Technology Officer or the Commissioner of Social Services shall present such application, proposal, document or other request to the council for review and comment.

Sec. 128. (NEW) (*Effective from passage*) (a) The state, acting by and through the Secretary of the Office of Policy and Management, in collaboration with the Health Information Technology Officer designated under section 19a-755 of the general statutes, and the Lieutenant Governor, shall establish a program to expedite the development of the State-wide Health Information Exchange, established under section 17b-59d of the general statutes, to assist the state, health care providers, insurance carriers, physicians and all stakeholders in empowering consumers to make effective health care decisions, promote patient-centered care, improve the quality, safety and value of health care, reduce waste and duplication of services, support clinical decision-making, keep confidential health information secure and make progress toward the state's public health goals. The purposes of the program shall be to (1) assist the State-wide Health Information Exchange in establishing and maintaining itself as a neutral and trusted entity that serves the public good for the benefit of all Connecticut residents, including, but not limited to, Connecticut health care consumers and Connecticut health care providers and carriers, (2) perform, on behalf of the state, the role of intermediary

between public and private stakeholders and customers of the State-wide Health Information Exchange, and (3) fulfill the responsibilities of the Office of Health Strategy, as described in section 164 of this act.

(b) The Health Information Technology Officer shall design, and the Secretary of the Office of Policy and Management, in collaboration with said officer, may establish or incorporate an entity to implement the program established under subsection (a) of this section. Such entity shall, without limitation, be owned and governed, in whole or in part, by a party or parties other than the state and may be organized as a nonprofit entity.

(c) Any entity established or incorporated pursuant to subsection (b) of this section shall have its powers vested in and exercised by a board of directors. The board of directors shall be comprised of the following members who shall each serve for a term of two years:

(1) One member who shall have expertise as an advocate for consumers of health care, appointed by the Governor;

(2) One member who shall have expertise as a clinical medical doctor, appointed by the president pro tempore of the Senate;

(3) One member who shall have expertise in the area of hospital administration, appointed by the speaker of the House of Representatives;

(4) One member who shall have expertise in the area of corporate law or finance, appointed by the minority leader of the Senate;

(5) One member who shall have expertise in group health insurance coverage, appointed by the minority leader of the House of Representatives;

(6) The Chief Information Officer, the Secretary of the Office of

Policy and Management and the Health Information Technology Officer, or their designees, who shall serve as ex-officio, voting members of the board; and

(7) The Health Information Technology Officer, or his or her designee, who shall serve as chairperson of the board.

(d) All initial appointments shall be made not later than February 1, 2018. Any vacancy shall be filled by the appointing authority for the balance of the unexpired term. If an appointing authority fails to make an initial appointment on or before sixty days after the establishment of such entity, or to fill a vacancy in an appointment on or before sixty days after the date of such vacancy, the Governor shall make such appointment or fill such vacancy.

(e) The entity established under subsection (c) of this section may (1) employ a staff and fix their duties, qualifications and compensation; (2) solicit, receive and accept aid or contributions, including money, property, labor and other things of value from any source; (3) receive, and manage on behalf of the state, funding from the federal government, other public sources or private sources to cover costs associated with the planning, implementation and administration of the State-wide Health Information Exchange; (4) collect and remit fees set by the Health Information Technology Officer charged to persons or entities for access to or interaction with said exchange; (5) retain outside consultants and technical experts; (6) maintain an office in the state at such place or places as such entity may designate; (7) procure insurance against loss in connection with such entity's property and other assets in such amounts and from such insurers as such entity deems desirable; (8) sue and be sued and plead and be impleaded; (9) borrow money for the purpose of obtaining working capital; and (10) subject to the powers, purposes and restrictions of sections 17b-59a, 17b-59d, 17b-59f and 19a-755 of the general statutes, do all acts and things necessary and convenient to carry out the purposes of this

section and section 164 of this act.

Sec. 129. (NEW) (*Effective from passage*) For each position of employment with the State of Connecticut that involves exposure to federal tax information, the employing agency shall, subject to the provisions of section 31-51i of the general statutes, require each applicant for, each employee applying for transfer to, and, at least every ten years, each current employee of such a position, to (1) state in writing whether such applicant or employee has been convicted of a crime or whether criminal charges are pending against such applicant or employee at the time of application for employment or transfer and, if so, to identify the charges and court in which such charges are pending, and (2) be fingerprinted and submit to state and national criminal history records checks. The criminal history records checks required by this section shall be conducted in accordance with section 29-17a of the general statutes.

Sec. 130. (*Effective from passage*) For each of the fiscal years ending June 30, 2018, and June 30, 2019, Connecticut Innovations, Incorporated shall provide a grant-in-aid in the amount of three hundred fifty thousand dollars to the Women's Business Development Council in the city of Stamford.

Sec. 131. Subsection (d) of section 15 of public act 17-89 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) Not later than the date the casino gaming facility is operational and annually thereafter while such casino gaming facility is operational, MMCT Venture, LLC, shall contribute three hundred thousand dollars to the **[**Connecticut Council on Problem Gambling**]** <u>chronic gamblers treatment and rehabilitation account created pursuant to section 17a-713 of the general statutes</u>.

Sec. 132. (*Effective from passage*) (a) There is established a working

group to devise a roadmap to establish the state as a national leader in the development and commercialization of new microbiome-based treatments, products and services. In devising the roadmap, the working group shall examine all of the following, in addition to any other initiatives the working group deems appropriate and necessary to accomplish its duties under this section:

(1) Best practices of states and institutions recognized as leaders in the microbiome field, including, but not limited to, the University of California, San Diego Center for Microbiome Innovation, its associated initiatives and partners and its business networks and connections;

(2) The relative importance of and interrelationship between pure microbiome research and commercialization activity, and best practices to stimulate both;

(3) Whether it would be in the best interest of the state to develop a specialization or specializations within the human, animal or environmental microbiome field or any subfield thereof;

(4) (A) The talent pool and skills necessary to establish the state as a leader in the microbiome industry, (B) the educational curricula and training levels required to fill such needs and the level at which public and independent institutions of higher education in the state are meeting such requirements, (C) the ability of the state to attract out-of-state individuals with such talent and skills, and (D) a determination of how to develop such talent and skills to the levels required to meet the goals and requirements of this subsection, in terms of the skills required, the needed number of skilled workers in the state and specific academic and practical training recommended to be strengthened at such institutions; and

(5) The strength and amount of academic expertise in the microbiome field at public and independent institutions of higher

education in the state, including how aligned such expertise is with the working group's roadmap, considering such institutions' plans to grow and deepen such expertise and technology commercialization efforts by faculty at such institutions.

(b) The working group shall consist of (1) the Commissioners of Economic and Community Development, Public Health and Revenue Services, or their designees, (2) the chairperson of the CTNext board of directors or the chairperson's designee, (3) the president of The University of Connecticut or the president's designee, (4) the dean of The University of Connecticut School of Medicine or the dean's designee, (5) the president of the Board of Regents for Higher Education or the president's designee, and (6) the following, to be appointed by the Governor: (A) One representative of an independent institution of higher education in the state; (B) one representative of an independent medical school in the state; (C) one representative from Yale University or Yale University School of Medicine; (D) two representatives of bioscience companies located in the state and in business for five years or more; (E) two representatives of bioscience companies located in the state and in business for less than five years; (F) one representative of a venture capital firm located in the state; and (G) one individual who represents hospitals in the state. The working group may consult with industry stakeholders and representatives of microbiome companies, representatives of educational and research institutions that are focused on the microbiome sector, representatives of the medical field who have expertise in the medical applications of microbiome-based products and services and any other individuals or representatives of fields the working group deems necessary or appropriate to inform it on the microbiomes sector.

(c) The Governor shall select the chairperson of the working group from among the members of the working group. Such chairperson shall schedule the first meeting of the working group, which shall be

held not later than sixty days after the effective date of this section.

(d) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding shall serve as administrative staff of the task force.

(e) Notwithstanding the provisions of section 2-15 of the general statutes, no member of the working group shall receive mileage reimbursement or a transportation allowance for traveling to or from a meeting of the working group.

(f) Not later than January 1, 2018, the working group shall submit a report, in accordance with section 11-4a of the general statutes, of its roadmap developed pursuant to subsection (a) of this section to the joint standing committees of the General Assembly having cognizance of matters relating to finance, revenue and bonding, commerce and public health. The report shall include (1) recommendations for legislative and programmatic changes to effectuate the roadmap, (2) for each such recommended change, a proposed budget, listing options for full, medium and low funding levels, and (3) for each such recommended change, recommended measureable and achievable goals and a proposed timetable for accomplishing such change.

(g) Not later than February 1, 2018, the working group shall make a presentation of its report under subsection (e) of this section to the Governor and at a joint presentation to the joint standing committees of the General Assembly having cognizance of matters relating to finance, revenue and bonding, commerce and public health.

Sec. 133. Section 10a-109cc of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Not later than August 1, 2006, the Board of Trustees for The University of Connecticut shall establish the construction assurance

office. Positions in the office shall be paid positions. The office shall be led by a **[**full-time**]** director who shall be responsible for reviews of construction performance of UConn 2000, as defined in subdivision (25) of section 10a-109c, and shall report at least quarterly to the construction management oversight committee in accordance with section 10a-109bb and to the president of The University of Connecticut.

Sec. 134. Section 32-39t of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be a Higher Education Entrepreneurship Advisory Committee within CTNext. Such committee shall consist of members appointed by the CTNext board of directors, including, but not limited to: (1) An equal number of representatives of public and private institutions of higher education; (2) one baccalaureate student representative; (3) one graduate student representative; (4) one high school student who shall be a nonvoting member; and (5) three serial entrepreneurs having experience as an entrepreneur in residence at an institution of higher education. Such members shall be subject to term limits prescribed by the CTNext board. All initial appointments to the committee pursuant to this subsection shall be made not later than June 1, 2017. Each member shall hold office until a successor is appointed. For the purposes of this section, "serial entrepreneur" means an entrepreneur having brought one or more start-up businesses to venture capital funding by an institutional investor.

(b) The executive director of CTNext shall call the first meeting of the advisory committee not later than June 15, 2017. The advisory group shall select chairpersons of the advisory group during such meeting. The advisory committee shall meet not less than quarterly thereafter and at such other times as the chairperson deems necessary.

(c) No member of the advisory committee shall receive

compensation for such member's service, except that each member shall be entitled to reimbursement for actual and necessary expenses incurred during the performance of such member's official duties.

(d) A majority of members of the advisory committee shall constitute a quorum for the transaction of any business or the exercise of any power of the advisory committee. The advisory committee may act by a majority of the members present at any meeting at which a quorum is in attendance, for the transaction of any business or the exercise of any power of the advisory committee, except as otherwise provided in this section.

(e) **[**Notwithstanding any provision of the general statutes, it shall not constitute a conflict of interest for a trustee, director, partner or officer of any person, firm or corporation, or any individual having a financial interest in a person, firm or corporation, to serve as a member of the advisory committee, provided such trustee, director, partner, officer or individual complies with all applicable provisions of chapter 10. All members**]** Every member of the advisory committee shall be deemed **[**public officials and shall adhere to the code of ethics for public officials set forth in chapter 10, except that no member shall be required to file a statement of financial interest as described in section 1-83**]** a member of an advisory board for purposes of chapter 10.

(f) Any institution of higher education, or partnership of one or more institutions of higher education, may submit an application for higher education entrepreneurship grant-in-aid to the advisory committee, on a form prescribed by the advisory committee.

(g) The advisory committee shall review applications for grants-in-aid submitted to it pursuant to this section. The advisory committee may recommend approval of any such application to the CTNext board of directors if it determines that the application is consistent with and in furtherance of the master plan for entrepreneurship at

public and private institutions of higher education developed pursuant to section 32-39s. The advisory committee shall give priority for grants-in-aid to applications including collaborative initiatives between institutions of higher education.

Sec. 135. Subsection (l) of section 17b-99a of the general statutes, as amended by section 2 of public act 17-9, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(l) **[**The commissioner shall adopt regulations, in accordance with the provisions of chapter 54, to carry out the provisions of this section and to ensure the fairness of the audit process, including, but not limited to, the sampling methodologies associated with the process.**]** The commissioner shall provide free training to facilities on the preparation of cost reports to avoid clerical errors and shall post information on the department's Internet web site concerning the auditing process and methods to avoid clerical errors. Not later than April 1, 2015, the commissioner shall establish audit protocols to assist facilities subject to audit pursuant to this section in developing programs to improve compliance with Medicaid requirements under state and federal laws and regulations, provided audit protocols may not be relied upon to create a substantive or procedural right or benefit enforceable at law or in equity by any person, including a corporation. The commissioner shall establish and publish on the department's Internet web site audit protocols for: (1) Licensed chronic and convalescent nursing homes, (2) chronic disease hospitals associated with chronic and convalescent nursing homes, (3) rest homes with nursing supervision, (4) licensed residential care homes, as defined in section 19a-490, and (5) residential facilities for persons with intellectual disability that are licensed pursuant to section 17a-227 and certified to participate in the Medicaid program as intermediate care facilities for individuals with intellectual disability. The commissioner shall ensure that the Department of Social Services, or any entity with

which the commissioner contracts to conduct an audit pursuant to this section, has on staff or consults with, as needed, licensed health professionals with experience in treatment, billing and coding procedures used by the facilities being audited pursuant to this section.

Sec. 136. Subsection (a) of section 17b-358 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any temporary manager appointed pursuant to section 17b-357, shall operate under the authority and supervision of the Department of Social Services. A temporary manager shall have the same powers as a receiver of a corporation under section 52-507, and shall exercise such powers to remedy the conditions which constitute grounds for the imposition of the temporary manager, to assure adequate health for the patients, and to preserve the assets and property of the owner. If the temporary manager determines that the condition of the facility requires that arrangements be made for the transfer of residents in order to assure their health and safety, the temporary manager shall direct the facility's efforts in locating alternative placements and in preparing discharge plans which meet the requirements of section 19a-535 and shall supervise the transportation of residents and such residents' belongings and medical records to the places where such residents are being transferred or discharged. A temporary manager shall not be liable for injury to person or property that is attributable to the conditions of such facility and shall only be liable for his acts or omissions that constitute gross, wilful or wanton negligence. The Department of Social Services, upon application by the temporary manager or the administrator of such facility, may terminate the temporary manager if it finds that the condition of the facility no longer warrants the appointment of a temporary manager. If the department denies an application for the termination of a temporary

manager brought pursuant to this section, the facility or the temporary manager may obtain review of such determination by a hearing conducted pursuant to chapter 54, provided that the hearing is requested within fifteen days of the provision of notice denying the application. Any temporary manager appointed by the Department of Social Services pursuant to section 17b-357 shall be paid a reasonable fee for his services to be determined and to be paid by the department. The facility shall be liable to the department for the cost of services of the temporary manager appointed at such facility and the department may recover the cost thereof by setting off such amount against the funds that would otherwise be paid to such facility for services rendered to recipients of assistance under the Medicaid program. The Department of Social Services **[**shall**]** may adopt regulations in accordance with the provisions of chapter 54, as to the qualifications required for a temporary manager and the procedure by which a temporary manager is selected for appointment.

Sec. 137. Subsection (b) of section 17b-801 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The commissioner shall administer a state-appropriated weatherization assistance program to provide, within available appropriations, weatherization assistance in accordance with the provisions of the state plan implementing the weatherization assistance block grant program authorized by the federal Low-Income Home Energy Assistance Act of 1981, and programs of fuel assistance and weatherization assistance with funds authorized by the federal Low-Income Home Energy Assistance Act of 1981 and oil settlement funds in accordance with subsections (b) and (c) of section 4-28. The commissioner **[**shall**]** may adopt regulations, in accordance with the provisions of chapter 54 **[**, (1) establishing priorities for determining which households shall receive such weatherization assistance, (2)

requiring that the only criterion for determining which energy conservation measures shall be implemented pursuant to this subsection in any such dwelling unit shall be the simple payback calculated for each energy conservation measure recommended in the energy audit conducted for such unit, (3) establishing the maximum allowable payback period for such energy conservation measures, and (4) establishing conditions for the waiver of the provisions of subdivisions (1) to (3), inclusive, of this subsection in the event of emergencies**]** to implement and administer said programs. The programs provided for under this subsection shall include a program of fuel and weatherization assistance for emergency shelters for homeless individuals and victims of domestic violence. The commissioner may adopt regulations, in accordance with the provisions of chapter 54, to implement and administer the program of fuel and weatherization assistance for emergency shelters.

Sec. 138. Subsection (a) of section 17b-261 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(a) Medical assistance shall be provided for any otherwise eligible person whose income, including any available support from legally liable relatives and the income of the person's spouse or dependent child, is not more than one hundred forty-three per cent, pending approval of a federal waiver applied for pursuant to subsection (e) of this section, of the benefit amount paid to a person with no income under the temporary family assistance program in the appropriate region of residence and if such person is an institutionalized individual as defined in Section 1917 of the Social Security Act, 42 USC 1396p(h)(3), and has not made an assignment or transfer or other disposition of property for less than fair market value for the purpose of establishing eligibility for benefits or assistance under this section. Any such disposition shall be treated in accordance with Section

1917(c) of the Social Security Act, 42 USC 1396p(c). Any disposition of property made on behalf of an applicant or recipient or the spouse of an applicant or recipient by a guardian, conservator, person authorized to make such disposition pursuant to a power of attorney or other person so authorized by law shall be attributed to such applicant, recipient or spouse. A disposition of property ordered by a court shall be evaluated in accordance with the standards applied to any other such disposition for the purpose of determining eligibility. The commissioner shall establish the standards for eligibility for medical assistance at one hundred forty-three per cent of the benefit amount paid to a household of equal size with no income under the temporary family assistance program in the appropriate region of residence. In determining eligibility, the commissioner shall not consider as income Aid and Attendance pension benefits granted to a veteran, as defined in section 27-103, or the surviving spouse of such veteran. Except as provided in section 17b-277 and section 17b-292, the medical assistance program shall provide coverage to persons under the age of nineteen with household income up to one hundred ninety-six per cent of the federal poverty level without an asset limit and to persons under the age of nineteen, who qualify for coverage under Section 1931 of the Social Security Act, with household income not exceeding one hundred ninety-six per cent of the federal poverty level without an asset limit, and their parents and needy caretaker relatives, who qualify for coverage under Section 1931 of the Social Security Act, with household income not exceeding one hundred **[**fifty**]** <u>thirty-three</u> per cent of the federal poverty level without an asset limit. Such levels shall be based on the regional differences in such benefit amount, if applicable, unless such levels based on regional differences are not in conformance with federal law. Any income in excess of the applicable amounts shall be applied as may be required by said federal law, and assistance shall be granted for the balance of the cost of authorized medical assistance. The Commissioner of Social Services shall provide applicants for assistance under this section, at the time of application,

with a written statement advising them of (1) the effect of an assignment or transfer or other disposition of property on eligibility for benefits or assistance, (2) the effect that having income that exceeds the limits prescribed in this subsection will have with respect to program eligibility, and (3) the availability of, and eligibility for, services provided by the Nurturing Families Network established pursuant to section 17b-751b. For coverage dates on or after January 1, 2014, the department shall use the modified adjusted gross income financial eligibility rules set forth in Section 1902(e)(14) of the Social Security Act and the implementing regulations to determine eligibility for HUSKY A, HUSKY B and HUSKY D applicants, as defined in section 17b-290. Persons who are determined ineligible for assistance pursuant to this section shall be provided a written statement notifying such persons of their ineligibility and advising such persons of their potential eligibility for one of the other insurance affordability programs as defined in 42 CFR 435.4.

Sec. 139. (NEW) (*Effective January 1, 2018*) The Commissioner of Social Services shall review whether a parent or needy caretaker relative, who qualifies for Medicaid coverage under Section 1931 of the Social Security Act and is no longer eligible on and after the effective date of this section, remains eligible for Medicaid under the same or a different category of coverage before terminating coverage.

Sec. 140. Subsection (c) of section 4-124v of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) (1) There is established the nonprofit collaboration incentive grant program to provide grants to nonprofit organizations for infrastructure costs related to the consolidation of programs and services resulting from the collaborative efforts of two or more such organizations. Grant funds may be used for: (A) The purchase of and improvements to facilities; (B) the refinancing of facility loans; (C)

equipment purchases; (D) energy conservation, transportation and technology projects; (E) planning and administrative costs related to such purchases, improvements, refinancing or projects; and (F) any other purpose authorized in guidelines established under subdivision (2) of this subsection.

(2) Not later than February 1, 2010, the Secretary of the Office of Policy and Management shall, in consultation with the chairpersons of the joint standing committee of the General Assembly having cognizance of matters relating to human services, and with representatives of nonprofit organizations that receive state funding, develop guidelines for (A) administration of the nonprofit collaboration incentive grant program, (B) eligibility criteria for participation by nonprofit organizations, and for the expenditure of grant funds, and (C) prioritization for the awarding of grants pursuant to this section.

(3) **[**Not later than March 1, 2010, and annually thereafter, the Secretary of the Office of Policy and Management shall publish a notice of grant availability and solicit proposals for funding under the nonprofit collaboration incentive grant program.**]** Nonprofit organizations eligible for such funding pursuant to the guidelines developed under subdivision (2) of this subsection may file applications for such funding at such times and in such manner as the secretary prescribes. The secretary shall review all grant applications and make determinations as to which projects to fund and the amount of grants to be awarded in accordance with the guidelines developed under subdivision (2) of this subsection.

Sec. 141. Section 17b-112*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established **[**a two-generational school readiness and workforce development pilot program. The pilot program shall

operate through June 30, 2017, and shall] an initiative to foster family economic self-sufficiency in low-income households [by delivering academic and job readiness support services] through a comprehensive two-generational service delivery approach. The initiative shall promote systemic change to create conditions across local and state public sector agencies and the private sector to support early childhood care and education, health and workforce readiness and self-sufficiency across two generations in the same household. Households may include, but need not be limited to, mothers, fathers, noncustodial parents and other primary caregivers. [The pilot program shall be located in New Haven, Greater Hartford, Norwalk, Meriden, Colchester and Bridgeport. The pilot sites shall work together as a learning community, informed by members of low-income households within the pilot sites, peer-to-peer exchange and technical assistance in best practices. For purposes of this section, "Greater Hartford" means Hartford, East Hartford and West Hartford.

(b) The two-generational school readiness and workforce development pilot program shall serve as a blueprint for a state-wide, two-generational school readiness and workforce development model and may include opportunities for state-wide learning, in addition to the pilot sites, in two-generational system building and policy development. The pilot program shall be funded by state and available private moneys and shall include:

(1) Early]

(b) The Office of Early Childhood shall serve as the two-generational initiative's coordinating agency for the executive branch. The initiative may review and consider the following, within available appropriations:

(1) Improvements to the coordination and delivery of early learning programs, adult education, child care, housing, job training,

transportation, financial literacy and other related support services, including, but not limited to, health and mental health services, offered at one location, wherever possible;

(2) Alignment of existing state and local support systems around the household, including how to leverage Temporary Assistance for Needy Families block grant funds, and services to equip such households with the tools and skills needed to overcome obstacles and engage opportunities;

[(2)] (3) Development of a long-term plan to [adopt a two-generational model for the delivery of the services described in subdivision (1) of this subsection on a state-wide basis] coordinate, align and optimize service delivery of relevant programs state wide. Such plan [shall] may include, but need not be limited to, (A) the targeted use of Temporary Assistance for Needy Families [(TANF)] block grant funds, to the extent permissible under federal law, to support two-generational programming; [, and] (B) state [grant] incentives for private entities that develop such two-generational programming; (C) streamlined resource, practice and data sharing among and between agencies that serve families involved in the initiative in order to best serve such families; and (D) the development and assessment of two-generational programming outcomes; and

[(3)] (4) Partnerships between state and national philanthropic organizations, as available, to provide [the pilot sites and interagency working group established pursuant to subsection (c) of this section with] support, technical assistance, [in the phase-in and design of model two-generational programs and practices, an evaluation plan, state-wide replication and implementation of the program; and] guidance and best practices to the participating communities in the initiative and the advisory council established pursuant to subsection (d) of this section.

[(4) A workforce liaison to gauge the needs of employers and households in each community and help coordinate the two-generational program to meet the needs of such employers and households.

(c) The program shall be overseen by an interagency working group that shall include, but need not be limited to, the Commissioners of Social Services, Early Childhood, Education, Housing, Transportation, Public Health and Correction, or each commissioner's designee; the Labor Commissioner, or the Labor Commissioner's designee; the Chief Court Administrator, or the Chief Court Administrator's designee; one member of the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies, appointed by the speaker of the House of Representatives; one member of the joint standing committee of the General Assembly having cognizance of matters relating to human services, appointed by the president pro tempore of the Senate; one member representing the interests of business or trade organizations, appointed by the majority leader of the Senate; one member with expertise on issues concerning children and families, appointed by the majority leader of the House of Representatives; one member of the joint standing committee of the General Assembly having cognizance of matters relating to transportation, appointed by the minority leader of the Senate; one member of the joint standing committee of the General Assembly having cognizance of matters relating to education, appointed by the minority leader of the House of Representatives; not more than six members of low-income households selected by the agency coordinating services at each pilot site; representatives of nonprofit and philanthropic organizations and scholars who are experts in two-generational programs and policies; and other business and academic professionals as needed to achieve goals for two-generational systems planning, evaluations and outcomes. The staff of the Commission on Women, Children and Seniors shall serve as the

organizing and administrative staff of the working group.

(d) Coordinators of two-generational programs in each community in the pilot program and any organization serving as a fiduciary for the program shall report on a quarterly basis to the interagency working group.]

(c) The initiative shall foster the comprehensive two-generational service delivery approach for early care and education and workforce readiness in learning communities that may include, but need not be limited to, New Haven, Hartford, East Hartford, West Hartford, Norwalk, Meriden, Windham, Enfield, Waterbury and Bridgeport. The initiative shall be informed by members of low-income households within these communities and foster a peer-to-peer exchange and technical assistance in best practices that shall be shared with the advisory council established pursuant to subsection (d) of this section. The staff of the Commission on Women, Children and Seniors shall serve as the organizing and administrative staff to the learning communities.

(d) A Two-Generational Advisory Council shall be established as part of the initiative to advise the state on how to foster family economic self-sufficiency in low-income households through a comprehensive two-generational service delivery approach for early care and education and workforce readiness. The council shall consist of one member of the General Assembly appointed by the speaker of the House of Representatives, who shall serve as a cochairperson; one member of the Senate appointed by the president pro tempore of the Senate, who shall serve as a cochairperson; one member representing the interests of business or trade organizations appointed by the majority leader of the Senate; one member with expertise on issues concerning health and mental health appointed by the majority leader of the House of Representatives; one member on issues concerning children and families appointed by the minority leader of the Senate;

one member of the General Assembly appointed by the minority leader of the House of Representatives; a member of a low-income household selected by the Commission on Women, Children and Seniors; representatives of nonprofit and philanthropic organizations and scholars who are experts in two-generational programs and policies; and other business and academic professionals as needed to achieve goals for two-generational systems planning, evaluations and outcomes selected by the cochairpersons. The Commissioners of Social Services, Early Childhood, Education, Housing, Transportation, Public Health and Correction and the Labor Commissioner, or each commissioner's designee; and the Chief Court Administrator, or the Chief Court Administrator's designee, shall serve as ex-officio members of the advisory council. The staff of the Commission on Women, Children and Seniors shall serve as the organizing and administrative staff of the advisory council.

(e) Not later than [January 1, 2017, the interagency working group] December 31, 2018, the advisory council shall submit a report, in accordance with the provisions of section 11-4a, to the joint standing committees of the General Assembly having cognizance of matters relating to education, housing, human services, public health, transportation and appropriations and the budgets of state agencies that [states: (1) The parent-informed strategies selected for success; (2) the challenges and opportunities in working with a parent and child concurrently to promote school and workforce success; (3) the changes in policy, program, budget or communications on the local and state levels to achieve the goals of the program; (4) child, parent and family outcomes in the areas of school readiness and school success, as determined by the interagency working group in consultation with state and national evaluators; (5) workforce readiness, work success and family support outcomes, as determined by the interagency working group in consultation with state and national evaluators; (6) the cost of the program in both state and private dollars; and (7)

recommendations to expand the program to additional communities state wide] includes: (1) The challenges and opportunities in working with a parent and child concurrently in a two-generational service delivery model; (2) recommendations to improve systems, policy, culture, program, budget or communications issues among agencies and service providers on the local and state levels to achieve two-generational outcomes; and (3) recommendations on the elimination of barriers to promote two-generational success.

Sec. 142. Section 4-68t of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Secretary of the Office of Policy and Management shall track and analyze the rates of recidivism for children in this state. Not later than August 15, 2018, and annually August fifteenth thereafter, the secretary shall submit, in accordance with section 11-4a, a report containing and analyzing such rates of recidivism to the joint standing committee of the General Assembly having cognizance of matters relating to the judiciary.

Sec. 143. Section 17a-22bb of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) The Commissioner of Children and Families, in consultation with representatives of the children and families served by the department, including children at increased risk of involvement with the juvenile justice system, providers of mental, emotional or behavioral health services for such children and families, advocates, and others interested in the well-being of children and families in this state, shall develop a comprehensive implementation plan, across agency and policy areas, for meeting the mental, emotional and behavioral health needs of all children in the state, and preventing or reducing the long-term negative impact of mental, emotional and behavioral health issues on children. In developing the

implementation plan, the department shall include, at a minimum, the following strategies to prevent or reduce the long-term negative impact of mental, emotional and behavioral health issues on children:

(A) Employing prevention-focused techniques, with an emphasis on early identification and intervention;

(B) Ensuring access to developmentally-appropriate services;

(C) Offering comprehensive care within a continuum of services;

(D) Engaging communities, families and youths in the planning, delivery and evaluation of mental, emotional and behavioral health care services;

(E) Being sensitive to diversity by reflecting awareness of race, culture, religion, language and ability;

(F) Establishing results-based accountability measures to track progress towards the goals and objectives outlined in this section, sections 17a-22cc, 17a-22dd and 17a-248h and section 7 of public act 13-178;

(G) Applying data-informed quality assurance strategies to address mental, emotional and behavioral health issues in children;

(H) Improving the integration of school and community-based mental health services; **[**and**]**

(I) Enhancing early interventions, consumer input and public information and accountability by (i) in collaboration with the Department of Public Health, increasing family and youth engagement in medical homes; (ii) in collaboration with the Department of Social Services, increasing awareness of the 2-1-1 Infoline program; and (iii) in collaboration with each program that addresses the mental, emotional or behavioral health of children within the state, insofar as

they receive public funds from the state, increasing the collection of data on the results of each program, including information on issues related to response times for treatment, provider availability and access to treatment options; and

(J) Identifying and addressing any increased risk of involvement in the juvenile and criminal justice system attributable to unmet mental, emotional and behavioral health needs of children.

(2) Not later than April 15, 2014, the commissioner shall submit and present a status report on the progress of the implementation plan, in accordance with section 11-4a, to the Governor and the joint standing committees of the General Assembly having cognizance of matters relating to children and appropriations.

(3) On or before October 1, 2014, the commissioner shall submit and present the implementation plan, in accordance with section 11-4a, to the Governor and the joint standing committees of the General Assembly having cognizance of matters relating to children and appropriations.

(4) On or before October 1, 2015, and biennially thereafter through and including 2019, the department shall, in collaboration with the Department of Education, Department of Social Services, Department of Developmental Services, Office of Early Childhood, Department of Public Health and Court Support Services Division of the Judicial Branch, submit and present progress reports on the status of implementation, and any data-driven recommendations to alter or augment the implementation in accordance with section 11-4a, to the Governor and the joint standing committees of the General Assembly having cognizance of matters relating to children and appropriations.

(b) Emergency mobile psychiatric service providers shall collaborate with community-based mental health care agencies, school-based

health centers and the contracting authority for each local or regional board of education throughout the state, utilizing a variety of methods, including, but not limited to, memoranda of understanding, policy and protocols regarding referrals and outreach and liaison between the respective entities. These methods shall be designed to (1) improve coordination and communication in order to enable such entities to promptly identify and refer children with mental, emotional or behavioral health issues to the appropriate treatment program, and (2) plan for any appropriate follow-up with the child and family.

(c) Local law enforcement agencies and local and regional boards of education that employ or engage school resource officers shall, provided federal funds are available, train school resource officers in nationally recognized best practices to prevent students with mental health issues from being victimized or disproportionately referred to the juvenile justice system as a result of their mental health issues.

(d) The Department of Children and Families, in collaboration with agencies that provide training for mental health care providers in urban, suburban and rural areas, shall provide phased-in, ongoing training for mental health care providers in evidence-based and trauma-informed interventions and practices.

(e) The state shall seek existing public or private reimbursement for (1) mental, emotional and behavioral health care services delivered in the home and in elementary and secondary schools, and (2) mental, emotional and behavioral health care services offered through the Department of Social Services pursuant to the federal Early and Periodic Screening, Diagnosis and Treatment Program under 42 USC 1396d.

(f) On or before October 1, 2017, the Department of Children and Families, in collaboration with the Judicial Branch and the Department of Correction, shall submit a plan to prevent or reduce the negative

impact of mental, emotional and behavioral health issues on children and youth twenty years of age or younger who are held in secure detention or correctional confinement, in accordance with section 11-4a, to the Governor and the joint standing committees of the General Assembly having cognizance of matters relating to children and appropriations.

(g) On or before October 1, 2017, and annually thereafter, the Commissioner of Correction shall compile records regarding the frequency and use of physical restraint and seclusion, as defined in section 46a-150, on children and youth twenty years of age or younger who are in the custody of the commissioner at the John R. Manson Youth Institution, Cheshire, and shall submit a report summarizing such records, in accordance with the provisions of section 11-4a, to the joint standing committee of the General Assembly having cognizance of matters relating to children. Such report shall address the prior year and shall indicate, at a minimum, the frequency that (1) physical restraint was used as (A) an emergency intervention, and (B) a nonemergency intervention, and (2) restricted housing or other types of administrative segregation or seclusion were used at such facility.

(h) On or before July 1, 2018, the Department of Children and Families, in collaboration with the Children's Mental, Emotional and Behavioral Health Plan Implementation Advisory Board, established pursuant to section 17a-22f, shall submit recommendations for addressing any unmet mental, emotional and behavioral health needs of children that are attributed to an increased risk of involvement in the juvenile and criminal justice systems, in accordance with section 11-4a, to the Governor and the joint standing committees of the General Assembly having cognizance of matters relating to children and appropriations.

Sec. 144. Subsection (b) of section 17a-22ff of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from*

passage):

(b) The board shall consist of the following members:

(1) Eight appointed by the Commissioner of Children and Families, who shall represent families of children who have been diagnosed with mental, emotional or behavioral health issues;

(2) Two appointed by the Commissioner of Children and Families, who shall represent a private foundation providing mental, emotional or behavioral health care services for children and families in the state;

(3) Four appointed by the Commissioner of Children and Families, who shall be providers of mental, emotional or behavioral health care services for children in the state, at least one of whom shall be a provider of services to children involved with the juvenile justice system;

(4) Three appointed by the Commissioner of Children and Families, who shall represent private advocacy groups that provide services for children and families in the state;

(5) One appointed by the Commissioner of Children and Families, who shall represent the United Way of Connecticut 2-1-1 Infoline program;

(6) One appointed by the majority leader of the House of Representatives, who shall be a medical doctor representing the Connecticut Children's Medical Center Emergency Department;

(7) One appointed by the majority leader of the Senate, who shall be a superintendent of schools in the state;

(8) One appointed by the minority leader of the House of Representatives, who shall represent the Connecticut Behavioral Healthcare Partnership;

(9) One appointed by the minority leader of the Senate who shall represent the Connecticut Association of School-Based Health Centers;

(10) The Commissioner of Children and Families, or the commissioner's designee;

(11) The Commissioner of Developmental Services, or the commissioner's designee;

(12) The Commissioner of Social Services, or the commissioner's designee;

(13) The Commissioner of Public Health, or the commissioner's designee;

(14) The Commissioner of Mental Health and Addiction Services, or the commissioner's designee;

(15) The Commissioner of Education, or the commissioner's designee;

(16) The Commissioner of Early Childhood, or the commissioner's designee;

(17) The Insurance Commissioner, or the commissioner's designee;

(18) The executive director of the Court Support Services Division of the Judicial Branch, or the executive director's designee;

(19) The Child Advocate, or the Child Advocate's designee;

(20) The Healthcare Advocate, or the Healthcare Advocate's designee; and

(21) The executive director of the Commission on Women, Children and Seniors, or the executive director's designee.

Sec. 145. Section 46b-149 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

[(a) Any selectman, town manager, police officer or welfare department of any town, city or borough, any probation officer or superintendent of schools, the Commissioner of Children and Families, any child-caring institution or agency approved or licensed by the Commissioner of Children and Families, any youth service bureau, a parent or foster parent of a child, or a child or the child's representative or attorney, who believes that the acts or omissions of a child are such that the child is from a family with service needs, may file a written complaint setting forth those facts with the Superior Court which has venue over the matter.

(b) The court shall refer a complaint filed under subsection (a) of this section to a probation officer, who shall promptly determine whether it appears that the alleged facts, if true, would be sufficient to meet the definition of a family with service needs, provided a complaint alleging that a child is a truant or habitual truant shall not be determined to be insufficient to meet the definition of a family with service needs solely because it was filed during the months of April, May or June. If such probation officer so determines, the probation officer shall, after an initial assessment, promptly refer the child and the child's family to a suitable community-based program or other service provider, or to a family support center as provided in section 46b-149e, for voluntary services. If the child and the child's family are referred to a community-based program or other service provider and the person in charge of such program or provider determines that the child and the child's family can no longer benefit from its services, such person shall inform the probation officer, who shall, after an appropriate assessment, either refer the child and the child's family to a family support center for additional services or determine whether or not to file a petition with the court under subsection (c) of this section.

If the child and the child's family are referred to a family support center and the person in charge of the family support center determines that the child and the child's family can no longer benefit from its services, such person shall inform the probation officer, who may file a petition with the court in the manner prescribed in subsection (c) of this section. The probation officer shall inform the complainant in writing of the probation officer's action under this subsection. If it appears that the allegations are not true, or that the child's family does not meet the definition of a family with service needs, the probation officer shall inform the complainant in writing of such finding.**]**

(a) The provisions of this section in effect on June 30, 2019, revision of 1958, revised to January 1, 2019, shall be applicable to any petition filed in accordance with such provisions on or before June 30, 2019.

[(c)**]** (b) A petition alleging that a child is from a family with service needs shall be verified and filed with the Superior Court which has venue over the matter. The petition shall set forth plainly: (1) The facts which bring the child within the jurisdiction of the court; (2) the name, date of birth, sex and residence of the child; (3) the name and residence of the child's parent or parents, guardian or other person having control of the child; and (4) a prayer for appropriate action by the court in conformity with the provisions of this section.

[(d)**]** (c) When a petition is filed under subsection **[**(c)**]** (b) of this section, the court may issue a summons to the child and the child's parents, guardian or other person having control of the child to appear in court at a specified time and place. The summons shall be signed by a judge or by the clerk or assistant clerk of the court, and a copy of the petition shall be attached to it. Whenever it appears to the judge that orders addressed to an adult, as set forth in section 46b-121, are necessary for the welfare of such child, a similar summons shall be issued and served upon such adult if he or she is not already in court.

Service of summons shall be made in accordance with section 46b-128. The court may punish for contempt, as provided in section 46b-121, any parent, guardian or other person so summoned who fails to appear in court at the time and place so specified. **[**If a petition is filed under subsection (c) of this section alleging that a child is from a family with service needs because a child is a truant or habitual truant, the court may not dismiss such petition solely because it was filed during the months of April, May or June.

(e) When a petition is filed under subsection (c) of this section alleging that a child is from a family with service needs because such child has been habitually truant, the court shall order that the local or regional board of education for the town in which the child resides, or the private school in the case of a child enrolled in a private school, shall cause an educational evaluation of such child to be performed if no such evaluation has been performed within the preceding year. Any costs incurred for the performance of such evaluation shall be borne by such local or regional board of education or such private school.**]**

[(f)**]** (d) If it appears from the allegations of a petition or other sworn affirmations that there is: (1) A strong probability that the child may do something that is injurious to himself prior to court disposition; (2) a strong probability that the child will run away prior to the hearing; or (3) a need to hold the child for another jurisdiction, a judge may vest temporary custody of such child in some suitable person or agency. No nondelinquent juvenile runaway from another state may be held in a state-operated detention home in accordance with the provisions of section 46b-151h, the Interstate Compact for Juveniles. A hearing on temporary custody shall be held not later than ten days after the date on which a judge signs an order of temporary custody. Following such hearing, the judge may order that the child's temporary custody continue to be vested in some suitable person or agency. Any expenses

of temporary custody shall be paid in the same manner as provided in subsection (b) of section 46b-129.

[(g)**]** (e) If a petition is filed under subsection **[**(c)**]** (b) of this section and it appears that the interests of the child or the family may be best served, prior to adjudication, by a referral to community-based or other services, the judge may permit the matter to be continued for a reasonable period of time not to exceed six months, which time period may be extended by an additional three months for cause. If it appears at the conclusion of the continuance that the matter has been satisfactorily resolved, the judge may dismiss the petition.

[(h)**]** (f) If the court finds, based on clear and convincing evidence, that a child is from a family with service needs, the court may, in addition to issuing any orders under section 46b-121: (1) Refer the child to the Department of Children and Families for any voluntary services provided by the department; **[**or, if the child is from a family with service needs solely as a result of a finding that the child is a truant or habitual truant, to the authorities of the local or regional school district or private school for services provided by such school district or such school, which services may include summer school, or to community agencies providing child and family services;**]** (2) order the child to remain in the child's own home or in the custody of a relative or any other suitable person **[**(A)**]** subject to the supervision of a probation officer; **[**, or (B) in the case of a child who is from a family with service needs solely as a result of a finding that the child is a truant or habitual truant, subject to the supervision of a probation officer and the authorities of the local or regional school district or private school;**]** (3) if the child is from a family with service needs as a result of the child engaging in sexual intercourse with another person and such other person is thirteen years of age or older and not more than two years older or younger than such child, (A) refer the child to a youth service bureau or other appropriate service agency for

participation in a program such as a teen pregnancy program or a sexually transmitted disease program, and (B) require such child to perform community service such as service in a hospital, an AIDS prevention program or an obstetrical and gynecological program; or (4) upon a finding that there is no less restrictive alternative, commit the child to the care and custody of the Commissioner of Children and Families for an indefinite period not to exceed eighteen months. The child shall be entitled to representation by counsel and an evidentiary hearing. If the court issues any order which regulates future conduct of the child, parent or guardian, the child, parent or guardian shall receive adequate and fair warning of the consequences of violation of the order at the time it is issued, and such warning shall be provided to the child, parent or guardian, to his or her attorney and to his or her legal guardian in writing and shall be reflected in the court record and proceedings.

[(i)**]** (g) At any time during the period of supervision, after hearing and for good cause shown, the court may modify or enlarge the conditions, whether originally imposed by the court under this section or otherwise, as deemed appropriate by the court. The court shall cause a copy of any such orders to be delivered to the child and to such child's parent or guardian and probation officer.

[(j)**]** (h) (1) The Commissioner of Children and Families may file a motion for an extension of a commitment under this section on the grounds that an extension would be in the best interest of the child. The court shall give notice to the child and the child's parent or guardian at least fourteen days prior to the hearing upon such motion. The court may, after hearing and upon finding that such extension is in the best interest of the child and that there is no suitable less restrictive alternative, continue the commitment for an additional indefinite period of not more than eighteen months. (2) The Commissioner of Children and Families may at any time file a motion to discharge a

child committed under this section, and any child committed to the commissioner under this section, or the parent or guardian of such child, may at any time but not more often than once every six months file a motion to revoke such commitment. The court shall notify the child, the child's parent or guardian and the commissioner of any motion filed under this subsection, and of the time when a hearing on such motion will be held. Any order of the court made under this subsection shall be deemed a final order for purposes of appeal, except that no bond shall be required and no costs shall be taxed on such appeal. (3) Not later than twelve months after a child is committed to the Commissioner of Children and Families in accordance with subdivision (4) of subsection **[**(h)**]** (f) of this section or section 46b-149f, the court shall hold a permanency hearing in accordance with subsection **[**(k)**]** (i) of this section. After the initial permanency hearing, subsequent permanency hearings shall be held at least once every twelve months while the child remains committed to the Commissioner of Children and Families.

[(k)**]** (i) At least sixty days prior to each permanency hearing required under subsection **[**(j)**]** (h) of this section, the Commissioner of Children and Families shall file a permanency plan with the court. At each permanency hearing, the court shall review and approve a permanency plan that is in the best interests of the child and takes into consideration the child's need for permanency. Such permanency plan may include the goal of: (1) Revocation of commitment and subsequent placement of the child with the parent or guardian, (2) transfer of guardianship, (3) permanent placement with a relative, (4) adoption, or (5) any other planned permanent living arrangement ordered by the court, provided the Commissioner of Children and Families has documented a compelling reason why it would not be in the best interest of the child for the permanency plan to include the goals set forth in subdivisions (1) to (4), inclusive, of this subsection. Such other planned permanent living arrangement may include, but

not be limited to, placement of the child in an independent living program. At any such permanency hearing, the court shall also determine whether the Commissioner of Children and Families has made reasonable efforts to achieve the goals in the permanency plan.

Sec. 146. Subdivision (5) of section 46b-120 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

(5) "Family with service needs" means a family that includes a child who is at least seven years of age and is under eighteen years of age who, according to a petition lawfully filed on or before June 30, 2019, (A) has without just cause run away from the parental home or other properly authorized and lawful place of abode, (B) is beyond the control of the child's or youth's parent, parents, guardian or other custodian, (C) has engaged in indecent or immoral conduct, or (D) **[**is a truant or habitual truant or who, while in school, has been continuously and overtly defiant of school rules and regulations, or (E)**]** is thirteen years of age or older and has engaged in sexual intercourse with another person and such other person is thirteen years of age or older and not more than two years older or younger than such child or youth;

Sec. 147. Subsection (k) of section 46b-124 of the general statutes, as amended by section 2 of public act 17-99, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(k) (1) Notwithstanding the provisions of subsection (d) of this section, any information concerning a child that is obtained during any **[**detention screening or**]** mental health screening or assessment of such child, during the provision of services pursuant to subsection (b) of section 46b-149, or during the performance of an educational evaluation pursuant to subsection (e) of section 46b-149, shall be used solely for planning and treatment purposes and shall otherwise be

confidential and retained in the files of the entity providing such services or performing such screening, assessment or evaluation. Such information may be further disclosed only for the purposes of any court-ordered evaluation or treatment of the child or provision of services to the child, or pursuant to sections 17a-101 to 17a-101e, inclusive, 17b-450, 17b-451 or 51-36a. **[**Any information concerning a child that is obtained during the administration of the detention screening instrument in accordance with section 46b-133 shall be used solely for the purpose of making a recommendation to the court regarding the detention of the child.**]** Such information shall not be subject to subpoena or other court process for use in any other proceeding or for any other purpose.

(2) Notwithstanding the provisions of subsection (d) of this section, any information concerning a child that is obtained during any detention risk screening of such child shall be used solely for determining the child's risk to public safety as required by subsection (e) of section 46b-133. The information obtained and results of the detention risk screening shall be used for the purpose of making a recommendation to the court regarding the detention of the child and shall otherwise be confidential and retained in the files of the person performing such screening, but shall be disclosed to any attorney of record upon motion and order of the court. Any information and results disclosed upon such motion and order shall be available to any attorney of record for such case. Such information and results shall otherwise not be subject to subpoena or other court process for use in any other proceeding or for any other purpose.

Sec. 148. Subsections (a) and (b) of section 46b-149f of the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

(a) When a child who has been adjudicated as a child from a family with service needs pursuant to a petition filed on or before June 30,

2019, in accordance with section 46b-149, violates any valid order which regulates future conduct of the child made by the court following such an adjudication, a probation officer, on receipt of a complaint setting forth facts alleging such a violation, or on the probation officer's own motion on the basis of his or her knowledge of such a violation, may file a petition with the court alleging that the child has violated a valid court order and setting forth the facts claimed to constitute such a violation. Service shall be made in the same manner as set forth for a summons in subsection **[**(d)**]** (c) of section 46b-149. The child shall be entitled to representation by counsel and an evidentiary hearing on the allegations contained in the petition. If the court finds, by clear and convincing evidence, that the child has violated a valid court order, the court may (1) order the child to remain in such child's home or in the custody of a relative or any other suitable person, subject to the supervision of a probation officer or an existing commitment to the Commissioner of Children and Families, (2) upon a finding that there is no less restrictive alternative appropriate to the needs of the child and the community, enter an order that directs or authorizes a peace officer or other appropriate person to place the child in a staff-secure facility under the auspices of the Court Support Services Division for a period not to exceed forty-five days, with court review every fifteen days to consider whether continued placement is appropriate, at the end of which period the child shall be returned to the community and may be subject to the supervision of a probation officer, or (3) order that the child be committed to the care and custody of the Commissioner of Children and Families for a period not to exceed eighteen months and that the child cooperate in such care and custody.

(b) When a child who has been adjudicated as a child from a family with service needs pursuant to a petition filed on or before June 30, 2019, in accordance with section 46b-149 is under an order of supervision or an order of commitment to the Commissioner of

Children and Families and believed to be in imminent risk of physical harm from the child's surroundings or other circumstances, a probation officer, on receipt of a complaint setting forth facts alleging such risk, or on the probation officer's own motion on the basis of his or her knowledge of such risk, may file a petition with the court alleging that the child is in imminent risk of physical harm and setting forth the facts claimed to constitute such risk. Service shall be made in the same manner as set forth for a summons in subsection **[**(d)**]** (c) of section 46b-149. If it appears from the specific allegations of the petition and other verified affirmations of fact accompanying the petition, or subsequent thereto, that there is probable cause to believe that (1) the child is in imminent risk of physical harm from the child's surroundings, (2) as a result of such condition, the child's safety is endangered and immediate removal from such surroundings is necessary to ensure the child's safety, and (3) there is no less restrictive alternative available, the court shall enter an order that directs or authorizes a peace officer or other appropriate person to place the child in a staff-secure facility under the auspices of the Court Support Services Division for a period not to exceed forty-five days, subject to subsection (c) of this section, with court review every fifteen days to consider whether continued placement is appropriate, at the end of which period the child shall either be (A) returned to the community for appropriate services, subject to the supervision of a probation officer or an existing commitment to the Commissioner of Children and Families, or (B) committed to the Department of Children and Families for a period not to exceed eighteen months if a hearing has been held and the court has found, based on clear and convincing evidence, that (i) the child is in imminent risk of physical harm from the child's surroundings, (ii) as a result of such condition, the child's safety is endangered and removal from such surroundings is necessary to ensure the child's safety, and (iii) there is no less restrictive alternative available. Any such child shall be entitled to the same procedural protections as are afforded to a delinquent child.

Sec. 149. Subsection (a) of section 46b-133g of the general statutes, as amended by section 41 of public act 17-99, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Not later than January 1, 2017, the Court Support Services Division of the Judicial Department shall develop and implement a detention risk assessment instrument to be used to determine, based on the risk level, whether there is: (1) Probable cause to believe that a child will pose a risk to public safety if released to the community prior to the court hearing or disposition, or (2) a need to hold the child in order to ensure the child's appearance before the court, as demonstrated by the child's previous failure to respond to the court process. Such instrument shall be used when assessing whether a child should be detained pursuant to section 46b-133. Any detention risk screening shall be subject to the protections of subsection (k) of section 46b-124. **[**, as amended by this act.**]**

Sec. 150. (*Effective January 1, 2018*) (a) There is established a pilot program that shall provide indigent individuals with access to legal counsel at any hearing on an application for relief from abuse brought under section 46b-15 of the general statutes. The pilot program shall be administered in accordance with the provisions of this section. Funding for the pilot program shall be in accordance with the provisions of section 151 of this act. If funding is not made available in accordance with section 151 of this act by July 1, 2018, then the Division of Public Defender Services and the Judicial Branch shall not be required to undertake the duties described in this section. The pilot program shall commence on July 1, 2018, and shall terminate on June 30, 2019.

(b) (1) The Judicial Branch, utilizing funds made available pursuant to section 151 of this act, shall contract with one or more nonprofit organizations, whose principal purpose is to provide legal services to indigent individuals, to provide legal counsel to an applicant at any

hearing on an application for relief from abuse brought under section 46b-15 of the general statutes. The provision of legal counsel under this subsection shall only be for the duration of the pilot program and shall be limited to the issue of whether the application for relief under section 46b-15 of the general statutes shall be granted or denied.

(2) The Division of Public Defender Services, utilizing funds made available pursuant to section 151 of this act, shall provide legal counsel to a respondent at any hearing on an application for relief from abuse brought under section 46b-15 of the general statutes. The provision of legal counsel under this subsection shall only be for the duration of the pilot program and shall be limited to the issue of whether the application for relief under section 46b-15 of the general statutes shall be granted or denied.

(c) The Chief Court Administrator shall select one judicial district in which to provide the legal services described in subsection (b) of this section.

(d) No individual who seeks services under the pilot program shall be provided access to legal counsel under subsection (b) of this section, unless: (1) If such individual is (A) the applicant in a proceeding brought under section 46b-15 of the general statutes, the individual successfully demonstrates to the nonprofit organization with whom the Judicial Branch has contracted for the provision of legal services that he or she is indigent, or (B) the respondent in a proceeding brought under section 46b-15 of the general statutes, the individual successfully demonstrates to the Division of Public Defender Services that he or she is indigent; and (2) such proceeding is pending in the judicial district selected pursuant to subsection (c) of this section.

(e) For purposes of this section, an applicant or respondent shall be determined indigent if he or she has annual gross income that is at or below the following guidelines: (1) $23,760 for an applicant or

respondent with no dependents, (2) $32,040 for an applicant or respondent with one dependent, (3) $40,320 for an applicant or respondent with two dependents, and (4) $48,600 for an applicant or respondent with three dependents. If an applicant or respondent has more than three dependents, for each additional dependent the sum of $8,320 shall be added to $48,600.

(f) Prior to providing legal counsel to any individual under the pilot program, the Division of Public Defender Services and any nonprofit organization with whom the Judicial Branch contracts for the provision of legal services under the pilot program, shall ensure that attorneys are assigned to proceedings in a manner that will avoid conflicts of interest, as defined by the Rules of Professional Conduct.

(g) Not later than January 1, 2019, the Chief Court Administrator, shall report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to the judiciary on: (1) The status and results of the pilot program, and (2) whether a permanent program that provides similar legal services should be established in the state. Such report may also include legislative recommendations concerning the establishment of the pilot program on a permanent basis.

Sec. 151. (*Effective from passage*) For each of the fiscal years ending June 30, 2018, and June 30, 2019, the Attorney General, utilizing transfer invoices, shall remit two hundred thousand dollars to the Judicial Branch and two hundred thousand dollars to the Division of Public Defender Services from moneys received by the Office of the Attorney General in connection with the settlement of any lawsuit to which the state is a party. Moneys remitted to the Judicial Branch and the Division of Public Defender Services pursuant to this section shall be used for purposes of the pilot program established in section 150 of this act.

Sec. 152. Subsection (a) of section 10-157 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) **[**Any**]** Each local **[**or regional**]** board of education for a municipality with (1) a population of ten thousand or more, (2) three or more public schools located in the municipality, and (3) two thousand or more resident students, as defined in section 10-262f, shall provide for the supervision of the schools under its control by a superintendent who shall serve as the chief executive officer of the board. A local board of education for any other municipality may (A) provide for the supervision of the schools under its control by a superintendent who shall serve as the chief executive officer of the board, or (B) receive direction concerning the supervision of the schools under its control by a superintendent employed by another local board of education, provided the legislative body of such other municipality authorizes the use of such superintendent. Each regional board of education shall provide for the supervision of the schools under its control by a superintendent who shall serve as the chief executive officer of the board. The superintendent shall have executive authority over the school system and the responsibility for its supervision. Employment of a superintendent shall be by election of the board of education. Except as provided in subsection (b) of this section, no person shall assume the duties and responsibilities of the superintendent until the board receives written confirmation from the Commissioner of Education that the person to be employed is properly certified or has had such certification waived by the commissioner pursuant to subsection (c) of this section. The commissioner shall inform any such board, in writing, of the proper certification, waiver of certification or lack of certification or waiver of any such person not later than fourteen days after the name of such person is submitted to the commissioner pursuant to section 10-226. A majority vote of all members of the board shall be necessary to an election, and the board

shall fix the salary of the superintendent and the term of office, which shall not exceed three years. Upon election and notification of employment or reemployment, the superintendent may request and the board shall provide a written contract of employment which includes, but is not limited to, the salary, employment benefits and term of office of such superintendent. Such superintendent shall, at least three weeks before the annual town or regional school district meeting, submit to the board a full written report of the proceedings of such board and of the condition of the several schools during the school year preceding, with plans and suggestions for their improvement. The board of education shall evaluate the performance of the superintendent annually in accordance with guidelines and criteria mutually determined and agreed to by such board and such superintendent.

Sec. 153. (NEW) (*Effective from passage*) Upon the approval of the legislative body of a municipality and the local board of education for such municipality, such legislative body and local board of education may enter into a cooperative agreement relating to the performance of administrative and central office functions for the municipality and the school district.

Sec. 154. Subsection (a) of section 10-158a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any two or more boards of education may, in writing, agree to establish cooperative arrangements to provide school accommodations services, programs or activities, special education services, health care services, [or] alternative education, as defined in section 10-74j, <u>or administrative and central office duties</u> to enable such boards to carry out the duties specified in the general statutes. Such arrangements may include the establishment of a committee to supervise such programs, the membership of the committee to be determined by the agreement

of the cooperating boards. Such committee shall have the power, in accordance with the terms of the agreement, to (1) apply for, receive directly and expend on behalf of the school districts which have designated the committee an agent for such purpose any state or federal grants which may be allocated to school districts for specified programs, the supervision of which has been delegated to such committee, provided such grants are payable before implementation of any such program or are to reimburse the committee pursuant to subsection (d) of this section for transportation provided to a school operated by a cooperative arrangement; (2) receive and disburse funds appropriated to the use of such committee by the cooperating school districts, the state or the United States, or given to the committee by individuals or private corporations; (3) hold title to real or personal property in trust, or as otherwise agreed to by the parties, for the appointing boards; (4) employ personnel; (5) enter into contracts; and (6) otherwise provide the specified programs, services and activities. Teachers employed by any such committee shall be subject to the provisions of the general statutes applicable to teachers employed by the board of education of any town or regional school district. For purposes of this section, the term "teacher" shall include each professional employee of a committee below the rank of superintendent who holds a regular certificate issued by the State Board of Education and who is in a position requiring such certification.

Sec. 155. (NEW) (*Effective from passage*) Prior to the start date for any person hired to fill a central office administrative personnel position (1) that provides an annual salary of one hundred thousand dollars or greater, and (2) for which the proposed or approved education budget does not provide funding for such central office administrative personnel position, the local board of education for a municipality shall notify the legislative body of such municipality regarding such hiring. The provisions of this section shall not apply to any such

central office administrative personnel position that is paid for with funds received from a grant awarded to the local board of education or from any gift or donation made to the local board of education.

Sec. 156. (NEW) (*Effective from passage*) A regional board of education may establish a finance committee for the regional school district. The finance committee shall provide information to the regional board of education concerning local budget issues of the member towns, and any assistance requested by the regional board of education in the preparation of the proposed budget for the regional school district, pursuant to section 10-51 of the general statutes. The local board of education for each member town, or the legislative body of a member town in which there is no local board of education for such member town, shall appoint two representatives to the finance committee.

Sec. 157. (NEW) (*Effective from passage*) Any local board of education shall file forthwith a signed copy of any contract for administrative personnel with the town clerk, which town clerk shall post a copy of any such contract on the town's Internet web site. Any regional board of education shall file a copy of any such contract with the town clerk in each member town, which town clerk shall post a copy of any such contract on the town's Internet web site.

Sec. 158. Subdivision (9) of subsection (d) of section 7-473c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(9) In arriving at a decision, the arbitration panel shall give priority to the public interest and the financial capability of the municipal employer, including consideration of other demands on the financial capability of the municipal employer. <u>There shall be an irrebuttable presumption that fifteen per cent of the municipal employer's budget reserve is not available for payment of the cost of any item subject to</u>

arbitration under this chapter. The panel shall further consider the following factors in light of such financial capability: (A) The negotiations between the parties prior to arbitration; (B) the interests and welfare of the employee group; (C) changes in the cost of living; (D) the existing conditions of employment of the employee group and those of similar groups; and (E) the wages, salaries, fringe benefits, and other conditions of employment prevailing in the labor market, including developments in private sector wages and benefits.

Sec. 159. Subsection (b) of section 17b-8 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) **[**If in developing the budget for the department for the next fiscal year, the commissioner contemplates applying for a federal waiver or submitting a proposed amendment to the federal government, the commissioner shall**]** The Commissioner of Social Services shall annually, not later than December fifteenth, notify the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies and the joint standing committee of the General Assembly having cognizance of matters relating to human services of potential Medicaid waivers and amendments to the Medicaid state plan that may result in a cost savings for the state. The commissioner shall notify the committees of the possibility of **[**such**]** any Medicaid waiver application or proposed amendment to the Medicaid state plan that the commissioner is considering in developing a budget for the next fiscal year before the commissioner submits such budget for legislative approval.

Sec. 160. (NEW) (*Effective from passage*) Notwithstanding any special act, municipal charter or home rule ordinance, the legislative body of a municipality and the local board of education for such municipality shall consult when possible regarding the joint purchasing of property

insurance, casualty insurance and workers' compensation insurance. For the purpose of this section, "municipality" means any town, city, borough, consolidated town and city or consolidated town and borough.

Sec. 161. (NEW) (*Effective from passage*) Any local board of education for a municipality, after going out to bid for a good or service and receiving submissions, shall consult with the legislative body of such municipality if such municipality provides or uses such good or service, and, if the equivalent level of such good or service is provided by such municipality or through a municipal contract for a lower cost than the lowest qualified bid submission received by such local board of education, such board of education shall consider a cooperative agreement with such municipality for the provision of such good or service. For purposes of this section, "good or service" includes, but is not limited to, portable classrooms, motor vehicles or materials and equipment, such as telephone systems, computers and copy machines.

Sec. 162. (NEW) (*Effective from passage*) Each local board of education for a municipality shall consult with the legislative body of such municipality prior to purchasing payroll processing or accounts payable software systems to determine whether such systems may be purchased or shared on a regional basis.

Sec. 163. Section 33 of public act 17-230 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The bridge on Route 229 in Southington, overpassing Interstate 84, shall be designated the "Detective Bruce **[**Boisland**]** <u>Boislard</u> Memorial Bridge".

Sec. 164. (NEW) (*Effective January 1, 2018*) (a) There is established an Office of Health Strategy, which shall be within the Department of Public Health for administrative purposes only. The department head

of said office shall be the executive director of the Office of Health Strategy, who shall be appointed by the Governor in accordance with the provisions of sections 4-5 to 4-8, inclusive, of the general statutes, with the powers and duties therein prescribed.

(b) On or before July 1, 2018, the Office of Health Strategy shall be responsible for the following:

(1) Developing and implementing a comprehensive and cohesive health care vision for the state, including, but not limited to, a coordinated state health care cost containment strategy;

(2) Directing and overseeing (A) the all-payers claims database program established pursuant to section 113 of this act, and (B) the State Innovation Model Initiative and related successor initiatives;

(3) Coordinating the state's health information technology initiatives;

(4) Directing and overseeing the Office of Health Care Access and all of its duties and responsibilities as set forth in chapter 368z of the general statutes; and

(5) Convening forums and meetings with state government and external stakeholders, including, but not limited to, the Connecticut Health Insurance Exchange, to discuss health care issues designed to develop effective health care cost and quality strategies.

(c) The Office of Health Strategy shall constitute a successor, in accordance with the provisions of sections 4-38d, 4-38e and 4-39 of the general statutes, to the functions, powers and duties of the following:

(1) The Connecticut Health Insurance Exchange, established pursuant to section 38a-1081 of the general statutes, relating to the administration of the all-payer claims database pursuant to section 113

of this act; and

(2) The Office of the Lieutenant Governor, relating to the (A) development of a chronic disease plan pursuant to section 19a-6q of the general statutes, (B) housing, chairing and staffing of the Health Care Cabinet pursuant to section 19a-725 of the general statutes, and (C) (i) appointment of the health information technology officer pursuant to section 19a-755 of the general statutes, and (ii) oversight of the duties of such health information technology officer as set forth in sections 17b-59, 17b-59a and 17b-59f of the general statutes.

(d) Any order or regulation of the entities listed in subdivisions (1) and (2) of subsection (c) of this section that is in force on July 1, 2018, shall continue in force and effect as an order or regulation until amended, repealed or superseded pursuant to law.

Sec. 165. Subdivision (11) of subsection (a) of section 38a-1089 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(11) The status of the implementation and administration of the all-payer claims database program established under section **[**38a-1091**]** 113 of this act.

Sec. 166. (*Effective from passage*) Notwithstanding the provisions of section 17b-99 of the general statutes, the Commissioner of Social Services shall not extrapolate any overpayments or assess any penalties against providers of birth-to-three early intervention services, as such services are defined in section 17a-248 of the general statutes, for errors made by such providers during the implementation of a fee-for-service payment methodology from November 1, 2017, to April 30, 2018, inclusive.

Sec. 167. (*Effective from passage*) The Division of Criminal Justice shall maintain funds appropriated to the Cold Case Unit separate from

funds appropriated to the Shooting Task Force and shall expend such funds solely for the purposes appropriated.

Sec. 168. (NEW) (*Effective from passage and applicable to taxable and income years commencing on or after January 1, 2017*) (a) As used in this section, the following terms shall have the following meanings unless the context clearly indicates another meaning:

(1) "7/7 participant" means an eligible owner whose application submitted pursuant to subsection (c) of this section has been approved by the commissioner;

(2) "7/7 site" means the real property redeveloped and utilized or proposed to be redeveloped and utilized by a 7/7 participant in accordance with this section;

(3) "Brownfield" has the same meaning as provided in section 32-760 of the general statutes;

(4) "Completion of the brownfield remediation" means the completed remediation of a 7/7 site by a 7/7 participant as evidenced by the filing of either a verification or interim verification that meets the requirements of section 22a-133x, 22a-133y or 22a-134 of the general statutes;

(5) "Eligible owner" means any person, firm, limited liability company, nonprofit or for-profit corporation or other business entity that holds title to (A) a brownfield, provided such owner did not establish, create or maintain a source of pollution to the waters of the state for purposes of section 22a-432 of the general statutes and is not responsible pursuant to any other provision of the general statutes for any pollution or source of pollution on such brownfield; or (B) real property that has been abandoned or underutilized for ten or more years; and

(6) "Qualified expenditures" means the expenditures associated with the investigation, assessment and remediation of a brownfield, including, but not limited to: (A) Soil, groundwater and infrastructure investigation; (B) assessment; (C) remediation of soil, sediments, groundwater or surface water; (D) abatement; (E) hazardous materials or waste removal and disposal; (F) long-term groundwater or natural attenuation monitoring; (G) (i) environmental land use restrictions, (ii) activity and use limitations, or (iii) other forms of institutional control; (H) reasonable attorneys' fees; (I) planning, engineering and environmental consulting; and (J) remedial activity to address building and structural issues, including, but not limited to, demolition, asbestos abatement, polychlorinated biphenyls removal, contaminated wood or paint removal and other infrastructure remedial activities. "Qualified expenditures" do not include expenditures funded for such investigation, assessment, remediation and development directly through other state brownfield programs administered by the commissioner.

(b) There is established within the Department of Economic and Community Development the 7/7 program. Said program shall provide incentives to businesses for redeveloping and utilizing brownfields and real property that has been abandoned or underutilized for ten or more years. Participants in said program shall be eligible for the tax incentives provided under subsections (e) to (h), inclusive, of this section.

(c) To be designated a 7/7 participant, an eligible owner shall submit to the Commissioner of Economic and Community Development an application, on forms provided by the commissioner, that shall include the following information: (1) A description of the real property such eligible owner seeks to utilize and the proposed use for such property; (2) a written certification (A) from such eligible owner stating that such property is a brownfield, or (B) from the

municipality in which such property is located stating that such property has been abandoned or underutilized for ten or more years, as determined by such municipality; (3) a plan that such eligible owner shall submit to high schools in the area of the brownfield and the regional-community technical colleges that includes the anticipated workforce needs for the proposed use of such property and workforce training requirements in order to enable such schools and colleges to develop educational training programs to meet such workforce needs; (4) a commitment by the eligible owner to hire not less than thirty per cent of its workforce from students enrolled in any programs developed as a result of subdivision (3) of this subsection; (5) a written certification from the municipality in which such property is located that such municipality supports the application for the designation of such property as a 7/7 site; and (6) any other information the commissioner deems necessary. The commissioner shall approve any application that satisfies the requirements of this subsection and shall notify the Commissioner of Revenue Services whenever he or she approves the application of an eligible owner.

(d) Any 7/7 participant that seeks to redevelop and utilize a brownfield shall not be eligible for any of the benefits provided under subsections (e) to (h), inclusive, of this section until the completion of the brownfield remediation and the participant's notification of such completion to the Commissioners of Revenue Services and Economic and Community Development and the municipality in which such brownfield is located.

(e) (1) If a 7/7 participant is subject to the tax imposed under chapter 208 of the general statutes, the Commissioner of Revenue Services shall grant a credit against any tax due under the provisions of said chapter in an amount equal to the total amount of tax due under said chapter for the income year that is attributable to the operations of such participant's business located on the 7/7 site after

the deduction of any other credits allowable under said chapter. The credit allowed by this subdivision shall be available in the first income year in which such participant begins business operations at such site and the succeeding six income years.

(2) If a 7/7 participant is subject to the tax imposed under chapter 229 of the general statutes, the Commissioner of Revenue Services shall grant a credit to each member, shareholder or partner of such participant against any tax due under the provisions of said chapter, other than the liability imposed by section 12-707 of the general statutes, in an amount equal to such member's, shareholder's or partner's amount of tax due under said chapter for the taxable year that is attributable to the operations of such participant's business located on the 7/7 site after the deduction of any other credits allowable under said chapter. The credit allowed by this subdivision shall be available in the first taxable year in which such participant begins business operations at such site and the succeeding six taxable years.

(f) (1) The taxes imposed by chapter 219 of the general statutes shall not apply to any item purchased by a 7/7 participant in the first seven calendar years from the date such participant initiates business operations at a 7/7 site, provided such item is purchased for use in the ordinary course of business at such site.

(2) At the time of sale, a 7/7 participant shall present to the person who makes the sale a certificate to the effect that the item is subject to such exemption. The certificate shall be signed by and bear the name and address of the purchaser. The certificate shall be substantially in such form as the Commissioner of Revenue Services prescribes.

(3) If a purchaser who presents a certificate, in accordance with subdivision (2) of this subsection, makes any use of the item other than the purpose set forth in subdivision (1) of this subsection, the use shall

be deemed to be a use by the purchaser in accordance with chapter 219 of the general statutes, as of the time the property is first used by him or her, and the item shall be taxable to such purchaser in accordance with said chapter.

(g) (1) In the case of a 7/7 participant subject to the tax imposed under chapter 208 of the general statutes, in arriving at net income, as defined in section 12-213 of the general statutes, in the eighth income year following such 7/7 participant's initiation of business operations at a 7/7 site that was a brownfield and the six succeeding income years, there shall be deducted from gross income, as defined in section 12-213 of the general statutes, an amount not to exceed eight and fifty-seven-one-hundredths per cent of the qualified expenditures associated with the remediation of such site.

(2) In the case of a 7/7 participant subject to the tax imposed under chapter 229 of the general statutes, in the eighth income year following such 7/7 participant's initiation of business operations at a 7/7 site that was a brownfield and the six succeeding income years, there shall be subtracted from Connecticut adjusted gross income, as defined in section 12-701 of the general statutes, an amount not to exceed eight and fifty-seven-one-hundredths per cent of the qualified expenditures associated with the remediation of such site.

(h) Notwithstanding any provision of the general statutes or of any special act, municipal charter or home rule ordinance, for five assessment years following the date a 7/7 participant obtained a building permit to begin construction at a 7/7 site, the municipality in which such site is located shall continue to use the assessed value of such site as of the date such participant's application was approved under subsection (c) of this section.

(i) The Commissioner of Economic and Community Development, in consultation with the Commissioner of Revenue Services, shall

adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to implement the provisions of this section.

Sec. 169. Subdivision (1) of subsection (a) of section 12-217 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to income years commencing on or after January 1, 2017*):

(a) (1) In arriving at net income as defined in section 12-213, whether or not the taxpayer is taxable under the federal corporation net income tax, there shall be deducted from gross income, (A) all items deductible under the Internal Revenue Code effective and in force on the last day of the income year except (i) any taxes imposed under the provisions of this chapter which are paid or accrued in the income year and in the income year commencing January 1, 1989, and thereafter, any taxes in any state of the United States or any political subdivision of such state, or the District of Columbia, imposed on or measured by the income or profits of a corporation which are paid or accrued in the income year, (ii) deductions for depreciation, which shall be allowed as provided in subsection (b) of this section, (iii) deductions for qualified domestic production activities income, as provided in Section 199 of the Internal Revenue Code, and (iv) in the case of any captive real estate investment trust, the deduction for dividends paid provided under Section 857(b)(2) of the Internal Revenue Code, and (B) additionally, in the case of a regulated investment company, the sum of (i) the exempt-interest dividends, as defined in the Internal Revenue Code, and (ii) expenses, bond premium, and interest related to tax-exempt income that are disallowed as deductions under the Internal Revenue Code, and (C) in the case of a taxpayer maintaining an international banking facility as defined in the laws of the United States or the regulations of the Board of Governors of the Federal Reserve System, as either may be amended from time to time, the gross income attributable to the international banking facility, provided, no expense or loss attributable

to the international banking facility shall be a deduction under any provision of this section, and (D) additionally, in the case of all taxpayers, all dividends as defined in the Internal Revenue Code effective and in force on the last day of the income year not otherwise deducted from gross income, including dividends received from a DISC or former DISC as defined in Section 992 of the Internal Revenue Code and dividends deemed to have been distributed by a DISC or former DISC as provided in Section 995 of said Internal Revenue Code, other than thirty per cent of dividends received from a domestic corporation in which the taxpayer owns less than twenty per cent of the total voting power and value of the stock of such corporation, and (E) additionally, in the case of all taxpayers, the value of any capital gain realized from the sale of any land, or interest in land, to the state, any political subdivision of the state, or to any nonprofit land conservation organization where such land is to be permanently preserved as protected open space or to a water company, as defined in section 25-32a, where such land is to be permanently preserved as protected open space or as Class I or Class II water company land, and (F) in the case of manufacturers, the amount of any contribution to a manufacturing reinvestment account established pursuant to section 32-9zz in the income year that such contribution is made to the extent not deductible for federal income tax purposes, and (G) additionally, to the extent allowable under subsection (g) of section 168 of this act, the amount paid by a 7/7 participant, as defined in section 168 of this act, for the remediation of a brownfield.

Sec. 170. Section 10-17g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the fiscal years ending June 30, 2016, **[**and**]** to June 30, **[**2017**]** 2019, inclusive, the board of education for each local and regional school district that is required to provide a program of bilingual education, pursuant to section 10-17f, may make application to the

State Board of Education and shall annually receive, within available appropriations, a grant in an amount equal to the product obtained by multiplying one million nine hundred sixteen thousand one hundred thirty by the ratio which the number of eligible children in the school district bears to the total number of such eligible children state-wide. The board of education for each local and regional school district receiving funds pursuant to this section shall annually, on or before September first, submit to the State Board of Education a progress report which shall include (1) measures of increased educational opportunities for eligible students, including language support services and language transition support services provided to such students, (2) program evaluation and measures of the effectiveness of its bilingual education and English as a second language programs, including data on students in bilingual education programs and students educated exclusively in English as a second language programs, and (3) certification by the board of education submitting the report that any funds received pursuant to this section have been used for the purposes specified. The State Board of Education shall annually evaluate programs conducted pursuant to section 10-17f. For purposes of this section, measures of the effectiveness of bilingual education and English as a second language programs include, but need not be limited to, mastery examination results, under section 10-14n, and graduation and school dropout rates. Any amount appropriated under this section in excess of one million nine hundred sixteen thousand one hundred thirty dollars shall be spent in accordance with the provisions of sections 10-17k, 10-17n and 10-66t. Any unexpended funds, as of November first, appropriated to the Department of Education for purposes of providing a grant to a local or regional board of education for the provision of a program of bilingual education, pursuant to section 10-17f, shall be distributed on a pro rata basis to each local and regional board of education receiving a grant under this section. Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2009, to June 30, **[**2017**]**

2019, inclusive, the amount of grants payable to local or regional boards of education for the provision of a program of bilingual education under this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for such grants for such year.

Sec. 171. Subsection (a) of section 10-71 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Each local or regional board of education or regional educational service center which has submitted an adult education proposal to the State Board of Education pursuant to section 10-71a shall, annually, be eligible to receive, within available appropriations, a state grant based on a percentage of eligible costs for adult education as defined in section 10-67, provided such percentage shall be determined as follows:

(1) The percentage of the eligible costs for adult education a local board of education shall receive, under the provisions of this section, shall be determined as follows: (A) Each town shall be ranked in descending order from one to one hundred sixty-nine according to such town's adjusted equalized net grand list per capita, as defined in section 10-261; and (B) based upon such ranking, a percentage of not less than zero or more than sixty-five shall be determined for each town on a continuous scale, except that the percentage for a priority school district pursuant to section 10-266p shall not be less than twenty. Any such percentage shall be increased by seven and one-half percentage points but shall not exceed sixty-five per cent for any local board of education which provides basic adult education programs for adults at facilities operated by or within the general administrative control and supervision of the Department of Mental Health and Addiction Services, provided such adults reside at such facilities.

(2) The percentage of the eligible costs for adult education a regional board of education shall receive under the provisions of this section shall be determined by its ranking. Such ranking shall be determined by (A) multiplying the total population, as defined in section 10-261, of each town in the district by such town's ranking, as determined in subdivision (1) of this subsection, (B) adding together the figures for each town determined under (A), and (C) dividing the total computed under (B) by the total population of all towns in the district. The ranking of each regional board of education shall be rounded to the next higher whole number and each such board shall receive the same reimbursement percentage as would a town with the same rank, except that the reimbursement percentage for a priority school district pursuant to section 10-266p shall not be less than twenty.

(3) The percentage of the eligible costs for adult education a regional educational service center shall receive under the provisions of this subsection and section 10-66i shall be determined by its ranking. Such ranking shall be determined by (A) multiplying the total population, as defined in section 10-261, of each member town in the regional educational service center by such town's ranking, as determined in subdivision (1) of this subsection, (B) adding together the figures for each town determined under (A), and (C) dividing the total computed under (B) by the total population of all member towns in the regional educational service center. The ranking of each regional educational service center shall be rounded to the next higher whole number and each such center shall receive the same reimbursement percentage as would a town with the same rank.

Sec. 172. Subsection (b) of section 10-76g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Any local or regional board of education which provides special education pursuant to the provisions of sections 10-76a to 10-76g,

inclusive, for any exceptional child described in subparagraph (A) of subdivision (5) of section 10-76a, under its jurisdiction, excluding (1) children placed by a state agency for whom a board of education receives payment pursuant to the provisions of subdivision (2) of subsection (e) of section 10-76d, and (2) children who require special education, who reside on state-owned or leased property, and who are not the educational responsibility of the unified school districts established pursuant to sections 17a-37 and 18-99a, shall be financially responsible for the reasonable costs of special education instruction, as defined in the regulations of the State Board of Education, in an amount equal to (A) for any fiscal year commencing prior to July 1, 2005, five times the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with the provisions of subsection (a) of section 10-76f, and (B) for the fiscal year commencing July 1, 2005, and each fiscal year thereafter, four and one-half times such average per pupil educational costs of such board of education. The State Board of Education shall, within available appropriations, pay on a current basis any costs in excess of the local or regional board's basic contribution paid by such board in accordance with the provisions of this subsection. Any amounts paid by the State Board of Education on a current basis pursuant to this subsection shall not be reimbursable in the subsequent year. Application for such grant shall be made by filing with the Department of Education, in such manner as prescribed by the commissioner, annually on or before December first a statement of the cost of providing special education pursuant to this subsection, provided a board of education may submit, not later than March first, claims for additional children or costs not included in the December filing. Payment by the state for such excess costs shall be made to the local or regional board of education as follows: Seventy-five per cent of the cost in February and the balance in May. The amount due each town pursuant to the provisions of this subsection shall be paid to the treasurer of each town entitled to such aid, provided the treasurer shall

treat such grant, or a portion of the grant, which relates to special education expenditures incurred in excess of such town's board of education budgeted estimate of such expenditures, as a reduction in expenditures by crediting such expenditure account, rather than town revenue. Such expenditure account shall be so credited no later than thirty days after receipt by the treasurer of necessary documentation from the board of education indicating the amount of such special education expenditures incurred in excess of such town's board of education budgeted estimate of such expenditures.

Sec. 173. Subsection (a) of section 10-215b of the general statutes, as amended by section 72 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The State Board of Education is authorized to expend in each fiscal year, within available appropriations, an amount equal to (1) the money required pursuant to the matching requirements of said federal laws and shall disburse the same in accordance with said laws, and (2) ten cents per lunch served in the prior school year in accordance with said laws by any local or regional board of education, the Technical Education and Career System or governing authority of a state charter school, interdistrict magnet school or endowed academy approved pursuant to section 10-34 that participates in the National School Lunch Program and certifies pursuant to section 10-215f, as amended by **[**this act**]** public act 17-237, that the nutrition standards established by the Department of Education pursuant to section 10-215e shall be met.

Sec. 174. Subsection (c) of section 19a-80 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) The commissioner, within available appropriations, shall require each prospective employee of a child care center or group child care

home in a position requiring the provision of care to a child to submit to comprehensive background checks, including state and national criminal history records checks. The criminal history records checks required pursuant to this subsection shall be conducted in accordance with section 29-17a. The commissioner shall also request a check of the state child abuse registry established pursuant to section 17a-101k. The Department of Social Services may agree to transfer funds appropriated for criminal history records checks to the Office of Early Childhood. The Commissioner of Early Childhood shall notify each licensee of the provisions of this subsection. No such prospective employee shall have unsupervised access to children in the child care center or group child care home until such comprehensive background check is completed and the Commissioner of Early Childhood permits such prospective employee to work in such child care center or group child care home.

Sec. 175. Subsection (c) of section 19a-87b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) The commissioner, within available appropriations, shall require each initial applicant or prospective employee of a family child care home in a position requiring the provision of care to a child, including an assistant or substitute staff member and each household member who is sixteen years of age or older, to submit to comprehensive background checks, including state and national criminal history records checks. The criminal history records checks required pursuant to this subsection shall be conducted in accordance with section 29-17a. The commissioner shall also request a check of the state child abuse registry established pursuant to section 17a-101k. The commissioner shall notify each licensee of the provisions of this subsection. For purposes of this subsection, "household member" means any person, other than the person who is licensed to conduct, operate or maintain a

family child care home, who resides in the family child care home, such as the licensee's spouse or children, tenants and any other occupant.

Sec. 176. Subsection (a) of section 17b-749k of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Commissioner of Early Childhood shall, within available appropriations, require any person **[**, other than a relative,**]** providing child care services to a child **[**in the child's home**]** who receives a child care subsidy from the Office of Early Childhood to submit to comprehensive background checks, including state and national criminal history records checks. The criminal history records checks required pursuant to this subsection shall be conducted in accordance with section 29-17a. The commissioner shall also request a check of the state child abuse registry established pursuant to section 17a-101k.

Sec. 177. (NEW) (*Effective from passage*) The comprehensive background checks required pursuant to subsection (c) of section 19a-80 of the general statutes, subsection (c) of section 19a-87b of the general statutes, and subsection (a) of section 17b-749k of the general statutes, shall be conducted at least once every five years. Any person who applies for a position at a child care facility in the state shall not be required to submit to such comprehensive background checks if such person (1) is an employee of a child care facility in the state, or was previously an employee of a child care facility in the state during the previous one hundred eighty days, and (2) has successfully completed such comprehensive background checks in the previous five years. Nothing in this section prohibits the Commissioner of Early Childhood from requiring that an employee or prospective employee of a child care facility to submit to comprehensive background checks more than once during a five-year period. For purposes of this section, "child care facility" means a child care center, group child care home or

family child care home that provides "child care services", as described in section 19a-77 of the general statutes, and the home of a family child care provider, as defined in section 17b-705 of the general statutes.

Sec. 178. Section 4b-13 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Commissioner of Administrative Services may establish policies and procedures for the maintenance of order on, and the use of, parking areas on any property owned by the state or under the supervision of said commissioner, except as provided in sections 2-71h, 10a-79, 10a-92 and 10a-139 and except for properties under the supervision, care and control of the Chief Court Administrator. The Commissioner of Administrative Services may designate the commissioner of any other agency, as defined in section 4-166, to establish policies and procedures for the maintenance of order on, and the use of, parking areas on any property under the supervision of such commissioner. Any person violating any **[**such**]** policy or procedure adopted pursuant to this subsection shall be fined not more than seventy-five dollars and the vehicle in violation of such policy or procedure may be towed, provided there is conspicuous signage giving notice of such towing and indicating where the vehicle will be stored, how the vehicle may be redeemed and any costs or fees that may be charged. **[**The enforcement of any such policy or procedure shall be by special policemen appointed under section 29-18 and by Department of Administrative Services buildings and grounds patrol officers, except that only such special policemen may tow, or cause the towing of, such vehicles.**]** The commissioner or the commissioner's designee, including, but not limited to, a third-party contractor retained by the commissioner, may issue a citation to, or tow the vehicle of, any person violating the policies or procedures established pursuant to this subsection.

(b) The Chief Court Administrator may establish policies and

procedures for the maintenance of order and the use of parking areas on any property under the supervision, care and control of the Chief Court Administrator. Such policies and procedures may provide that any vehicle parked on such property in violation of such policies and procedures shall be towed.

(c) Each state agency shall develop a program to encourage its employees to use mass transportation. Such program shall address the feasibility of restricting the amount of free parking by at least ten per cent for those state employees who work in urban areas and for providing such employees with subsidies to ride mass transportation. Each state agency shall submit its program to the Department of Administrative Services. For the purposes of this subsection, "state agency" means each state department, office or other agency of the state; and "urban area" means any town or city having a population of seventy-five thousand or more or any town or city in which one hundred or more state employees are employed at the same site. The Secretary of the Office of Policy and Management, in consultation with the Commissioner of Administrative Services, shall adopt regulations, in accordance with the provisions of chapter 54, after receipt of and pursuant to each state agency's plan to determine the amount and process by which a state employee may obtain a subsidy.

Sec. 179. (*Effective from passage*) Not later than February 1, 2018, the Secretary of the Office of Policy and Management and the Department of Administrative Services shall jointly develop and submit, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to labor and public employees and appropriations, a report containing recommendations to reduce workers' compensation costs. Such report shall include: (1) Methods to better manage contracts with third-party administrators, (2) guidelines for third-party administrators to utilize when informing employees

about available benefits and programs, (3) plans for increased light duty work options, (4) recommendations for legislation as may be necessary or appropriate, and (5) any other recommendations to implement the provisions of this section.

Sec. 180. (*Effective from passage*) (a) There is established a Connecticut Pension Sustainability Commission to study the feasibility of placing state capital assets in a trust and maximizing those assets for the sole benefit of the state pension system. Such commission shall (1) perform a preliminary inventory of state capital assets for the purpose of determining the extent and suitability of those assets for inclusion in such a trust; (2) study the potential impact that the inclusion and maximization of such state capital assets in such a trust may have on the unfunded liability of the state pension system; (3) make recommendations on the appropriateness of placing state assets in a trust and maximizing those assets for the sole benefit of the state pension system; (4) examine the state facility plan prepared pursuant to section 4b-23 of the general statutes and the inventories of state real property submitted pursuant to section 4-67g of the general statutes; and (5) if found to be appropriate by the members of the commission, make recommendations for any legislative or administrative action necessary for establishing a process to (A) create and manage such a trust, and (B) identify specific state capital assets for inclusion in such a trust.

(b) The commission established under subsection (a) of this section shall not be construed to be a board or commission within the meaning of section 4-9a of the general statutes.

(c) The commission shall consist of the following members:

(1) One appointed by the speaker of the House of Representatives;

(2) One appointed by the president pro tempore of the Senate;

(3) One appointed by the majority leader of the House of Representatives, who shall have experience in banking and private sector financial management;

(4) One appointed by the majority leader of the Senate, who shall represent a state employee collective bargaining unit that benefits from the state pension system;

(5) One appointed by the minority leader of the House of Representatives;

(6) One appointed by the Senate Republican president pro tempore;

(7) One appointed by the deputy Senate Republican president pro tempore, who shall have expertise in private sector real estate development;

(8) One appointed by the Governor;

(9) The Commissioner of Administrative Services, or the commissioner's designee;

(10) The Secretary of the Office of Policy and Management, or the secretary's designee;

(11) The Attorney General, or the Attorney General's designee;

(12) The State Comptroller, or the State Comptroller's designee; and

(13) The State Treasurer, or the State Treasurer's designee.

(d) Any member of the commission appointed under subdivision (1), (2), (5) or (6) of subsection (b) of this section may be a member of the General Assembly.

(e) All appointments to the commission shall be made not later than twenty days after the effective date of this section. Any vacancy shall

be filled by the appointing authority.

(f) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the commission from among the members of the commission. Such chairpersons shall schedule the first meeting of the commission, which shall be held not later than forty days after the effective date of this section.

(g) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding shall serve as administrative staff of the commission.

(h) Not later than January 1, 2019, the commission shall submit a report on its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding, in accordance with the provisions of section 11-4a of the general statutes. The commission shall terminate on the date that it submits such report or January 1, 2019, whichever is later.

Sec. 181. Section 19a-486i of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section:

(1) "Affiliation" means the formation of a relationship between two or more entities that permits the entities to negotiate jointly with third parties over rates for professional medical services;

(2) "Captive professional entity" means a partnership, professional corporation, limited liability company or other entity formed to render professional services in which a partner, a member, a shareholder or a beneficial owner is a physician, directly or indirectly, employed by,

controlled by, subject to the direction of, or otherwise designated by (A) a hospital, (B) a hospital system, (C) a medical school, (D) a medical foundation, organized pursuant to subsection (a) of section 33-182bb, or (E) any entity that controls, is controlled by or is under common control with, whether through ownership, governance, contract or otherwise, another person, entity or organization described in subparagraphs (A) to (D), inclusive, of this subdivision;

(3) "Hospital" has the same meaning as provided in section **[**19a-490**]** 19a-646;

(4) "Hospital system" means: (A) A parent corporation of one or more hospitals and any entity affiliated with such parent corporation through ownership, governance or membership; **[**,**]** or (B) a hospital and any entity affiliated with such hospital through ownership, governance or membership;

(5) "Health care provider" has the same meaning as provided in section 19a-17b;

(6) "Medical foundation" means a medical foundation formed under chapter 594b;

(7) "Physician" has the same meaning as provided in section 20-13a;

(8) "Person" has the same meaning as provided in section 35-25;

(9) "Professional corporation" has the same meaning as provided in section 33-182a;

(10) "Group practice" means two or more physicians, legally organized in a partnership, professional corporation, limited liability company formed to render professional services, medical foundation, not-for-profit corporation, faculty practice plan or other similar entity (A) in which each physician who is a member of the group provides

substantially the full range of services that the physician routinely provides, including, but not limited to, medical care, consultation, diagnosis or treatment, through the joint use of shared office space, facilities, equipment or personnel; (B) for which substantially all of the services of the physicians who are members of the group are provided through the group and are billed in the name of the group practice and amounts so received are treated as receipts of the group; or (C) in which the overhead expenses of, and the income from, the group are distributed in accordance with methods previously determined by members of the group. An entity that otherwise meets the definition of group practice under this section shall be considered a group practice although its shareholders, partners or owners of the group practice include single-physician professional corporations, limited liability companies formed to render professional services or other entities in which beneficial owners are individual physicians; and

(11) "Primary service area" means the smallest number of zip codes from which the group practice draws at least seventy-five per cent of its patients.

(b) At the same time that any person conducting business in this state that files merger, acquisition or any other information regarding market concentration with the Federal Trade Commission or the United States Department of Justice, in compliance with the Hart-Scott-Rodino Antitrust Improvements Act, 15 USC 18a, where a hospital, hospital system or other health care provider is a party to the merger or acquisition that is the subject of such information, such person shall provide written notification to the Attorney General of such filing and, upon the request of the Attorney General, provide a copy of such merger, acquisition or other information.

(c) Not less than thirty days prior to the effective date of any transaction that results in a material change to the business or corporate structure of a group practice, the parties to the transaction

shall submit written notice to the Attorney General of such material change. For purposes of this subsection, a material change to the business or corporate structure of a group practice includes: (1) The merger, consolidation or other affiliation of a group practice with (A) another group practice that results in a group practice comprised of eight or more physicians, or (B) a hospital, hospital system, captive professional entity, medical foundation or other entity organized or controlled by such hospital or hospital system; (2) the acquisition of all or substantially all of (A) the properties and assets of a group practice, or (B) the capital stock, membership interests or other equity interests of a group practice by (i) another group practice that results in a group practice comprised of eight or more physicians, or (ii) a hospital, hospital system, captive professional entity, medical foundation or other entity organized or controlled by such hospital or hospital system; (3) the employment of all or substantially all of the physicians of a group practice by (A) another group practice that results in a group practice comprised of eight or more physicians, or (B) a hospital, hospital system, captive professional entity, medical foundation or other entity organized by, controlled by or otherwise affiliated with such hospital or hospital system; and (4) the acquisition of one or more insolvent group practices by (A) another group practice that results in a group practice comprised of eight or more physicians, or (B) a hospital, hospital system, captive professional entity, medical foundation or other entity organized by, controlled by or otherwise affiliated with such hospital or hospital system.

(d) (1) The written notice required under subsection (c) of this section shall identify each party to the transaction and describe the material change as of the date of such notice to the business or corporate structure of the group practice, including: (A) A description of the nature of the proposed relationship among the parties to the proposed transaction; (B) the names and specialties of each physician that is a member of the group practice that is the subject of the

proposed transaction and who will practice medicine with the resulting group practice, hospital, hospital system, captive professional entity, medical foundation or other entity organized by, controlled by, or otherwise affiliated with such hospital or hospital system following the effective date of the transaction; (C) the names of the business entities that are to provide services following the effective date of the transaction; (D) the address for each location where such services are to be provided; (E) a description of the services to be provided at each such location; and (F) the primary service area to be served by each such location.

(2) Not later than thirty days after the effective date of any transaction described in subsection (c) of this section, the parties to the transaction shall submit written notice to the Commissioner of Public Health. Such written notice shall include, but need not be limited to, the same information described in subdivision (1) of this subsection. The commissioner shall post a link to such notice on the Department of Public Health's Internet web site.

(e) Not less than thirty days prior to the effective date of any transaction that results in an affiliation between one hospital or hospital system and another hospital or hospital system, the parties to the affiliation shall submit written notice to the Attorney General of such affiliation. Such written notice shall identify each party to the affiliation and describe the affiliation as of the date of such notice, including: (1) A description of the nature of the proposed relationship among the parties to the affiliation; (2) the names of the business entities that are to provide services following the effective date of the affiliation; (3) the address for each location where such services are to be provided; (4) a description of the services to be provided at each such location; and (5) the primary service area to be served by each such location.

(f) Written information submitted to the Attorney General pursuant

to subsections (b) to (e), inclusive, of this section shall be maintained and used by the Attorney General in the same manner as provided in section 35-42.

(g) Not later than **[**December 31, 2014**]** January 15, 2018, and annually thereafter, each hospital and hospital system shall file with the Attorney General and the Commissioner of Public Health a written report describing the activities of the group practices owned or affiliated with such hospital or hospital system. Such report shall include, for each such group practice: (1) A description of the nature of the relationship between the hospital or hospital system and the group practice; (2) the names and specialties of each physician practicing medicine with the group practice; (3) the names of the business entities that provide services as part of the group practice and the address for each location where such services are provided; (4) a description of the services provided at each such location; and (5) the primary service area served by each such location.

(h) Not later than **[**December 31, 2014**]** January 15, 2018, and annually thereafter, each group practice comprised of thirty or more physicians that is not the subject of a report filed under subsection (g) of this section shall file with the Attorney General and the Commissioner of Public Health a written report concerning the group practice. Such report shall include, for each such group practice: (1) The names and specialties of each physician practicing medicine with the group practice; (2) the names of the business entities that provide services as part of the group practice and the address for each location where such services are provided; (3) a description of the services provided at each such location; and (4) the primary service area served by each such location.

(i) Not later than **[**December 31, 2015**]** January 15, 2018, and annually thereafter, each hospital and hospital system shall file with the Attorney General and the Commissioner of Public Health a written

report describing each affiliation with another hospital or hospital system. Such report shall include: (1) The name and address of each party to the affiliation; (2) a description of the nature of the relationship among the parties to the affiliation; (3) the names of the business entities that provide services as part of the affiliation and the address for each location where such services are provided; (4) a description of the services provided at each such location; and (5) the primary service area served by each such location.

Sec. 182. Subsections (a) to (c), inclusive, of section 17b-352 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes of this section and section 17b-353, "facility" means a residential facility for persons with intellectual disability licensed pursuant to section 17a-277 and certified to participate in the Title XIX Medicaid program as an intermediate care facility for individuals with intellectual disabilities, a nursing home, rest home or residential care home, as defined in section 19a-490. "Facility" does not include a nursing home that does not participate in the Medicaid program and is associated with a continuing care facility as described in section 17b-520.

(b) Any facility which intends to (1) transfer all or part of its ownership or control prior to being initially licensed; (2) introduce any additional function or service into its program of care or expand an existing function or service; **[**or**]** (3) terminate a service or decrease substantially its total bed capacity; or (4) relocate all or a portion of such facility's licensed beds, to a new facility or replacement facility, shall submit a complete request for permission to implement such transfer, addition, expansion, increase, termination, **[**or**]** decrease or relocation of facility beds with such information as the department requires to the Department of Social Services, provided no permission or request for permission to close a facility is required when a facility

in receivership is closed by order of the Superior Court pursuant to section 19a-545. The Office of the Long-Term Care Ombudsman pursuant to section 17a-405 shall be notified by the facility of any proposed actions pursuant to this subsection at the same time the request for permission is submitted to the department and when a facility in receivership is closed by order of the Superior Court pursuant to section 19a-545.

(c) An applicant, prior to submitting a certificate of need application, shall request, in writing, application forms and instructions from the department. The request shall include: (1) The name of the applicant or applicants; (2) a statement indicating whether the application is for (A) a new, additional, expanded or replacement facility, service or function <u>or relocation of facility beds</u>, (B) a termination or reduction in a presently authorized service or bed capacity, or (C) any new, additional or terminated beds and their type; (3) the estimated capital cost; (4) the town where the project is or will be located; and (5) a brief description of the proposed project. Such request shall be deemed a letter of intent. No certificate of need application shall be considered submitted to the department unless a current letter of intent, specific to the proposal and in accordance with the provisions of this subsection, has been on file with the department for not less than ten business days. For purposes of this subsection, "a current letter of intent" means a letter of intent on file with the department for not more than one hundred eighty days. A certificate of need application shall be deemed withdrawn by the department, if a department completeness letter is not responded to within one hundred eighty days. The Office of the Long-Term Care Ombudsman shall be notified by the facility at the same time as the letter of intent is submitted to the department.

Sec. 183. Section 17b-353 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any facility, as defined in subsection (a) of section 17b-352 which proposes **[**(1) a capital expenditure**]** to incur (1) capital expenditures exceeding one million dollars, which increases facility square footage by more than five thousand square feet or five per cent of the existing square footage, whichever is greater, **[**(2) a capital expenditure**]** or (2) capital expenditures exceeding two million dollars, **[**or (3) the acquisition of major medical equipment requiring a capital expenditure in excess of four hundred thousand dollars, including the leasing of equipment or space,**]** shall submit a request for approval of such expenditure, with such information as the department requires, to the Department of Social Services. **[**Any such facility which proposes to acquire imaging equipment requiring a capital expenditure in excess of four hundred thousand dollars, including the leasing of such equipment, shall obtain the approval of the Office of Health Care Access division of the Department of Public Health in accordance with the provisions of chapter 368z, subsequent to obtaining the approval of the Commissioner of Social Services. Prior to the facility's obtaining the imaging equipment, the Commissioner of Public Health, after consultation with the Commissioner of Social Services, may elect to perform a joint or simultaneous review with the Department of Social Services.**]**

(b) An applicant, prior to submitting a certificate of need application, shall request, in writing, application forms and instructions from the department. The request shall include: (1) The name of the applicant or applicants; (2) a statement indicating whether the application is for (A) a new, additional, expanded or replacement facility, service or function, (B) a termination or reduction in a presently authorized service or bed capacity or relocation of facility beds, or (C) any new, additional or terminated beds and their type; (3) the estimated capital cost; (4) the town where the project is or will be located; and (5) a brief description of the proposed project. Such request shall be deemed a letter of intent. No certificate of need

application shall be considered submitted to the department unless a current letter of intent, specific to the proposal and in accordance with the provisions of this subsection, has been on file with the department for not less than ten business days. For purposes of this subsection, "a current letter of intent" means a letter of intent on file with the department for not more than one hundred eighty days. A certificate of need application shall be deemed withdrawn by the department if a department completeness letter is not responded to within one hundred eighty days.

(c) In conducting its activities pursuant to this section, section 17b-352 or both, except as provided for in subsection (d) of this section, the Commissioner of Social Services or said commissioner's designee may hold a public hearing on an application or on more than one application, if such applications are of a similar nature with respect to the request. At least two weeks' notice of the hearing shall be given to the facility by certified mail and to the public by publication in a newspaper having a substantial circulation in the area served by the facility. Such hearing shall be held at the discretion of the commissioner in Hartford or in the area so served. The commissioner or the commissioner's designee shall consider such request in relation to the community or regional need for such capital program or purchase of land, the possible effect on the operating costs of the facility and such other relevant factors as the commissioner or the commissioner's designee deems necessary. In approving or modifying such request, the commissioner or the commissioner's designee may not prescribe any condition, such as, but not limited to, any condition or limitation on the indebtedness of the facility in connection with a bond issued, the principal amount of any bond issued or any other details or particulars related to the financing of such capital expenditure, not directly related to the scope of such capital program and within the control of the facility. If the hearing is conducted by a designee of the commissioner, the designee shall submit any findings

and recommendations to the commissioner. The commissioner shall grant, modify or deny such request within ninety days, except as provided for in this section. Upon the request of the applicant, the review period may be extended for an additional fifteen days if the commissioner or the commissioner's designee has requested additional information subsequent to the commencement of the review period. The commissioner or the commissioner's designee may extend the review period for a maximum of thirty days if the applicant has not filed in a timely manner information deemed necessary by the commissioner or the commissioner's designee.

(d) **[**No**]** Except as provided in this subsection, no facility shall be allowed to close or decrease substantially its total bed capacity until such time as a public hearing has been held in accordance with the provisions of this subsection and the Commissioner of Social Services has approved the facility's request unless such decrease is associated with a census reduction. The commissioner may impose a civil penalty of not more than five thousand dollars on any facility that fails to comply with the provisions of this subsection. Penalty payments received by the commissioner pursuant to this subsection shall be deposited in the special fund established by the department pursuant to subsection (c) of section 17b-357 and used for the purposes specified in said subsection (c). The commissioner or the commissioner's designee shall hold a public hearing upon the earliest occurrence of: (1) Receipt of any letter of intent submitted by a facility to the department, or (2) receipt of any certificate of need application. Such hearing shall be held at the facility for which the letter of intent or certificate of need application was submitted not later than thirty days after the date on which such letter or application was received by the commissioner. The commissioner or the commissioner's designee shall provide both the facility and the public with notice of the date of the hearing not less than fourteen days in advance of such date. Notice to the facility shall be by certified mail and notice to the public shall be by publication in a

newspaper having a substantial circulation in the area served by the facility. The provisions of this subsection shall not apply to any certificate of need approval requested for the relocation of a facility, or a portion of a facility's licensed beds, to a new or replacement facility.

(e) The Commissioner of Social Services shall adopt regulations, in accordance with chapter 54, to implement the provisions of this section. The commissioner shall implement the standards and procedures of the Office of Health Care Access division of the Department of Public Health concerning certificates of need established pursuant to section 19a-643, as appropriate for the purposes of this section, until the time final regulations are adopted in accordance with said chapter 54.

Sec. 184. Section 17b-354 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Department of Social Services shall not accept or approve any requests for additional nursing home beds, except (1) beds restricted to use by patients with acquired immune deficiency syndrome or by patients requiring neurological rehabilitation; (2) beds associated with a continuing care facility, **[**which guarantees life care for its residents**]** as described in section 17b-520, provided such beds are not used in the Medicaid program and the ratio of proposed nursing home beds to the continuing care facility's independent living units is within applicable industry standards. For the purpose of this subsection, beds associated with a continuing care facility are not subject to the certificate of need provisions pursuant to sections 17b-352 and 17b-353; (3) Medicaid certified beds to be relocated from one licensed nursing facility to another licensed nursing facility to meet a priority need identified in the strategic plan developed pursuant to subsection (c) of section 17b-369; and (4) **[**Medicaid beds to be relocated from a licensed facility or facilities to a new licensed facility, provided at least one currently licensed facility is closed in the

transaction, and the new facility bed total is not less than ten per cent lower than the total number of beds relocated. The**]** licensed Medicaid nursing facility beds to be relocated from one or more existing nursing facilities to a new nursing facility, provided (A) no new Medicaid certified beds are added, (B) at least one currently licensed facility is closed in the transaction as a result of the relocation, (C) the relocation is done within available appropriations, (D) the facility participates in the Money Follows the Person demonstration project pursuant to section 17b-369, (E) the availability of beds in the area of need will not be adversely affected, (F) the certificate of need approval for such new facility or facility relocation and the associated capital expenditures are obtained pursuant to sections 17b-352 and 17b-353, and (G) the facilities included in the bed relocation and closure shall be in accordance with the strategic plan developed pursuant to subsection (c) of section 17b-369. **[**, provided (A) the availability of beds in an area of need will not be adversely affected; and (B) no such relocation shall result in an increase in state expenditures.

(b) For the purposes of subsection (a) of this section, "a continuing care facility which guarantees life care for its residents" means: (1) A facility which does not participate in the Medicaid program; (2) a facility which establishes its financial stability by submitting to the commissioner documentation which (A) demonstrates in financial statements compiled by certified public accountants that the facility and its direct or indirect owners have (i) on the date of the certificate of need application and for five years preceding such date, net assets or reserves equal to or greater than the projected operating revenues for the facility in its first two years of operation or (ii) assets or other indications of financial stability determined by the commissioner to be sufficient to provide for the financial stability of the facility based on its proposed financial structure and operations, (B) demonstrates in financial statements compiled by certified public accountants that the facility, on the date of the certificate of need application, has a

projected debt coverage ratio at ninety-five per cent occupancy of at least one and twenty-five one-hundredths, (C) details the financial operation and projected cash flow of the facility on the date of the certificate of need application, to be updated every five years thereafter, and demonstrates that fees payable by residents and the assets, income and insurance coverage of residents, in combination with other sources of facility funding, are sufficient to provide for the expenses of life care services for the life of the residents to be made available within a continuum of care which shall include the provision of health services in the independent living units, and (D) provides that any transfer of ownership of the facility to take place within a five-year period from the date of approval of its certificate of need shall be subject to the approval of the Commissioner of Social Services in accordance with the provisions of section 17b-355; (3) a facility which establishes to the satisfaction of the commissioner that it can provide for the expenses of the continuum of care to be made available to residents by complying with the provisions of chapter 319f and demonstrating sufficient assets, income, financial reserves or long-term care insurance to provide for such expenses and maintain financially viable operation of the facility for a thirty-year period based on generally accepted accounting practices and actuarial principles, which demonstration (A) may include making available to prospective residents long-term care insurance policies which are substantially equivalent in value and coverage to policies precertified pursuant to section 38a-475, (B) shall include establishing eligibility criteria and screening each resident prior to admission and annually thereafter to ensure that his assets, income and insurance coverage are sufficient in combination with other sources of facility funding to cover such expenses, (C) shall include entering into contracts with residents concerning monthly or other periodic fees payable by residents for services provided, and (D) allowing residents whose expenses are not covered by insurance to pledge or transfer income, assets or proceeds from the sale of assets in amounts sufficient to cover such expenses; (4)

a facility which demonstrates it will establish a contingency fund, prior to becoming operational, in an initial amount of five hundred thousand dollars which shall be increased in equal annual increments to at least one million dollars by the start of the facility's sixth year of operation and which shall be replenished within twelve months of any expenditure, provided the amount to be replenished shall not exceed two hundred fifty thousand dollars annually until one million dollars is reached, to provide for the expenses of the continuum of care to be made available to residents which may not be covered by residents' assets, income or insurance, provided the commissioner may approve the establishment of a contingency fund in a lesser amount upon the application of a facility for which a lesser amount is appropriate based on the size of the facility; and (5) a facility which is operated by management with demonstrated experience and ability in the operation of similar facilities. Notwithstanding the provisions of this subsection, a facility may be deemed a continuing care facility which guarantees life care for its residents if (A) the facility meets the criteria set forth in subdivisions (2) to (5), inclusive, of this subsection, was Medicaid certified prior to October 1, 1993, and has been deemed qualified to enter into a continuing care contract under chapter 319hh for at least two consecutive years prior to filing its certificate of need application under this section, provided (i) no additional bed approved pursuant to this section shall be Medicaid certified; (ii) no patient in such a bed shall be involuntarily transferred to another bed due to his eligibility for Medicaid and (iii) the facility shall pay the cost of care for a patient in such a bed who is Medicaid eligible and does not wish to be transferred to another bed or (B) the facility is operated exclusively by and for a religious order which is committed to the care and well-being of its members for the duration of their lives and whose members are bound thereto by the profession of permanent vows. On and after July 1, 1997, the Department of Social Services shall give priority to a request for modification of a certificate of need from a continuing care facility which guarantees life care for its residents

pursuant to the provisions of this subsection.]

[(c)] (b) For the purposes of this section and sections 17b-352 and 17b-353, construction shall be deemed to have begun if the following have occurred and the department has been so notified in writing within the thirty days prior to the date by which construction is to begin: (1) All necessary town, state and federal approvals required to begin construction have been obtained, including all zoning and wetlands approvals; (2) all necessary town and state permits required to begin construction or site work have been obtained; (3) financing approval, as defined in subsection [(d)] (c) of this section, has been obtained; and (4) construction of a structure approved in the certificate of need has begun. For the purposes of this subsection, commencement of construction of a structure shall include, at a minimum, completion of a foundation. Notwithstanding the provisions of this subsection, upon receipt of an application filed at least thirty days prior to the date by which construction is to begin, the commissioner may deem construction to have begun if: (A) An owner of a certificate of need has fully complied with the provisions of subdivisions (1), (2) and (3) of this subsection; (B) such owner submits clear and convincing evidence that he has complied with the provisions of this subsection sufficiently to demonstrate a high probability that construction shall be completed in time to obtain licensure by the Department of Public Health on or before the date required pursuant to subsection (a) of this section; (C) construction of a structure cannot begin due to unforeseeable circumstances beyond the control of the owner; and (D) at least ten per cent of the approved total capital expenditure or two hundred fifty thousand dollars, whichever is greater, has been expended.

[(d)] (c) For the purposes of subsection [(c)] (b) of this section, subject to the provisions of subsection [(e)] (d) of this section, financing shall be deemed to have been obtained if the owner of the certificate of need receives a commitment letter from a lender indicating an

affirmative interest in financing the project subject to reasonable and customary conditions, including a final commitment from the lender's loan committee or other entity responsible for approving loans. If a lender which has issued a commitment letter subsequently refuses to finance the project, the owner shall notify the department in writing within five business days of the receipt of the refusal. The owner shall, if so requested by the department, provide the commissioner with copies of all communications between the owner and the lender concerning the request for financing. The owner shall have one further opportunity to obtain financing which shall be demonstrated by submitting another commitment letter from a lender to the department within thirty days of the owner's receipt of the refusal from the first lender.

[(e) On and after March 1, 1993, financing**]** (d) Financing shall be deemed to have been obtained for the purposes of this section and sections 17b-352 and 17b-353 if the owner of the certificate of need has (1) received a final commitment for financing in writing from a lender or (2) provided evidence to the department that the owner has sufficient funds available to construct the project without financing.

[(f) Any decision of the Office of Health Care Access issued prior to July 1, 1993, as to whether construction has begun or financing has been obtained for nursing home beds approved by the office prior to said date shall be deemed to be a decision of the Commissioner of Social Services for the purposes of this section and sections 17b-352 and 17b-353.**]**

[(g)**]** (e) (1) A continuing care facility, **[**which guarantees life care for its residents, as defined in subsection (b) of this**]** as described in section 17b-520, (A) shall arrange for a medical assessment to be conducted by an independent physician or an access agency approved by the Office of Policy and Management and the Department of Social Services as meeting the requirements for such agency as defined by regulations

adopted pursuant to subsection (e) of section 17b-342, prior to the admission of any resident to the nursing facility and shall document such assessment in the resident's medical file and (B) may transfer or discharge a resident who has intentionally transferred assets in a sum which will render the resident unable to pay the cost of nursing facility care in accordance with the contract between the resident and the facility.

(2) A continuing care facility, [which guarantees life care for its residents, as defined in subsection (b) of this] as described in section 17b-520, may, for the seven-year period immediately subsequent to becoming operational, accept nonresidents directly as nursing facility patients on a contractual basis provided any such contract shall include, but not be limited to, requiring the facility (A) to document that placement of the patient in such facility is medically appropriate; (B) to apply to a potential nonresident patient the financial eligibility criteria applied to a potential resident of the facility; [pursuant to said subsection (b);] and (C) to at least annually screen each nonresident patient to ensure the maintenance of assets, income and insurance sufficient to cover the cost of at least forty-two months of nursing facility care. A facility may transfer or discharge a nonresident patient upon the patient exhausting assets sufficient to pay the costs of his care or upon the facility determining the patient has intentionally transferred assets in a sum which will render the patient unable to pay the costs of a total of forty-two months of nursing facility care from the date of initial admission to the nursing facility. Any such transfer or discharge shall be conducted in accordance with section 19a-535. The commissioner may grant one or more three-year extensions of the period during which a facility may accept nonresident patients, provided the facility is in compliance with the provisions of this section.

[(h) Notwithstanding the provisions of subsection (a) of this section,

if an owner of an approved certificate of need for additional nursing home beds has notified the Office of Health Care Access or the Department of Social Services on or before September 30, 1993, of his intention to utilize such beds for a continuing care facility which guarantees life care for its residents in accordance with subsection (b) of this section and has filed documentation with the Department of Social Services on or before September 30, 1994, demonstrating the requirements of said subsection (b) have been met, the certificate of need shall not expire.

(i) The Commissioner of Social Services may waive or modify any requirement of this section, except subdivision (1) of subsection (b) which prohibits participation in the Medicaid program, to enable an established continuing care facility registered pursuant to chapter 319hh prior to September 1, 1991, to add nursing home beds provided the continuing care facility agrees to no longer admit nonresidents into any of the facility's nursing home beds except for spouses of residents of such facility and provided the addition of nursing home beds will not have an adverse impact on the facility's financial stability, as defined in subsection (b) of this section, and are located within a structure constructed and licensed prior to July 1, 1992.**]**

[(j)**]** (f) The Commissioner of Social Services **[**shall**]** may adopt regulations, in accordance with chapter 54, to implement the provisions of this section. The commissioner shall implement the standards and procedures of the Office of Health Care Access division of the Department of Public Health concerning certificates of need established pursuant to section 19a-643, as appropriate for the purposes of this section, until the time final regulations are adopted in accordance with said chapter 54.

Sec. 185. Subsection (a) of section 17b-84 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Upon the death of any beneficiary under the state supplement or the temporary family assistance program, the Commissioner of Social Services shall order the payment of a sum not to exceed one thousand two hundred dollars as an allowance toward the funeral and burial expenses of such decedent. The payment for funeral and burial expenses shall be reduced by (1) the amount in any revocable or irrevocable funeral fund, (2) any prepaid funeral contract, (3) the face value of any life insurance policy owned by the decedent that names a funeral home, cemetery or crematory as a beneficiary, (4) the net value of all liquid assets in the decedent's estate, and (5) contributions in excess of three thousand four hundred dollars toward such funeral and burial expenses from all other sources, including friends, relatives and all other persons, organizations, agencies, veterans' programs and other benefit programs. Notwithstanding the provisions of section 17b-90, whenever payment for funeral, burial or cremation expenses is reduced due to liquid assets in the decedent's estate, the commissioner may disclose information concerning such liquid assets to the funeral director, cemetery or crematory providing funeral, burial or cremation services for the decedent.

Sec. 186. Subsection (a) of section 17b-131 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) When a person in any town, or sent from such town to any licensed institution or state humane institution, dies or is found dead therein and does not leave sufficient estate and has no legally liable relative able to pay the cost of a proper funeral and burial, or upon the death of any beneficiary under the state-administered general assistance program, the Commissioner of Social Services shall give to such person a proper funeral and burial, and shall pay a sum not exceeding one thousand two hundred dollars as an allowance toward the funeral expenses of such decedent. Said sum shall be paid, upon

submission of a proper bill, to the funeral director, cemetery or crematory, as the case may be. Such payment for funeral and burial expenses shall be reduced by (1) the amount in any revocable or irrevocable funeral fund, (2) any prepaid funeral contract, (3) the face value of any life insurance policy owned by the decedent that names a funeral home, cemetery or crematory as a beneficiary, (4) the net value of all liquid assets in the decedent's estate, and (5) contributions in excess of three thousand four hundred dollars toward such funeral and burial expenses from all other sources including friends, relatives and all other persons, organizations, agencies, veterans' programs and other benefit programs. Notwithstanding the provisions of section 17b-90, whenever payment for funeral, burial or cremation expenses is reduced due to liquid assets in the decedent's estate, the commissioner may disclose information concerning such liquid assets to the funeral director, cemetery or crematory providing funeral, burial or cremation services for the decedent.

Sec. 187. Subsection (c) of section 19a-14 of the general statutes, as amended by section 7 of public act 17-66, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(c) No board shall exist for the following professions that are licensed or otherwise regulated by the Department of Public Health:

(1) Speech and language pathologist and audiologist;

(2) Hearing instrument specialist;

(3) Nursing home administrator;

(4) Sanitarian;

(5) Subsurface sewage system installer or cleaner;

(6) Marital and family therapist;

(7) Nurse-midwife;

(8) Licensed clinical social worker;

(9) Respiratory care practitioner;

(10) Asbestos contractor, asbestos consultant and asbestos training provider;

(11) Massage therapist;

(12) Registered nurse's aide;

(13) Radiographer;

(14) Dental hygienist;

(15) Dietitian-Nutritionist;

(16) Asbestos abatement worker;

(17) Asbestos abatement site supervisor;

(18) Licensed or certified alcohol and drug counselor;

(19) Professional counselor;

(20) Acupuncturist;

(21) Occupational therapist and occupational therapist assistant;

(22) Lead abatement contractor, lead consultant contractor, lead consultant, lead abatement supervisor, lead abatement worker, lead training provider, lead inspector, lead inspector risk assessor and lead planner-project designer;

(23) Emergency medical technician, advanced emergency medical technician, emergency medical responder and emergency medical

services instructor;

(24) Paramedic;

(25) Athletic trainer;

(26) Perfusionist;

(27) Master social worker subject to the provisions of section 20-195v;

(28) Radiologist assistant, subject to the provisions of section 20-74tt;

(29) Homeopathic physician;

(30) Certified water treatment plant operator, certified distribution system operator, certified small water system operator, certified backflow prevention device tester and certified cross connection survey inspector, including certified limited operators, certified conditional operators and certified operators in training;

(31) Tattoo technician; **[**and**]**

(32) Genetic counselor; and

(33) Behavior analyst.

The department shall assume all powers and duties normally vested with a board in administering regulatory jurisdiction over such professions. The uniform provisions of this chapter and chapters 368v, 369 to 381a, inclusive, 383 to 388, inclusive, 393a, 395, 398, 399, 400a and 400c, including, but not limited to, standards for entry and renewal; grounds for professional discipline; receiving and processing complaints; and disciplinary sanctions, shall apply, except as otherwise provided by law, to the professions listed in this subsection.

Sec. 188. Section 20-185i of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective July 1, 2018*):

(a) As used in this section and sections 10-76ii, 10-145t, 19a-14 and 20-413 and sections 189 to 195, inclusive, of this act:

(1) "Behavior Analyst Certification Board" means the nonprofit corporation established to meet the professional credentialing needs of behavior analysts, governments and consumers of behavior analysis services and accredited by the National Council for Certifying Agencies in Washington, D.C., or any successor national accreditation organization;

[(2) "Board certified behavior analyst (BCBA)" means a person who has been certified as a behavior analyst by the Behavior Analyst Certification Board; and

(3) "Board certified assistant behavior analyst (BCABA)"**]**

(2) "Behavior analysis" means the design, implementation and evaluation of environmental modifications, using behavior stimuli and consequences, including the use of direct observation, measurement and functional analysis of the relationship between the environment and behavior, to produce socially significant improvement in human behavior, but does not include: (A) Psychological testing, (B) neuropsychology, (C) cognitive therapy, (D) sex therapy, (E) psychoanalysis, (F) hypnotherapy, (G) cognitive behavioral therapy, (H) psychotherapy, or (I) long-term counseling as treatment modalities;

(3) "Behavior analyst" means a person who is licensed to practice behavior analysis under the provisions of section 190 or 191 of this act; and

(4) "Assistant behavior analyst" means a person who has been certified as an assistant behavior analyst by the Behavior Analyst

Certification Board to assist in the practice of behavior analysis under the supervision of a behavior analyst.

(b) No person, unless certified by the Behavior Analyst Certification Board as a **[**board certified behavior analyst or a**]** board certified assistant behavior analyst, shall use in connection with his or her name or place of business: (1) The words **[**"board certified behavior analyst", "certified behavior analyst",**]** "board certified assistant behavior analyst" or "certified assistant behavior analyst", (2) the letters **[**, "BCBA" or**]** "BCABA", or (3) any words, letters, abbreviations or insignia indicating or implying that he or she is a **[**board certified behavior analyst or**]** board certified assistant behavior analyst or in any way, orally, in writing, in print or by sign, directly or by implication, represent himself or herself as a **[**board certified behavior analyst or**]** board certified assistant behavior analyst. Any person who violates the provisions of this section shall be guilty of a class D felony. For the purposes of this section, each instance of contact or consultation with an individual which is in violation of any provision of this section shall constitute a separate offense.

Sec. 189. (NEW) (*Effective July 1, 2018*) (a) No person may practice behavior analysis unless licensed pursuant to section 153 or 154 of this act.

(b) No person may use the title "behavior analyst" or make use of any title, words, letters or abbreviations that may reasonably be confused with licensure as a behavior analyst unless such person is licensed pursuant to section 190 or 191 of this act.

(c) The provisions of this section shall not apply to a person who (1) provides behavior analysis or assists in the practice of behavior analysis while acting within the scope of practice of the person's license or certification and training, provided the person does not hold himself or herself out to the public as a behavior analyst, (2) is a

student enrolled in a behavior analysis educational program accredited by the Behavior Analyst Certification Board, or a graduate education program in which behavior analysis is an integral part of the student's course of study and such student is performing such behavior analysis or assisting in behavior analysis under the direct supervision of a behavior analyst, (3) is an instructor in a course approved by the Behavior Analyst Certification Board, (4) is an assistant behavior analyst working under the supervision of a behavior analyst in accordance with the standards established by the Behavior Analyst Certification Board, (5) implements an intervention based on behavior analysis under the supervision of a behavior analyst, or (6) is a family member, guardian or caretaker implementing a behavior analysis treatment plan under the direction of a behavior analyst.

Sec. 190. (NEW) (*Effective July 1, 2018*) (a) The Commissioner of Public Health shall grant a license as a behavior analyst to any applicant who furnishes evidence satisfactory to the commissioner that such applicant is certified as a behavior analyst by the Behavior Analyst Certification Board. The commissioner shall develop and provide application forms. The application fee shall be three hundred fifty dollars.

(b) A license issued under this section may be renewed annually. The license shall be renewed in accordance with the provisions of section 19a-88 of the general statutes, for a fee of one hundred seventy-five dollars. Each behavior analyst applying for license renewal shall furnish evidence satisfactory to the commissioner of having current certification with the Behavior Analyst Certification Board.

Sec. 191. (NEW) (*Effective July 1, 2018*) A person, who is not eligible for licensure under section 190 of this act, may apply for licensure by endorsement as a behavior analyst. Such applicant shall present evidence satisfactory to the commissioner that the applicant is licensed or certified as a behavior analyst, or as a person entitled to perform

similar services under a different designation, in another state or jurisdiction that has requirements for practicing in such capacity that are substantially similar to, or higher than, those of this state and that there are no disciplinary actions or unresolved complaints pending.

Sec. 192. Subdivision (1) of subsection (e) of section 19a-88 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(e) (1) Each person holding a license or certificate issued under section 190 or 191 of this act, section 19a-514, 20-65k, 20-74s, 20-195cc or 20-206*ll* and chapters 370 to 373, inclusive, 375, 378 to 381a, inclusive, 383 to 383c, inclusive, 384, 384a, 384b, 384d, 385, 393a, 395, 399 or 400a and section 20-206n or 20-206o shall, annually, during the month of such person's birth, apply for renewal of such license or certificate to the Department of Public Health, giving such person's name in full, such person's residence and business address and such other information as the department requests.

Sec. 193. (NEW) (*Effective July 1, 2018*) The Commissioner of Public Health may take any disciplinary action set forth in section 19a-17 of the general statutes against a behavior analyst for any of the following reasons: (1) Failure to conform to the accepted standards of the profession; (2) conviction of a felony; (3) fraud or deceit in obtaining or seeking reinstatement of a license to practice behavior analysis; (4) fraud or deceit in the practice of behavior analysis; (5) negligent, incompetent or wrongful conduct in professional activities; (6) physical, mental or emotional illness or disorder resulting in an inability to conform to the accepted standards of the profession; (7) alcohol or substance abuse; or (8) wilful falsification of entries in any hospital, patient or other record pertaining to behavior analysis. The commissioner may order a license holder to submit to a reasonable physical or mental examination if his or her physical or mental capacity to practice safely is the subject of an investigation. The

commissioner may petition the superior court for the judicial district of Hartford to enforce such order or any action taken pursuant to section 19a-17 of the general statutes. The commissioner shall give notice and an opportunity to be heard on any contemplated action under section 19a-17 of the general statutes.

Sec. 194. Subdivision (6) of section 20-413 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(6) The provision of applied behavior analysis services by a **[**board certified**]** licensed behavior analyst or a board certified assistant behavior analyst, as such terms are defined in section 20-185i, in accordance with section 10-76ii.

Sec. 195. Section 10-76ii of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

[(a)**]** On and after July 1, 2012, a local or regional board of education that is responsible for providing special education and related services to a child, pursuant to section 10-76a, shall provide applied behavior analysis services to any such child with autism spectrum disorder if the individualized education program or plan pursuant to Section 504 of the Rehabilitation Act of 1973 requires such services. **[**(1) Such services shall be provided by a person who is, subject to the provisions of subsection (b) of this section, (A) licensed by the Department of Public Health or certified by the Department of Education and such services are within the scope of practice of such license or certificate, or (B) certified by the Behavior Analyst Certification Board as a behavior analyst or assistant behavior analyst, provided such assistant behavior analyst is working under the supervision of a certified behavior analyst. (2) A teacher or paraprofessional may implement the individualized education program or plan pursuant to Section 504 of the Rehabilitation Act of 1973 providing for such applied behavior

analysis services, provided such teacher or paraprofessional is under the supervision of a person described in subdivision (1) of this subsection. For purposes of this section, "applied behavior analysis" means the design, implementation and evaluation of environmental modifications, using behavioral stimuli and consequences, including the use of direct observation, measurement and functional analysis of the relationship between the environment and behavior, to produce socially significant improvement in human behavior.

(b) If the Commissioner of Education determines that there are insufficient certified or licensed personnel available to provide applied behavior analysis services in accordance with the provisions of subsection (a) of this section, the commissioner may authorize the provision of such services by persons who: (1) Hold a bachelor's degree in a related field; (2) have completed (A) a minimum of nine credit hours of coursework from a course sequence approved by the Behavior Analyst Certification Board, or (B) coursework that meets the eligibility requirement to sit for the board certified behavior analyst examination; and (3) are supervised by a board certified behavior analyst.

(c)**]** Nothing in this section shall be construed to require the inclusion of applied behavior analysis services in an individualized education program or plan pursuant to Section 504 of the Rehabilitation Act of 1973.

Sec. 196. Subsection (a) of section 10-145t of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(a) For purposes of this section, "school support staff" means any person employed by a local or regional board of education as a **[**board certified**]** behavior analyst or **[**board certified**]** assistant behavior analyst, as such terms are defined in section 20-185i athletic coach, as

defined in section 10-149d, or school paraprofessional.

Sec. 197. Subsections (a) to (c), inclusive, of section 38a-488b of the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(a) As used in this section:

(1) "Applied behavior analysis" means the design, implementation and evaluation of environmental modifications, using behavioral stimuli and consequences, including the use of direct observation, measurement and functional analysis of the relationship between environment and behavior, to produce socially significant improvement in human behavior.

(2) "Autism spectrum disorder services provider" means any person, entity or group that provides treatment for an autism spectrum disorder pursuant to this section.

(3) "Autism spectrum disorder" means "autism spectrum disorder" as set forth in the most recent edition of the American Psychiatric Association's "Diagnostic and Statistical Manual of Mental Disorders".

(4) "Behavioral therapy" means any interactive behavioral therapies derived from evidence-based research and consistent with the services and interventions designated by the Commissioner of Social Services pursuant to subsection (l) of section 17a-215c, including, but not limited to, applied behavior analysis, cognitive behavioral therapy, or other therapies supported by empirical evidence of the effective treatment of individuals diagnosed with autism spectrum disorder, that are: (A) Provided to children less than twenty-one years of age; and (B) provided or supervised by (i) a licensed behavior analyst, **[**who is certified by the Behavior Analyst Certification Board,**]** (ii) a licensed physician, or (iii) a licensed psychologist. For the purposes of this subdivision, behavioral therapy is "supervised by" such licensed

behavior analyst, licensed physician or licensed psychologist when such supervision entails at least one hour of face-to-face supervision of the autism spectrum disorder services provider by such licensed behavior analyst, licensed physician or licensed psychologist for each ten hours of behavioral therapy provided by the supervised provider.

(5) "Diagnosis" means the medically necessary assessment, evaluation or testing performed by a licensed physician, licensed psychologist or licensed clinical social worker to determine if an individual has autism spectrum disorder.

(b) Each individual health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 that is delivered, issued for delivery, renewed, amended or continued in this state shall provide coverage for the diagnosis and treatment of autism spectrum disorder. For the purposes of this section and section 38a-482a, autism spectrum disorder shall be considered an illness.

(c) Such policy shall provide coverage for the following treatments, provided such treatments are (1) medically necessary, and (2) identified and ordered by a licensed physician, licensed psychologist or licensed clinical social worker for an insured who is diagnosed with autism spectrum disorder, in accordance with a treatment plan developed by a licensed behavior analyst, **[**who is certified by the Behavior Analyst Certification Board,**]** licensed physician, licensed psychologist or licensed clinical social worker, pursuant to a comprehensive evaluation or reevaluation of the insured:

(A) Behavioral therapy;

(B) Prescription drugs, to the extent prescription drugs are a covered benefit for other diseases and conditions under such policy, prescribed by a licensed physician, a licensed physician assistant or an

advanced practice registered nurse for the treatment of symptoms and comorbidities of autism spectrum disorder;

(C) Direct psychiatric or consultative services provided by a licensed psychiatrist;

(D) Direct psychological or consultative services provided by a licensed psychologist;

(E) Physical therapy provided by a licensed physical therapist;

(F) Speech and language pathology services provided by a licensed speech and language pathologist; and

(G) Occupational therapy provided by a licensed occupational therapist.

Sec. 198. Subsections (a) to (c), inclusive, of section 38a-514b of the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2018*):

(a) As used in this section:

(1) "Applied behavior analysis" means the design, implementation and evaluation of environmental modifications, using behavioral stimuli and consequences, including the use of direct observation, measurement and functional analysis of the relationship between environment and behavior, to produce socially significant improvement in human behavior.

(2) "Autism spectrum disorder services provider" means any person, entity or group that provides treatment for autism spectrum disorder pursuant to this section.

(3) "Autism spectrum disorder" means "autism spectrum disorder" as set forth in the most recent edition of the American Psychiatric

Association's "Diagnostic and Statistical Manual of Mental Disorders".

(4) "Behavioral therapy" means any interactive behavioral therapies derived from evidence-based research and consistent with the services and interventions designated by the Commissioner of Social Services pursuant to subsection (l) of section 17a-215c, including, but not limited to, applied behavior analysis, cognitive behavioral therapy, or other therapies supported by empirical evidence of the effective treatment of individuals diagnosed with autism spectrum disorder, that are: (A) Provided to children less than twenty-one years of age; and (B) provided or supervised by (i) a licensed behavior analyst, **[**who is certified by the Behavior Analyst Certification Board,**]** (ii) a licensed physician, or (iii) a licensed psychologist. For the purposes of this subdivision, behavioral therapy is "supervised by" such licensed behavior analyst, licensed physician or licensed psychologist when such supervision entails at least one hour of face-to-face supervision of the autism spectrum disorder services provider by such licensed behavior analyst, licensed physician or licensed psychologist for each ten hours of behavioral therapy provided by the supervised provider.

(5) "Diagnosis" means the medically necessary assessment, evaluation or testing performed by a licensed physician, licensed psychologist or licensed clinical social worker to determine if an individual has autism spectrum disorder.

(b) Each group health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 that is delivered, issued for delivery, renewed, amended or continued in this state shall provide coverage for the diagnosis and treatment of autism spectrum disorder. For the purposes of this section and section 38a-513c, autism spectrum disorder shall be considered an illness.

(c) Such policy shall provide coverage for the following treatments,

provided such treatments are (1) medically necessary, and (2) identified and ordered by a licensed physician, licensed psychologist or licensed clinical social worker for an insured who is diagnosed with autism spectrum disorder, in accordance with a treatment plan developed by a licensed behavior analyst, **[**who is certified by the Behavior Analyst Certification Board,**]** licensed physician, licensed psychologist or licensed clinical social worker, pursuant to a comprehensive evaluation or reevaluation of the insured:

(A) Behavioral therapy;

(B) Prescription drugs, to the extent prescription drugs are a covered benefit for other diseases and conditions under such policy, prescribed by a licensed physician, a licensed physician assistant or an advanced practice registered nurse for the treatment of symptoms and comorbidities of autism spectrum disorder;

(C) Direct psychiatric or consultative services provided by a licensed psychiatrist;

(D) Direct psychological or consultative services provided by a licensed psychologist;

(E) Physical therapy provided by a licensed physical therapist;

(F) Speech and language pathology services provided by a licensed speech and language pathologist; and

(G) Occupational therapy provided by a licensed occupational therapist.

Sec. 199. (*Effective July 1, 2018*) There is established an account to be known as the "behavior analyst licensing fee expense account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain moneys collected from licensure fees for behavior

analysts, as defined in section 20-185i of the general statutes, sufficient to cover costs of any staff and equipment necessary to collect such fees as determined by the Commissioner of Public Health. Moneys in the account shall be expended by the Department of Public Health for the purposes of funding such staff and equipment.

Sec. 200. Section 17b-491b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The maximum allowable cost paid for **[**Factor VIII pharmaceuticals**]** antihemophilic Factor VII, VIII, IX and X products under the Medicaid program shall be the actual acquisition cost as reflected on the manufacturer's invoice plus eight per cent plus the professional dispensing fee established for covered outpatient drugs. **[**The Commissioner of Social Services may designate specific suppliers of Factor VIII pharmaceuticals from which a dispensing pharmacy shall order the prescription to be delivered to the pharmacy and billed by the supplier to the Department of Social Services. If the commissioner so designates specific suppliers of Factor VIII pharmaceuticals, the department shall pay the dispensing pharmacy a handling fee equal to eight per cent of the actual acquisition cost for such prescription.**]**

Sec. 201. (NEW) (*Effective from passage*) (a) The Commissioner of Social Services shall not impose a cost-sharing requirement for the purchase of prescription drugs on the preferred drug list pursuant to section 17b-274d of the general statutes on a parent or needy caretaker relative otherwise eligible for Medicaid pursuant to section 17b-261 of the general statutes. If the commissioner determines a cost-sharing requirement for nonpreferred drugs or other Medicaid services provided to such parent or needy caretaker relative is necessary, the commissioner shall, thirty days before imposing such requirement, notify (1) the joint standing committee of the General Assembly having cognizance of matters relating to human services, and (2) such parent or needy caretaker relative. The commissioner shall notify such parent

or needy caretaker relative that he or she shall not be denied Medicaid service for inability to meet such cost-sharing requirement.

(b) The commissioner shall not impose cost sharing for nonpreferred prescription drugs if a physician certifies that the nonpreferred drug is medically necessary.

(c) If the commissioner imposes a cost-sharing requirement on a parent or needy caretaker relative otherwise eligible for Medicaid pursuant to section 17b-261 of the general statutes, the commissioner shall submit a quarterly report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to human services on: (1) Any decrease in the number of visits to Medicaid providers by such parent or needy caretaker relative compared to the same time period before the cost-sharing requirement was imposed, and (2) any difference in the average number of visits to Medicaid providers made by such parent or needy caretaker relative compared to other Medicaid recipients of comparable health not subject to a cost-sharing requirement.

Sec. 202. Subsection (b) of section 38a-488a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(b) Each individual health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 delivered, issued for delivery, renewed, amended or continued in this state shall provide benefits for the diagnosis and treatment of mental or nervous conditions. Benefits payable include, but need not be limited to:

(1) General inpatient hospitalization, including in state-operated facilities;

(2) Medically necessary acute treatment services and medically necessary clinical stabilization services;

(3) General hospital outpatient services, including at state-operated facilities;

(4) Psychiatric inpatient hospitalization, including in state-operated facilities;

(5) Psychiatric outpatient hospital services, including at state-operated facilities;

(6) Intensive outpatient services, including at state-operated facilities;

(7) Partial hospitalization, including at state-operated facilities;

[(8) Evidence-based maternal, infant and early childhood home visitation services, as described in Section 2951 of the Patient Protection and Affordable Care Act, P.L. 111-148, as amended from time to time, that are designed to improve health outcomes for pregnant women, postpartum mothers and newborns and children, including, but not limited to, for maternal substance use disorders or depression and relationship-focused interventions for children with mental or nervous conditions or substance use disorders;**]**

[(9)**]** (8) Intensive, home-based services designed to address specific mental or nervous conditions in a child;

[(10)**]** (9) Evidence-based family-focused therapy that specializes in the treatment of juvenile substance use disorders;

[(11)**]** (10) Short-term family therapy intervention;

[(12)**]** (11) Nonhospital inpatient detoxification;

[(13)**]** (12) Medically monitored detoxification;

[(14)**]** (13) Ambulatory detoxification;

[(15)**]** (14) Inpatient services at psychiatric residential treatment facilities;

[(16)**]** (15) Rehabilitation services provided in residential treatment facilities, general hospitals, psychiatric hospitals or psychiatric facilities;

[(17)**]** (16) Observation beds in acute hospital settings;

[(18)**]** (17) Psychological and neuropsychological testing conducted by an appropriately licensed health care provider;

[(19)**]** (18) Trauma screening conducted by a licensed behavioral health professional;

[(20)**]** (19) Depression screening, including maternal depression screening, conducted by a licensed behavioral health professional; and

[(21)**]** (20) Substance use screening conducted by a licensed behavioral health professional. **[**;**]**

[(22) Intensive, family-based and community-based treatment programs that focus on addressing environmental systems that impact chronic and violent juvenile offenders;

(23) Other home-based therapeutic interventions for children;

(24) Chemical maintenance treatment, as defined in section 19a-495-570 of the regulations of Connecticut state agencies; and

(25) Extended day treatment programs, as described in section 17a-22.**]**

Sec. 203. Subsection (b) of section 38a-514 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(b) Except as provided in subsection (j) of this section, each group health insurance policy providing coverage of the type specified in subdivisions (1), (2), (4), (11) and (12) of section 38a-469 delivered, issued for delivery, renewed, amended or continued in this state shall provide benefits for the diagnosis and treatment of mental or nervous conditions. Benefits payable include, but need not be limited to:

(1) General inpatient hospitalization, including in state-operated facilities;

(2) Medically necessary acute treatment services and medically necessary clinical stabilization services;

(3) General hospital outpatient services, including at state-operated facilities;

(4) Psychiatric inpatient hospitalization, including in state-operated facilities;

(5) Psychiatric outpatient hospital services, including at state-operated facilities;

(6) Intensive outpatient services, including at state-operated facilities;

(7) Partial hospitalization, including at state-operated facilities;

[(8) Evidence-based maternal, infant and early childhood home visitation services, as described in Section 2951 of the Patient Protection and Affordable Care Act, P.L. 111-148, as amended from time to time, that are designed to improve health outcomes for pregnant women, postpartum mothers and newborns and children,

including, but not limited to, for maternal substance use disorders or depression and relationship-focused interventions for children with mental or nervous conditions or substance use disorders;]

[(9)] (8) Intensive, home-based services designed to address specific mental or nervous conditions in a child;

[(10)] (9) Evidence-based family-focused therapy that specializes in the treatment of juvenile substance use disorders;

[(11)] (10) Short-term family therapy intervention;

[(12)] (11) Nonhospital inpatient detoxification;

[(13)] (12) Medically monitored detoxification;

[(14)] (13) Ambulatory detoxification;

[(15)] (14) Inpatient services at psychiatric residential treatment facilities;

[(16)] (15) Rehabilitation services provided in residential treatment facilities, general hospitals, psychiatric hospitals or psychiatric facilities;

[(17)] (16) Observation beds in acute hospital settings;

[(18)] (17) Psychological and neuropsychological testing conducted by an appropriately licensed health care provider;

[(19)] (18) Trauma screening conducted by a licensed behavioral health professional;

[(20)] (19) Depression screening, including maternal depression screening, conducted by a licensed behavioral health professional; and

[(21)] (20) Substance use screening conducted by a licensed

behavioral health professional. **[**;**]**

[(22) Intensive, family-based and community-based treatment programs that focus on addressing environmental systems that impact chronic and violent juvenile offenders;

(23) Other home-based therapeutic interventions for children;

(24) Chemical maintenance treatment, as defined in section 19a-495-570 of the regulations of Connecticut state agencies; and

(25) Extended day treatment programs, as described in section 17a-22.**]**

Sec. 204. Section 7-175 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Permits under the provisions of sections 7-170 to 7-186, inclusive, shall be of seven kinds. "Class No. 1" permits shall allow the operation of a raffle which shall be consummated within three months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than fifteen thousand dollars. "Class No. 2" permits shall allow the operation of a raffle which shall be consummated within two months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than two thousand dollars. "Class No. 3" permits shall permit the operation of a bazaar for **[**a period of**]** not more than **[**ten consecutive**]** sixty individual days, **[**excluding legal holidays and holy days on which the bazaar is not functioning. Any bazaar held under the authority of any such permit shall be held**]** within six months of the granting of such permit. "Class No. 4" permits shall allow the operation of a raffle which shall be consummated within one month of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than one hundred dollars. "Class No. 5" permits shall allow the operation of a raffle which shall be consummated within nine months

of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than fifty thousand dollars. "Class No. 6" permits shall allow the operation of a raffle which shall be consummated within one year of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than one hundred thousand dollars. "Class No. 7" permits shall allow the operation of a raffle which shall be consummated within fifteen months of the granting of the permit, shall allow no more than twelve prize drawings on separate dates and the aggregate value of the prize or prizes offered shall be not more than fifty thousand dollars. No more than one "Class No. 1" permit, two "Class No. 3" permits, one "Class No. 4" permit, five "Class No. 5" permits, five "Class No. 6" permits or three "Class No. 2" permits shall be issued to any qualifying organization within any one calendar year. The aggregate value of prizes offered under any of such permits shall represent the amount paid by the applicant for the prize or prizes or the retail value of the same if donated.

Sec. 205. Subdivision (1) of subsection (b) of section 54-64a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) (1) When any arrested person charged with the commission of a class A felony, a class B felony, except a violation of section 53a-86 or 53a-122, a class C felony, except a violation of section 53a-87, 53a-152 or 53a-153, or a class D felony under sections 53a-60 to 53a-60c, inclusive, section 53a-72a, 53a-95, 53a-103, 53a-103a, 53a-114, 53a-136 or 53a-216, or a family violence crime, as defined in section 46b-38a, is presented before the Superior Court, said court shall, in bailable offenses, promptly order the release of such person upon the first of the following conditions of release found sufficient to reasonably ensure the appearance of the arrested person in court and that the safety of any other person will not be endangered: (A) Upon such

person's execution of a written promise to appear without special conditions, (B) upon such person's execution of a written promise to appear with nonfinancial conditions, (C) upon such person's execution of a bond without surety in no greater amount than necessary, (D) upon such person's execution of a bond with surety in no greater amount than necessary, but in no event shall a judge prohibit a bond from being posted by surety. In addition to or in conjunction with any of the conditions enumerated in subparagraphs (A) to (D), inclusive, of this subdivision, the court may, when it has reason to believe that the person is drug-dependent and where necessary, reasonable and appropriate, order the person to submit to a urinalysis drug test and to participate in a program of periodic drug testing and treatment. The results of any such drug test shall not be admissible in any criminal proceeding concerning such person.

Sec. 206. Subsection (g) of section 12-170aa of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(g) On or before July first, annually, each municipality shall submit to the secretary **[**,**]** a claim for the tax reductions approved under this section in relation to the assessment list of October first immediately preceding. On or after December 1, 1987, any municipality **[**which**]** that neglects to transmit to the secretary the claim as required by this section shall forfeit two hundred fifty dollars to the state**,** **[**provided**]** except that the secretary may waive such forfeiture in accordance with procedures and standards established by regulations adopted in accordance with chapter 54. Subject to procedures for review and approval of such data pursuant to section 12-120b, said secretary shall, on or before December fifteenth next following, certify to the Comptroller the amount due each municipality as reimbursement for loss of property tax revenue related to the tax reductions allowed under this section, except that the secretary may reduce the amount

due as reimbursement under this section by up to one hundred per cent for any municipality that is not eligible for a grant under section 32-9s. The Comptroller shall draw an order on the Treasurer on or before the fifth business day following December fifteenth and the Treasurer shall pay the amount due each municipality not later than the thirty-first day of December. Any claimant aggrieved by the results of the secretary's review shall have the rights of appeal as set forth in section 12-120b. The amount of the grant payable to each municipality in any year in accordance with this section shall be reduced proportionately in the event that the total of such grants in such year exceeds the amount appropriated for the purposes of this section with respect to such year.

Sec. 207. Section 8-71 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) In lieu of real property taxes, special benefit assessments and sewerage system use charges otherwise payable to such municipality, except in such municipalities as, by special act or charter, on May 20, 1957, had a sewer use charge, an authority shall pay each year to the municipality in which any of its moderate rental housing projects are located a sum to be determined by the municipality, with the approval of the Commissioner of Housing, not in excess of twelve and one-half per cent of the shelter rent per annum for each occupied dwelling unit in any such housing project; except that the amount of such payment shall not be so limited in any case where funds are made available for such payment by an agency or department of the United States government, but no payment shall exceed the amount of taxes which would be paid on the property were the property not exempt from taxation.

(b) For the period commencing on June 2, 2016, and ending June 30, **[**2018**]** 2019, each municipality that received a grant-in-aid pursuant to section 8-216 in the fiscal year ending June 30, 2015, shall waive any

payment that becomes payable during such period pursuant to subsection (a) of this section, except that no waiver shall be required in any case where funds are made available for such payment by an agency or department of the United States government.

Sec. 208. (*Effective from passage*) The following amounts appropriated in section 1 of this act to the Judicial Department, for Youth Services Prevention, for each of the fiscal years ending June 30, 2018, and June 30, 2019, shall be made available in each of said fiscal years for the following grants:

Agency	Amount
Advocacy Academy Accomplish Education Inc.	$8,000
Archipelago Inc. Project Music	37,500
Arte Inc.	80,000
Artist Collective	10,000
Artist Collective	10,000
Beat the Street Community Center	15,000
BIMEC (Believe in Me Corp)	15,000
Boys & Girls Club of Greater Waterbury	18,333
Boys & Girls Club of Greater Waterbury	18,333
Boys & Girls Club of Southeastern Connecticut	5,000
Boys and Girls Club of Lower Naugatuck Valley	30,000
Boys and Girls Club of Meriden	10,000
Boys and Girls Club of Stamford	37,500
Boys and Girls Club/Chandler Street	30,000
Bregamos Theater	10,000
Bridgeport Caribe Youth Leaders, Inc.	25,000
Bridgeport Caribe Youth League, Inc.	85,000
BSL Education Foundation	20,000
Buddy Jordan Foundation	40,000
C.U.R.E.T.	10,000
C.U.R.E.T.	10,000
Caribe Youth Leaders	55,000
Central CT Coast YMCA/Hamden	40,000
Central CT Coast YMCA/Valley	40,000
CHAMP Community Hands in Action	10,000

Mentoring Program	
Charter Oak Boxing	15,000
Church of the Good Shepard	110,000
Citadel of Love	20,000
City of Meriden/Police Cadets	10,000
Computer Center Pope Park	30,000
Cross Street Training and Academic Center, Inc.	5,000
East Hampton Youth and Family Services	55,000
Ebonyhorse Woman, Inc.	10,000
Ebonyhorse Woman, Inc.	10,000
Family Reentry Organization, Inc./Transition Mentoring Program	10,000
Friends of Pope Park Troop 105	35,000
Garde Arts Center	15,000
Girls, Inc.	10,000
Goodworks, Inc.	10,000
Goodworks, Inc.	10,000
GVI	25,000
Haitian Woman Association - Anacaona Youth Enrichment Program	25,000
Hartford Drill, Drum and Dance Corp.	20,000
Hartford Urban League	7,500
Hartford Urban League	7,500
Headquarters & Church Care of Kanaan Baptist Church	110,000
Heavy Hitters USA	5,000
Higher Heights Youth Empowerment Programs, Inc.	20,000
Hispanic Coalition of Greater Waterbury, Inc.	18,333
Hispanic Coalition of Greater Waterbury, Inc.	18,333
Historically Black College Alumni, Inc.	5,000
Human Resources Agency of New Britain, Inc.	65,000
Kids Kook Association, Inc.	10,000
M.G. LL	45,000
McGivney Center	25,000
Meriden Wallingford Chrysalis	15,000
Meriden YMCA	10,000
Mi Casa	40,000
Middlesex United Way	85,000
Mount Olive Ministries	15,000
New Haven Reads Community Book Bank	50,000

New London Babe Ruth League, Inc.	5,000
New London Football League	15,000
New London Little League, Inc.	10,000
New London NAACP	5,000
New Opportunities of Greater Meriden/Boys to Men Program	12,000
NH Symphony Orchestra	25,000
O.P.M. Afterschool Program	25,000
Oddfellows Playhouse	20,000
OIC	25,000
Orcutt Boys and Girls Club	55,000
Original Works Inc.	10,000
Our Piece of the Pie	10,000
Our Piece of the Pie	10,000
Pathways Sandero Center/Greater New Britain Teen Pregnancy Prevention Inc.	20,000
Patrons of the Trumbull Nature & Arts Center, Inc.	20,000
Police Activity League of Waterbury C/O Waterbury Young Men's Christian Association dba Greater Waterbury YMCA	18,333
Police Activity League of Waterbury C/O Waterbury Young Men's Christian Association dba Greater Waterbury YMCA	18,333
Police Athletic League/ NH PAL	45,000
Project Overcome Inc.	20,000
r' Kids, Inc.	35,000
Riv Memorial Foundation Inc.	18,333
Riv Memorial Foundation Inc.	18,333
Rushford Hospital youth Program	10,000
Safe Futures, Inc.	20,000
Solar Youth	40,000
Sound Community Services, Inc.	10,000
St. Margaret Willow Plaza NRZ, Assoc. Inc.	18,333
St. Margaret Willow Plaza NRZ, Assoc. Inc.	18,333
Stamford YMCA	10,000
Stamford YMCA	40,000
Stratford Police Athletic League	10,000
Sullivan Basketball Academy, Inc.	20,000
Supreme Athletes	15,000

Take A Chance Foundation Inc.	20,000
The Pillar	10,000
The Village Initiative Project, Inc.	25,000
The Walter E. Luckett Jr. Foundation	100,000
Town of Clinton/Partner in Community	55,000
Town of East Hartford: Youth Services/Youth Task Force	55,000
Town of Manchester	55,000
United Mentoring Academy, Inc.	20,000
Upper Albany Collaborative	12,500
Upper Albany Collaborative	12,500
Upper Albany Collaborative	32,500
Upper Albany Collaborative	32,500
VETTS, Inc.	65,000
Village Initiative Project, Inc.	110,000
Walnut Orange Walsh Neighborhood Revitalization Zone Association Inc.	18,333
Walnut Orange Walsh Neighborhood Revitalization Zone Association Inc.	18,333
William E Edwards Academic College Tours, Inc.	15,000
Windsor Collaborative	10,000
Windsor Collaborative	10,000
Windsor Collaborative	5,000
Windsor Collaborative	5,000
With These Hands	70,000
Women & Family Center	10,000
Writer's Block Ink	15,000

Sec. 209. Subsection (b) of section 31-98 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Upon the conclusion of the proceedings, each member of the panel shall receive three hundred twenty-five dollars and a panel member who prepares a written decision shall receive an additional **[**one hundred seventy-five**]** <u>five hundred</u> dollars, or the single member, if sitting in accordance with section 31-93, shall receive three hundred twenty-five dollars, provided if the proceedings extend

beyond one day, each member shall receive one hundred fifty dollars for each additional day beyond the first day, and provided further no proceeding may be extended beyond two days without the prior approval of the Labor Commissioner for each such additional day.

Sec. 210. (*Effective from passage*) Notwithstanding the provisions of sections 47-33d and 47-33h of the general statutes, any reversionary interest under a certain lease from Moses Seymour, Esq., Frederick Wolcott, Esq., Elijah Wadsworth, Moses Seymour, Jr., Roger Skinner, Esq. and Aaron Smith, Esq., as lessors, and Julius Deming, Esq., treasurer, and the inhabitants of the county of Litchfield, as lessee and predecessor in interest to the state of Connecticut, for the parcel of land on which the old Litchfield County Courthouse now stands at 15 West Street, Litchfield, Connecticut, dated March 4, 1803, and recorded January 5, 1819, in Volume 21, Page 358 of the Litchfield land records, the root of title which is a deed from Grove Catlin to said Moses Seymour, Esq., et al, dated and recorded March 5, 1801, in Volume 20, Page 93, and a deed from John Marsh to Moses Seymour, Esq., et al, dated and recorded August 6, 1802, in Volume 20, Page 488, less a small parcel of land conveyed out by Moses Seymour, Esq., et al to David Boardman, et al, dated September 13, 1802, and recorded March 30, 1803, in Volume 22, Page 91, is hereby terminated pursuant to sections 47-33c and 47-33e of the general statutes, unless the holder of such reversionary interest has preserved such interest by recording a notice, deed, probate certificate or other instrument of conveyance describing such interest in the Litchfield land records pursuant to sections 47-33d, 47-33f and 47-33g of the general statutes within the forty-year period ending on the effective date of this section. The reversionary interest described in this section shall be deemed to include the land and improvements, including the Litchfield County Courthouse. The leased parcel of land has an area of approximately 0.31 acres and is identified as Lot 20 in Block 47 on Litchfield Tax Assessor's Map 206.

Sec. 211. (NEW) (*Effective from passage*) Any regional council of governments may establish a revenue sharing agreement with one or more regional council of governments.

Sec. 212. (NEW) (*Effective from passage*) (a) As used in this section:

(1) "Program" means any distinguishable service or group of services within a budgeted agency, as defined in section 4-69 of the general statutes, designed to accomplish a specific public goal and result in specific public benefits.

(2) "Performance-informed budget review" means consideration of information and analysis concerning the programs administered by a budgeted agency, prepared by such agency in accordance with the provisions of subsection (d) of this section, by the Governor and the General Assembly during the development of each biennial budget in accordance with the provisions of subsection (e) of this section. Such review shall involve a results-oriented approach to planning, budgeting and performance measurement for programs that focus on the quality of life results the state desires for its citizens and that identify program performance measures and indicators of the progress the state makes in achieving such results.

(b) For the biennium commencing July 1, 2017, and for each biennial budget thereafter, the General Assembly shall identify one or more budgeted agencies to transmit the information and analysis specified in subsection (d) of this section for purposes of a performance-informed budget review for the next succeeding biennium. The Office of Fiscal Analysis shall provide technical support in the identification of such agencies.

(c) There is established a joint bipartisan subcommittee on performance-informed budgeting consisting of seven members of the joint standing committee of the General Assembly having cognizance

of matters relating to finance and seven members of the joint standing committee of the General Assembly having cognizance of matters relating to appropriations. Not later than February 1, 2018, (1) the chairpersons of the finance committee shall appoint six members of the finance committee to such subcommittee, at least two of whom shall be members of the minority party, and the ranking member of the finance committee shall appoint one member of the finance committee to such subcommittee, and (2) the chairpersons of the appropriations committee shall appoint six members of the appropriations committee to such subcommittee, at least two of whom shall be members of the minority party, and the ranking member of the appropriations committee shall appoint one member of the appropriations committee to such subcommittee. The subcommittee shall be chaired by two chairpersons, each selected from among the subcommittee members. One chairperson shall be selected by the chairpersons of the finance committee and one chairperson shall be selected by the chairpersons of the appropriations committee. The term of such appointments shall terminate on December 31, 2018, regardless of when the initial appointment was made. Members of the subcommittee appointed on or after January 1, 2019, shall serve for two-year terms, which shall commence on the date of appointment. Members shall continue to serve until their successors are appointed, except that the term of any member shall terminate on the date such member ceases to be a member of the General Assembly. Any vacancy shall be filled by the respective appointing authority.

(d) On or before October 1, 2018, and on or before October first of each even-numbered year thereafter, the administrative head of each budgeted agency identified in the biennial budget adopted for the immediately preceding biennium, in accordance with the provisions of subsection (b) of this section, shall transmit to (1) the Secretary of the Office of Policy and Management, (2) the joint standing committee of the General Assembly having cognizance of matters relating to

appropriations, through the Office of Fiscal Analysis, (3) the joint standing committee of the General Assembly having cognizance of matters relating to finance, and (4) the joint standing committee of the General Assembly having cognizance of matters relating to such budgeted agency, utilizing the results-based report format developed by the accountability subcommittee of said appropriations committee, the following information and analysis for each program administered by such agency:

(A) A statement of the statutory basis, or other basis, and the history of the program.

(B) A description of how the program fits within the strategic plan and goals of the agency and an analysis of the quantified objectives of the program.

(C) A description of the program's goals, fiscal and staffing data and the populations served by the program, and the level of funding and staff required to accomplish the goals of the program if different than the actual maintenance level.

(D) Data demonstrating the amount of service provided, the effectiveness of said service provision, and the measurable impact on quality of life results for service recipients.

(E) An analysis of internal and external factors positively and negatively impacting the change in quality of life outcomes over time.

(F) The program's administrative and other overhead costs.

(G) Where applicable, the amount of funds or benefits that actually reach the intended recipients of the program.

(H) Any recommendations for improving the program's performance.

(e) The Governor and General Assembly shall consider the information and analysis transmitted by budgeted agencies pursuant to subsection (d) of this section in developing each biennial budget. A public review of the reports transmitted by such agencies shall be incorporated into the agency budget hearing process conducted by the relevant subcommittees of the joint standing committee of the General Assembly having cognizance of matters relating to appropriations.

Sec. 213. (NEW) (*Effective from passage*) The Commissioner of Social Services, in administering the state medical assistance program, may offset any federal funding reductions for providers or recipients of services described in 42 USC 1396d(a)(4)(C), provided (1) the General Assembly approves such use of state funds in a vote scheduled not later than ninety days following notice of such federal funding reduction by the commissioner, (2) such services are otherwise covered by the medical assistance program, and (3) providers otherwise meet the requirements of the Department of Social Services for participation and enrollment in the medical assistance program.

Sec. 214. (*Effective from passage*) Notwithstanding the provisions of section 4b-53 of the general statutes, the State Bond Commission in allocating the proceeds of state bonds on and after January 1, 2018, until January 1, 2020, for purposes of construction, reconstruction or remodeling of any state building, shall not allocate any percentage of such proceeds for works of art, with respect to any such project commenced on or after January 1, 2018, until January 1, 2020.

Sec. 215. (NEW) (*Effective from passage*) (a) The Comptroller shall determine the amount of labor-management savings realized by the State of Connecticut for each fiscal year ending June 30, 2018, to June 30, 2027, inclusive, pursuant to the operation of the agreement between the state and the State Employees Bargaining Agent Coalition (SEBAC) with all attachments and agreements appended thereto, filed with the General Assembly on July 21, 2017, including any agreement reached

through negotiations between the state and SEBAC concerning wages, hours and other conditions of employment and any other agreement between the state and individual collective bargaining units representing state employees to achieve the labor-management savings specified in the state budget act for the biennium commencing on July 1, 2017, and for adjustments or revisions made to said act for the fiscal year commencing on July 1, 2018, and for each successive state budget act thereafter and any even-numbered year adjustments or revisions made thereto, until and including for the biennium commencing July 1, 2025.

(b) Not later than December 1, 2018, and each December first thereafter, until and including December 1, 2027, the Comptroller shall report the amount of labor-management savings realized for the previous fiscal year pursuant to the operation of the agreements described in subsection (a) of this section to the Governor and the General Assembly in accordance with the provisions of section 11-4a of the general statutes.

Sec. 216. (NEW) (*Effective from passage*) (a) Except as provided in subsection (b) of this section, each joint standing committee of the General Assembly having cognizance of any state agency that is the subject of a report issued by the Auditors of Public Accounts pursuant to any provision of the general statutes and the joint standing committee of the General Assembly having cognizance of matters relating to government administration shall hold a joint public hearing concerning such report not later than one hundred eighty days after such report is submitted to the General Assembly by the auditors.

(b) The chairpersons of any such committee may elect not to hold a public hearing on any auditor report that (1) contains no state agency violations of state statute or regulation, (2) contains only minor or technical recommendations, or (3) the chairpersons determine does not otherwise necessitate a public hearing.

Sec. 217. Subsection (a) of section 51-50b of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be deducted and withheld from the salary payable to each judge under subsections (a) and (d) of section 51-47, family support magistrate under subsection (h) of section 46b-231, and compensation commissioner under section 31-277 who is (1) appointed prior to January 1, 2018, a sum equal to five per cent of the judge's, family support magistrate's or commissioner's salary, and (2) appointed on or after January 1, 2018, a sum equal to six per cent of the judge's, family support magistrate's or commissioner's salary. The sums deducted and withheld shall be deposited in the Judge's Retirement Fund. The provisions of this subsection shall apply to any family support magistrate who had elected under the provisions of subdivision (2) of subsection (i) of section 46b-231.

Sec. 218. (NEW) (*Effective from passage*) On and after June 30, 2027, no agreement negotiated pursuant to the provisions of subsection (f) of section 5-278 of the general statutes shall be for a term of more than four years.

Sec. 219. Subsection (a) of section 7-313h of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established an account to be known as the "firefighters cancer relief account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account. **[**, including any moneys deposited pursuant to section 16-256g.**]** Moneys in the account shall be expended by the cancer relief subcommittee of the Connecticut State Firefighters Association, established pursuant to section 7-313i, for the purposes of providing wage replacement benefits to firefighters who are diagnosed with a condition of cancer described in section 7-

313j.

Sec. 220. Section 16-256g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) By June first of each year, the Public Utilities Regulatory Authority shall conduct a proceeding to determine the amount of the monthly fee to be assessed against each subscriber of: (1) Local telephone service, (2) commercial mobile radio service, as defined in 47 CFR Section 20.3, and (3) voice over Internet protocol service, as defined in section 28-30b, to fund the development and administration of the enhanced emergency 9-1-1 program. **[**and the firefighters cancer relief program established pursuant to section 7-313j.**]** The authority shall base such fee on the findings of the Commissioner of Emergency Services and Public Protection, pursuant to subsection (c) of section 28-24, taking into consideration any existing moneys available in the Enhanced 9-1-1 Telecommunications Fund. The authority shall consider the progressive wire line inclusion schedule contained in the final report of the task force to study enhanced 9-1-1 telecommunications services established by public act 95-318. The authority shall not approve any fee (A) greater than seventy-five cents per month per access line, (B) that does not include the progressive wire line inclusion schedule, or (C) for commercial mobile radio service, as defined in 47 CFR Section 20.3 that includes the progressive wire line inclusion schedule.

(b) Each telephone or telecommunications company providing local telephone service, each provider of commercial mobile radio service and each provider of voice over Internet protocol service shall assess against each subscriber, the fee established by the authority pursuant to subsection (a) of this section, which shall be remitted to the office of the State Treasurer for deposit into the Enhanced 9-1-1 Telecommunications Fund established pursuant to section 28-30a, not later than the fifteenth day of each month. **[**To the extent permitted by

federal law, on and after February 1, 2017, and not later than the fifteenth day of each month thereafter, an amount equal to one cent per month per access line shall be remitted from the fees imposed under this section to the office of the State Treasurer for deposit in the firefighters cancer relief account established pursuant to section 7-313h.**]**

(c) The fee imposed under this section shall not apply to any prepaid wireless telecommunications service, as defined in section 28-30b.

Sec. 221. (NEW) (*Effective from passage*) (a) The state may, in any public or special act, modify a contract to which it is a party (1) if any impairment to the contract is not substantial, or (2) (A) if any impairment to the contract is substantial, the public or special act serves a legitimate public purpose such as remedying a general social or economic problem, and (B) if such purpose is demonstrated, the means chosen to accomplish such purpose are reasonable and necessary.

(b) Any such impairment of a contract as described in subsection (a) of this section may be considered reasonable and necessary if (1) the state did not consider such impairment on par with other policy alternatives, (2) the state did not impose a drastic impairment when an evident and more moderate course of action would serve its purpose equally well, and (3) the state did not act unreasonably in light of the surrounding circumstances.

Sec. 222. Section 3 of public act 17-61 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Commissioner of Developmental Services may, in collaboration with the Secretary of the Office of Policy and Management and the Commissioner of Social Services, <u>or their designees,</u> organize and

participate in an Intellectual Disability Partnership. The partnership shall form an Intellectual Disability Partnership Advisory Committee which shall include broad and diverse representation from families, providers and advocates for persons with intellectual disability. Family representatives shall include family members of individuals with a broad range of intellectual disability and needs, including individuals with high-level needs. Notice of the **[**partnership's**]** committee's meetings, agendas and minutes shall be posted on the Department of Developmental Services' Internet web site.

Sec. 223. (*Effective from passage*) The School Building Projects Advisory Council, established pursuant to section 10-292q of the general statutes, shall conduct a study regarding the development and implementation of blueprints for prototype school designs for new construction projects. Such study shall include, but need not be limited to, (1) an analysis of (A) the costs associated with the creation of blueprints for prototype school designs for elementary, middle and high schools, (B) the feasibility of boards of education using such blueprints for prototype school designs as part of the school building project grant program, pursuant to chapter 173 of the general statutes, and (C) any cost savings associated with using such blueprints for prototype school designs, and (2) recommendations concerning the implementation of such blueprints for prototype school designs, and whether the use of such blueprints for prototype school designs should be related to reimbursement percentages for school building projects, pursuant to section 10-285a of the general statutes. Not later than January 1, 2019, the School Building Projects Advisory Council shall submit such study to the joint standing committees of the General Assembly having cognizance of matters relating to education and finance, revenue and bonding, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 224. Section 10-262u of the general statutes, as amended by

section 3 of public act 17-215, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section and section 10-262i:

(1) "Alliance district" means a school district **[**that is in**]** for a town that (A) is among the towns with the thirty lowest accountability index scores, as calculated by the Department of Education, or (B) was previously designated as an alliance district by the Commissioner of Education for the fiscal years ending June 30, 2013, to June 30, 2017, inclusive.

(2) "Accountability index" has the same meaning as provided in section 10-223e.

(3) "Mastery test data of record" has the same meaning as provided in section 10-262f.

(4) "Educational reform district" means a school district that is in a town that is among the ten lowest accountability index scores when all towns are ranked highest to lowest in accountability index scores.

(b) (1) For the fiscal year ending June 30, 2013, the Commissioner of Education shall designate thirty school districts as alliance districts. Any school district designated as an alliance district shall be so designated for a period of five years. On or before June 30, 2016, the Department of Education shall determine if there are any additional alliance districts.

(2) For the fiscal year ending June 30, 2018, the commissioner shall designate thirty-three school districts as alliance districts. Any school district designated as an alliance district shall be so designated for a period of five years.

(c) (1) (A) For the fiscal year ending June 30, 2013, the Comptroller

shall withhold from a town designated as an alliance district any increase in funds received over the amount the town received for the prior fiscal year pursuant to section 10-262h. The Comptroller shall transfer such funds to the Commissioner of Education. (B) For the fiscal years ending June 30, 2014, to June 30, 2016, inclusive, the Comptroller shall withhold from a town designated as an alliance district any increase in funds received over the amount the town received for the fiscal year ending June 30, 2012, pursuant to subsection (a) of section 10-262i. (C) For the fiscal year ending June 30, 2017, the Comptroller shall withhold from a town designated as an alliance district any increase in funds received over the amount the town received for the fiscal year ending June 30, 2012, pursuant to subsection (a) of section 10-262i, minus the aid reduction, as described in subsection (d) of section 10-262i. (D) For the fiscal year ending June 30, 2018, and each fiscal year thereafter, the Comptroller shall withhold from a town designated as an alliance district any increase in funds received over the amount the town received for the fiscal year ending June 30, 2012, pursuant to subsection (a) of section 10-262i. The Comptroller shall transfer such funds to the Commissioner of Education.

(2) Upon receipt of an application pursuant to subsection (d) of this section, the Commissioner of Education may pay such funds to the town designated as an alliance district and such town shall pay all such funds to the local or regional board of education for such town on the condition that such funds shall be expended in accordance with the plan described in subsection (d) of this section, the provisions of subsection (c) of section 10-262i, and any guidelines developed by the State Board of Education for such funds. Such funds shall be used to improve student achievement in such alliance district and to offset any other local education costs approved by the commissioner.

(d) The local or regional board of education for a town designated

as an alliance district may apply to the Commissioner of Education, at such time and in such manner as the commissioner prescribes, to receive any increase in funds received over the amount the town received for the prior fiscal year pursuant to subsection (a) of section 10-262i. Applications pursuant to this subsection shall include objectives and performance targets and a plan that are developed, in part, on the strategic use of student academic performance data. Such plan may include, but not be limited to, the following: (1) A tiered system of interventions for the schools under the jurisdiction of such board based on the needs of such schools, (2) ways to strengthen the foundational programs in reading, through the intensive reading instruction program pursuant to section 10-14u, to ensure reading mastery in kindergarten to grade three, inclusive, with a focus on standards and instruction, proper use of data, intervention strategies, current information for teachers, parental engagement, and teacher professional development, (3) additional learning time, including extended school day or school year programming administered by school personnel or external partners, (4) a talent strategy that includes, but is not limited to, teacher and school leader recruitment and assignment, career ladder policies that draw upon guidelines for a model teacher evaluation program adopted by the State Board of Education, pursuant to section 10-151b, and adopted by each local or regional board of education. Such talent strategy may include provisions that demonstrate increased ability to attract, retain, promote and bolster the performance of staff in accordance with performance evaluation findings and, in the case of new personnel, other indicators of effectiveness, (5) training for school leaders and other staff on new teacher evaluation models, (6) provisions for the cooperation and coordination with early childhood education providers to ensure alignment with district expectations for student entry into kindergarten, including funding for an existing local Head Start program, (7) provisions for the cooperation and coordination with other governmental and community programs to ensure that

students receive adequate support and wraparound services, including community school models, (8) provisions for implementing and furthering state-wide education standards adopted by the State Board of Education and all activities and initiatives associated with such standards, (9) strategies for attracting and recruiting minority teachers and administrators, (10) provisions for the enhancement of bilingual education programs, pursuant to section 10-17f, or other language acquisition services to English language learners, including, but not limited to, participation in the English language learner pilot program, established pursuant to section 10-17n, (11) entering into the model school district responsibilities agreement, described in section 2 of **[**this act**]** public act 17-215, (12) leadership succession plans that provide training and learning opportunities for administrators and are designed to assist in the seamless transition of school and district personnel in and out of leadership positions in the school district and the continuous implementation of plans developed under this subsection, and (13) any additional categories or goals as determined by the commissioner. Such plan shall demonstrate collaboration with key stakeholders, as identified by the commissioner, with the goal of achieving efficiencies and the alignment of intent and practice of current programs with conditional programs identified in this subsection. The commissioner may (A) require changes in any plan submitted by a local or regional board of education before the commissioner approves an application under this subsection, and (B) permit a local or regional board of education, as part of such plan, to use a portion of any funds received under this section for the purposes of paying tuition charged to such board pursuant to subdivision (1) of subsection (k) of section 10-264*l* or subsection (b) of section 10-264o.

(e) The State Board of Education may develop guidelines and criteria for the administration of such funds under this section.

(f) The commissioner may withhold such funds if the local or

regional board of education fails to comply with the provisions of this section. The commissioner may renew such funding if the local or regional board of education provides evidence that the school district of such board is achieving the objectives and performance targets approved by the commissioner stated in the plan submitted under this section.

(g) Any local or regional board of education receiving funding under this section shall submit an annual expenditure report to the commissioner on such form and in such manner as requested by the commissioner. The commissioner shall determine if (1) the local or regional board of education shall repay any funds not expended in accordance with the approved application, or (2) such funding should be reduced in a subsequent fiscal year up to an amount equal to the amount that the commissioner determines is out of compliance with the provisions of this subsection.

(h) Any balance remaining for each local or regional board of education at the end of any fiscal year shall be carried forward for such local or regional board of education for the next fiscal year.

Sec. 225. Subdivision (2) of section 10-262f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) "Base aid ratio" means (A) for the fiscal years ending June 30, 2008, to June 30, 2013, inclusive, one minus the ratio of a town's wealth to the state guaranteed wealth level, provided no town's aid ratio shall be less than nine one-hundredths, except for towns which rank from one to twenty when all towns are ranked in descending order from one to one hundred sixty-nine based on the ratio of the number of children below poverty to the number of children age five to seventeen, inclusive, the town's aid ratio shall not be less than thirteen one-hundredths when based on data used to determine the grants

pursuant to section 10-262h of the general statutes, revision of 1958, revised to January 1, 2013, for the fiscal year ending June 30, 2008, **[**and**]** (B) for the fiscal **[**year**]** years ending June 30, 2014, **[**and each fiscal year thereafter**]** to June 30, 2017, inclusive, one minus the town's wealth adjustment factor, except that a town's aid ratio shall not be less than (i) ten one-hundredths for a town designated as an alliance district, as defined in section 10-262u, and (ii) two one-hundredths for a town that is not designated as an alliance district, and (C) for the fiscal year ending June 30, 2018, and each fiscal year thereafter, the sum of (i) one minus the town's wealth adjustment factor, and (ii) the town's base aid ratio adjustment factor, if any, except that a town's base aid ratio shall not be less than (I) ten per cent for a town designated as an alliance district, as defined in section 10-262u, and (II) one per cent for a town that is not designated as an alliance district.

Sec. 226. Subdivision (25) of section 10-262f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(25) "Total need students" means the sum of (A) the number of resident students of the town for the school year, (B) (i) for any school year commencing prior to July 1, 1998, one-quarter the number of children under the temporary family assistance program for the prior fiscal year, and (ii) for the school years commencing July 1, 1998, to July 1, 2006, inclusive, one-quarter the number of children under the temporary family assistance program for the fiscal year ending June 30, 1997, (C) for school years commencing July 1, 1995, to July 1, 2006, inclusive, one-quarter of the mastery count for the school year, (D) for school years commencing July 1, 1995, to July 1, 2006, inclusive, ten per cent of the number of eligible children, as defined in subdivision (1) of section 10-17e, for whom the board of education is not required to provide a program pursuant to section 10-17f, (E) for the school years commencing July 1, 2007, to July 1, 2012, inclusive, fifteen per cent of

the number of eligible students, as defined in subdivision (1) of section 10-17e, for whom the board of education is not required to provide a program pursuant to section 10-17f, (F) for the school years commencing July 1, 2007, to July 1, 2012, inclusive, thirty-three per cent of the number of children below the level of poverty, **[**and**]** (G) for the school **[**year**]** years commencing July 1, 2013, **[**and each school year thereafter**]** to July 1, 2016, inclusive, thirty per cent of the number of children eligible for free or reduced price meals or free milk, and (H) for the school year commencing July 1, 2017, and each school year thereafter, (i) thirty per cent of the number of children eligible for free or reduced price meals or free milk, (ii) five per cent of the number of children eligible for free or reduced price meals or free milk in excess of the number of children eligible for free or reduced price meals or free milk that is equal to seventy-five per cent of the total number of resident students of the town for the school year, and (iii) fifteen per cent of the number of resident students who are English language learners, as defined in section 10-76kk.

Sec. 227. Subdivision (33) of section 10-262f of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(33) "Fully funded grant" means the sum of (A) the product of a town's base aid ratio, the foundation **[**level**]** and the town's total need students for the fiscal year prior to the year in which the grant is to be paid, and (B) the town's regional bonus.

Sec. 228. Subdivisions (42) to (44), inclusive, of section 10-262f of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(42) "Equalized net grand list adjustment factor" means (A) for the fiscal years prior to the fiscal year ending June 30, 2018, the ratio of the town's equalized net grant list per capita to one and one-half times the

town equalized net grand list per capita of the town with the median equalized net grand list per capita, and (B) for the fiscal year ending June 30, 2018, and each fiscal year thereafter, the ratio of the town's equalized net grant list per capita to one and thirty-five-one-hundredths times the town equalized net grand list per capita of the town with the median equalized net grand list per capita.

(43) "Median household income adjustment factor" means (A) for the fiscal years prior to the fiscal year ending June 30, 2018, the ratio of the median household income of the town to one and one-half times the median household income of the town with the median household income when all towns are ranked according to median household income, and (B) for the fiscal year ending June 30, 2018, and each fiscal year thereafter, the ratio of the median household income of the town to one and thirty-five-one-hundredths times the median household income of the town with the median household income when all towns are ranked according to median household income.

(44) "Wealth adjustment factor" means (A) for the fiscal years prior to the fiscal year ending June 30, 2018, the sum of a town's equalized net grand list adjustment factor multiplied by ninety one-hundredths per cent and a town's median household income adjustment factor multiplied by ten one-hundredths per cent, and (B) for the fiscal year ending June 30, 2018, and each fiscal year thereafter, the sum of a town's equalized net grand list adjustment factor multiplied by seventy per cent and a town's median household income adjustment factor multiplied by thirty per cent.

Sec. 229. Section 10-262f of the general statutes is amended by adding subdivisions (46) to (49), inclusive, as follows (*Effective from passage*):

(NEW) (46) "Base aid ratio adjustment factor" means (A) six percentage points for those towns ranked one, two, three, four or five

in total eligibility index points, (B) five percentage points for those towns ranked six, seven, eight, nine or ten in total eligibility index points, (C) four percentage points for those towns ranked eleven, twelve, thirteen, fourteen or fifteen in total eligibility index points, and (D) three percentage points for those towns ranked sixteen, seventeen, eighteen or nineteen in total eligibility index points.

(NEW) (47) "Eligibility index" has the same meaning as provided in section 7-545.

(NEW) (48) "Base grant amount" means the equalization aid grant a town was entitled to receive for the fiscal year ending June 30, 2017, as enumerated in section 20 of public act 16-2 of the May special session, minus any reductions to said equalization aid grant during the fiscal year ending June 30, 2017, resulting from lapses to the funds appropriated for said equalization aid grant attributable to the recommendation made by the Secretary of the Office of Policy and Management, pursuant to section 12 of public act 15-244.

(NEW) (49) "Grant adjustment" means the absolute value of the difference between a town's base grant amount and its fully funded grant.

Sec. 230. Section 10-262h of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[(a) Obsolete.

(b) Obsolete.

(c) (1) For the fiscal years ending June 30, 2016, and June 30, 2017, each town shall receive an equalization aid grant in an amount equal to the sum of any amounts paid to such town pursuant to subsection (c) and subdivision (1) of subsection (d) of section 10-66ee, and the amount provided for in subdivision (2) of this subsection.

(2) Equalization aid grant amounts.

Town	Grant for Fiscal Year 2016	Grant for Fiscal Year 2017
Andover	2,380,614	2,380,599
Ansonia	16,641,477	16,641,477
Ashford	3,933,350	3,933,350
Avon	1,233,415	1,233,415
Barkhamsted	1,678,323	1,678,295
Beacon Falls	4,155,524	4,155,471
Berlin	6,381,659	6,381,544
Bethany	2,063,112	2,063,088
Bethel	8,316,869	8,316,768
Bethlehem	1,319,337	1,319,337
Bloomfield	6,319,698	6,319,698
Bolton	3,052,646	3,052,630
Bozrah	1,255,401	1,255,387
Branford	2,119,926	2,426,993
Bridgeport	182,266,724	182,266,724
Bridgewater	137,292	137,292
Bristol	45,705,925	45,705,925
Brookfield	1,564,515	1,564,493
Brooklyn	7,110,490	7,110,430
Burlington	4,439,634	4,439,537
Canaan	209,258	209,258
Canterbury	4,754,383	4,754,383
Canton	3,488,569	3,488,492
Chaplin	1,893,763	1,893,763
Cheshire	9,664,954	9,664,625
Chester	691,462	691,432
Clinton	6,502,667	6,502,667
Colchester	13,772,585	13,772,530

Colebrook	508,008	508,008
Columbia	2,589,653	2,589,623
Cornwall	85,322	85,322
Coventry	8,942,234	8,942,206
Cromwell	4,663,336	4,754,798
Danbury	30,705,677	31,698,975
Darien	1,616,006	1,616,006
Deep River	1,727,412	1,727,394
Derby	8,001,514	8,001,514
Durham	3,993,506	3,993,506
East Granby	1,435,957	1,481,760
East Haddam	3,791,594	3,791,563
East Hampton	7,715,347	7,715,291
East Hartford	49,563,484	49,563,484
East Haven	20,004,233	20,004,233
East Lyme	7,138,163	7,138,163
East Windsor	5,810,543	5,810,543
Eastford	1,116,844	1,116,844
Easton	593,868	593,868
Ellington	9,822,206	9,822,009
Enfield	29,196,275	29,195,835
Essex	389,697	389,697
Fairfield	3,590,008	3,590,008
Farmington	1,611,013	1,611,013
Franklin	948,235	948,235
Glastonbury	6,773,356	6,921,094
Goshen	218,188	218,188
Granby	5,603,808	5,603,665
Greenwich	3,418,642	3,418,642
Griswold	10,977,669	10,977,557
Groton	25,625,179	25,625,179
Guilford	3,058,981	3,058,981

Haddam	1,925,611	2,034,708
Hamden	27,131,137	27,131,137
Hampton	1,339,928	1,339,928
Hartford	201,777,130	201,777,130
Hartland	1,358,660	1,358,660
Harwinton	2,779,898	2,779,876
Hebron	7,021,279	7,021,219
Kent	167,342	167,342
Killingly	15,871,254	15,871,254
Killingworth	2,245,206	2,245,206
Lebanon	5,524,550	5,524,550
Ledyard	12,217,314	12,217,227
Lisbon	3,927,193	3,927,193
Litchfield	1,525,262	1,525,242
Lyme	145,556	145,556
Madison	1,576,061	1,576,061
Manchester	34,864,748	34,864,748
Mansfield	10,187,542	10,187,506
Marlborough	3,234,990	3,234,918
Meriden	60,812,457	60,812,457
Middlebury	814,636	914,010
Middlefield	2,153,551	2,153,527
Middletown	19,861,550	19,861,550
Milford	11,381,824	11,381,824
Monroe	6,616,696	6,616,669
Montville	12,858,302	12,858,140
Morris	657,975	657,975
Naugatuck	30,831,003	30,831,003
New Britain	86,678,662	86,678,662
New Canaan	1,495,604	1,495,604
New Fairfield	4,492,869	4,492,822
New Hartford	3,197,865	3,197,830

New Haven	155,328,620	155,328,620
New London	26,058,803	26,058,803
New Milford	12,170,243	12,170,141
Newington	13,226,771	13,226,394
Newtown	4,760,009	5,105,657
Norfolk	381,414	381,414
North Branford	8,270,161	8,270,110
North Canaan	2,091,790	2,091,790
North Haven	3,677,315	4,023,706
North Stonington	2,906,538	2,906,538
Norwalk	11,551,095	11,551,095
Norwich	36,577,969	36,577,969
Old Lyme	605,586	605,586
Old Saybrook	652,677	652,677
Orange	1,350,098	1,623,431
Oxford	4,677,464	4,677,464
Plainfield	15,642,779	15,642,685
Plainville	10,507,328	10,507,145
Plymouth	9,952,004	9,951,918
Pomfret	3,136,587	3,136,587
Portland	4,440,331	4,440,226
Preston	3,079,403	3,079,401
Prospect	5,425,749	5,425,694
Putnam	8,498,260	8,498,260
Redding	687,733	687,733
Ridgefield	2,063,814	2,063,814
Rocky Hill	3,946,076	4,396,918
Roxbury	158,114	158,114
Salem	3,114,216	3,114,216
Salisbury	187,266	187,266
Scotland	1,450,663	1,450,663
Seymour	10,179,589	10,179,389

Sharon	145,798	145,798
Shelton	5,706,910	6,199,810
Sherman	244,327	244,327
Simsbury	5,954,768	6,264,852
Somers	6,068,653	6,068,546
South Windsor	13,159,658	13,159,496
Southbury	3,034,452	3,606,189
Southington	20,621,655	20,621,165
Sprague	2,661,506	2,661,473
Stafford	9,981,310	9,981,252
Stamford	10,885,284	11,109,306
Sterling	3,257,690	3,257,637
Stonington	2,079,926	2,079,926
Stratford	21,821,740	21,820,886
Suffield	6,345,468	6,345,284
Thomaston	5,740,782	5,740,750
Thompson	7,682,218	7,682,218
Tolland	10,929,052	10,928,981
Torrington	24,780,972	24,780,540
Trumbull	3,481,940	3,703,712
Union	243,880	243,877
Vernon	19,650,126	19,650,126
Voluntown	2,550,166	2,550,166
Wallingford	21,866,589	21,866,413
Warren	99,777	99,777
Washington	240,147	240,147
Waterbury	134,528,710	134,528,710
Waterford	1,485,842	1,485,842
Watertown	12,035,017	12,034,849
West Hartford	19,872,200	21,469,839
West Haven	45,996,566	45,996,566
Westbrook	427,677	427,677

Weston	948,564	948,564
Westport	1,988,255	1,988,255
Wethersfield	9,022,122	9,548,677
Willington	3,718,418	3,718,418
Wilton	1,557,195	1,557,195
Winchester	8,187,980	8,187,980
Windham	26,816,024	26,816,024
Windsor	12,476,044	12,476,044
Windsor Locks	5,274,785	5,274,785
Wolcott	13,696,541	13,696,541
Woodbridge	732,889	732,889
Woodbury	1,106,713	1,347,989
Woodstock	5,473,998	5,473,975]

(a) For the fiscal year ending June 30, 2018, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town designated as an alliance district, as defined in section 10-262u, shall be entitled to an equalization aid grant in an amount equal to its base grant amount; and (2) any town not designated as an alliance district shall be entitled to an equalization aid grant in an amount equal to ninety-five per cent of its base grant amount.

(b) For the fiscal year ending June 30, 2019, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town whose fully funded grant is greater than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its base grant amount plus four and one-tenth per cent of its grant adjustment; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its base grant amount minus twenty-five per cent of its grant adjustment, except any such town designated as an alliance district shall be entitled to an

equalization aid grant in an amount equal to its base grant amount.

(c) For the fiscal years ending June 30, 2020, to June 30, 2027, inclusive, each town maintaining public schools according to law shall be entitled to an equalization aid grant as follows: (1) Any town whose fully funded grant is greater than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year plus ten and sixty-six-one-hundredths per cent of its grant adjustment; and (2) any town whose fully funded grant is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its equalization aid grant amount for the previous fiscal year minus eight and thirty-three-one-hundredths per cent of its grant adjustment, except any such town designated as an alliance district shall be entitled to an equalization aid grant in an amount equal to its base grant amount.

(d) For the fiscal year ending June 30, 2028, and each fiscal year thereafter, each town maintaining public schools according to law shall be entitled to an equalization aid grant in an amount equal to its fully funded grant, except any town designated as an alliance district whose fully funded grant amount is less than its base grant amount shall be entitled to an equalization aid grant in an amount equal to its base grant amount.

Sec. 231. Section 19a-524 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

If, upon review, investigation or inspection pursuant to section 19a-498, the Commissioner of Public Health determines that a nursing home facility or residential care home has violated any provision of section 17a-411, 19a-491a to 19a-491c, inclusive, 19a-493a, 19a-521 to 19a-529, inclusive, 19a-531 to 19a-551, inclusive, or 19a-553 to 19a-555, inclusive, or any **[**regulation in the Public Health Code or regulation**]**

provision of any regulation of Connecticut state agencies relating to licensure, [or] the Fire Safety Code [relating to] or the operation or maintenance of a nursing home facility or residential care home, which violation has been classified in accordance with section 19a-527, [he or she shall] the commissioner may immediately issue or cause to be issued a citation to the licensee of such nursing home facility or residential care home. Governmental immunity shall not be a defense to any citation issued or civil penalty imposed pursuant to [sections 19a-524] this section or sections 19-525 to 19a-528, inclusive, as amended by this act. Each such citation shall be in writing, [shall] provide notice of the nature and scope of the alleged violation or violations, and include, but not be limited to, the citation and notice of noncompliance issued in accordance with section 19a-496. Each citation and notice of noncompliance issued under this section shall be sent by certified mail to the licensee at the address of the nursing home facility or residential care home in issue. A copy of such citation and notice of noncompliance shall also be sent to the licensed administrator at the address of the nursing home facility or residential care home.

Sec. 232. Section 19a-525 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The administrator of the nursing home facility or residential care home, or [his or her] the administrator's designee, shall, [within three days, excluding Saturdays, Sundays and holidays, of] not later than five business days after receipt of the citation by the licensee, notify the commissioner if the licensee contests the citation. If the administrator fails to so notify the commissioner [within such three-day period] not later than five business days after such receipt, the citation shall be deemed a final [order] determination of the commissioner, effective upon the expiration of [said period] such five business days.

(b) If any administrator of a nursing home facility or residential care home, or [his or her] the administrator's designee, notifies the

commissioner that the licensee contests the citation, the commissioner shall provide **[**within five days of such notice, excluding Saturdays, Sundays and holidays,**]** an informal conference between the licensee and the commissioner or the commissioner's designee. **[**If the licensee and commissioner fail to reach an agreement at such conference,**]** Not later than five business days after the conclusion of the informal conference, the commissioner shall notify the licensee of the commissioner's determination, which may include the decision to (1) vacate the citation, or (2) sustain the final determination for the citation with or without modifications. If the commissioner decides to sustain the final determination for the citation and the licensee disagrees with the commissioner's decision, the licensee may, not later than five business days after such decision, submit a request in writing to the commissioner for a hearing and the commissioner shall set the matter down for a hearing as a contested case in accordance with chapter 54. **[**, not more than five nor less than three days after such conference, with notice of the date of such hearing to the administrator not less than two days before such hearing, provided the minimum time requirements may be waived by agreement. The commissioner shall, not later than three days, excluding Saturdays, Sundays and holidays, after the conference if agreement is reached at such conference, or**]** The commissioner shall, after the conclusion of the hearing, issue a final order, based on findings of fact, affirming, modifying or vacating the citation in accordance with chapter 54.

Sec. 233. Subsection (a) of section 19a-526 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) When, in the case of a class A or B violation, a final order becomes effective, the citation, the order, if any, affirming or modifying the citation and the finding **[**shall**]** may be filed by the Commissioner of Public Health in the office of the clerk of the superior

court for the judicial district of Hartford. Said clerk shall cause said citation, order, if any, and finding to be filed in said court. Upon such filing, the civil penalty imposed may be enforced in the same manner as a judgment of the Superior Court, provided if an appeal is taken in accordance with section 19a-529, the court or a judge thereof may, in its or his discretion, stay execution of such order.

Sec. 234. Section 19a-527 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Citations issued to nursing home facilities pursuant to section 19a-524, as amended by this act, for violations of statutory or regulatory requirements shall be classified according to the nature of the violation and shall state such classification and the amount of the civil penalty to be imposed on the face thereof. Any citations issued pursuant to this section shall be accompanied by a notice of noncompliance, in accordance with section 19a-496, that outlines the basis for such citation. The Commissioner of Public Health shall, by regulation in accordance with chapter 54, classify **[**violations**]** each of the statutory and regulatory requirements set forth in section 19a-524, as amended by this act, for which a violation may result in a citation as follows:

[(a)**]** (1) Class A violations are conditions that the Commissioner of Public Health determines present an immediate danger of death or serious harm to any patient in the nursing home facility. **[**or residential care home.**]** For each class A violation, a civil penalty of not more than **[**five**]** twenty thousand dollars may be imposed; and

[(b)**]** (2) Class B violations are conditions that the Commissioner of Public Health determines present a **[**probability of**]** potential for death or serious harm in the reasonably foreseeable future to any patient in the nursing home facility, **[**or residential care home,**]** but that he or she does not find constitute a class A violation. For each such violation, a civil penalty of not more than **[**three**]** ten thousand dollars may be

imposed.

Sec. 235. (NEW) (*Effective from passage*) Citations issued to residential care homes pursuant to section 19a-524 of the general statutes, as amended by this act, for violations of statutory or regulatory requirements shall be classified according to the nature of the violation and shall state such classification and the amount of the civil penalty to be imposed on the face thereof. Any citations issued pursuant to this section shall be accompanied by a notice of noncompliance, in accordance with section 19a-496 of the general statutes, that outlines the basis for such citation. The Commissioner of Public Health shall, by regulation in accordance with chapter 54 of the general statutes, classify each of the statutory and regulatory requirements set forth in section 19a-524 of the general statutes, as amended by this act, for which a violation may result in a citation as follows:

(1) Class A violations are conditions that the Commissioner of Public Health determines present an immediate danger of death or serious harm to any patient in the residential care home. For each class A violation, a civil penalty of not more than five thousand dollars may be imposed; and

(2) Class B violations are conditions that the Commissioner of Public Health determines present a potential for death or serious harm in the reasonably foreseeable future to any patient in the residential care home, but that he or she does not find constitute a class A violation. For each such violation, a civil penalty of not more than three thousand dollars may be imposed.

Sec. 236. Subdivision (2) of subsection (a) of section 10-283 of the general statutes, as amended by section 82 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) The Commissioner of Education shall assign each school building project to a category on the basis of whether such project is primarily required to: (A) Create new facilities or alter existing facilities to provide for mandatory instructional programs pursuant to this chapter, for physical education facilities in compliance with Title IX of the Elementary and Secondary Education Act of 1972 where such programs or such compliance cannot be provided within existing facilities or for the correction of code violations which cannot be reasonably addressed within existing program space; (B) create new facilities or alter existing facilities to enhance mandatory instructional programs pursuant to this chapter or provide comparable facilities among schools to all students at the same grade level or levels within the school district unless such project is otherwise explicitly included in another category pursuant to this section; and (C) create new facilities or alter existing facilities to provide supportive services, provided in no event shall such supportive services include swimming pools, auditoriums, outdoor athletic facilities, tennis courts, elementary school playgrounds, site improvement or garages or storage, parking or general recreation areas. All applications submitted prior to July first shall be reviewed promptly by the Commissioner of Administrative Services. The Commissioner of Administrative Services shall estimate the amount of the grant for which such project is eligible, in accordance with the provisions of section 10-285a, provided an application for a school building project determined by the Commissioner of Education to be a project that will assist the state in meeting the goals of the 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the goals of the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, shall have until September first to submit an application for such a project and may have until December first of the same year to secure and report all local and state approvals required to complete the grant application. The Commissioner of Administrative Services shall annually prepare a listing of all such eligible school building

projects listed by category together with the amount of the estimated grants for such projects and shall submit the same to the Governor, the Secretary of the Office of Policy and Management and the General Assembly on or before the fifteenth day of December, except as provided in section 10-283a, with a request for authorization to enter into grant commitments. On or before December thirty-first annually, the Secretary of the Office of Policy and Management shall submit comments and recommendations regarding each eligible project on such listing of eligible school building projects to the school construction committee, established pursuant to section 10-283a. **[**Each such listing submitted after December 15, 2005, until December 15, 2010, inclusive, shall include a separate schedule of authorized projects which have changed in scope or cost to a degree determined by the Commissioner of Education once, and a separate schedule of authorized projects which have changed in scope or cost to a degree determined by said commissioner twice. Any such listing submitted after December 15, 2010, until December 15, 2011, inclusive, shall include a separate schedule of authorized projects which have changed in scope or cost to a degree determined by the Commissioner of Administrative Services once, and a separate schedule of authorized projects which have changed in scope or cost to a degree determined by said commissioner twice. For the period beginning July 1, 2011, and ending December 31, 2013, each such listing shall include a report on the review conducted by the Commissioner of Education of the enrollment projections for each such eligible project. On and after January 1, 2014, each such listing shall include a report on the review conducted by the Commissioner of Administrative Services of the enrollment projections for each such eligible project.**]** Each such listing shall include a report on the following factors for each eligible project: (i) An enrollment projection and the capacity of the school, (ii) a substantiation of the estimated total project costs, (iii) the readiness of such eligible project to begin construction, (iv) efforts made by the local or regional board of education to redistrict, reconfigure, merge or

close schools under the jurisdiction of such board prior to submitting an application under this section, (v) enrollment and capacity information for all of the schools under the jurisdiction of such board for the five years prior to application for a school building project grant, (vi) enrollment projections and capacity information for all of the schools under the jurisdiction of such board for the eight years following the date such application is submitted, and (vii) the state's education priorities relating to reducing racial and economic isolation for the school district. For the period beginning July 1, 2006, and ending June 30, 2012, no project, other than a project for a technical education and career school, may appear on the separate schedule of authorized projects which have changed in cost more than twice. On and after July 1, 2012, no project, other than a project for a technical education and career school, may appear on the separate schedule of authorized projects which have changed in cost more than once, except the Commissioner of Administrative Services may allow a project to appear on such separate schedule of authorized projects a second time if the town or regional school district for such project can demonstrate that exigent circumstances require such project to appear a second time on such separate schedule of authorized projects. Notwithstanding any provision of this chapter, no projects which have changed in scope or cost to the degree determined by the Commissioner of Administrative Services, in consultation with the Commissioner of Education, shall be eligible for reimbursement under this chapter unless it appears on such list. The percentage determined pursuant to section 10-285a at the time a school building project on such schedule was originally authorized shall be used for purposes of the grant for such project. On and after July 1, 2006, a project that was not previously authorized as an interdistrict magnet school shall not receive a higher percentage for reimbursement than that determined pursuant to section 10-285a at the time a school building project on such schedule was originally authorized. The General Assembly shall annually authorize the Commissioner of Administrative Services to enter into grant

commitments on behalf of the state in accordance with the commissioner's categorized listing for such projects as the General Assembly shall determine. The Commissioner of Administrative Services may not enter into any such grant commitments except pursuant to such legislative authorization. Any regional school district which assumes the responsibility for completion of a public school building project shall be eligible for a grant pursuant to subdivision (5) or (6), as the case may be, of subsection (a) of section 10-286 when such project is completed and accepted by such regional school district.

Sec. 237. (*Effective from passage*) The Commissioner of Administrative Services, having reviewed applications for state grants for public school building projects in accordance with section 10-283 of the general statutes on the basis of priorities for such projects and standards for school construction established by the State Board of Education, and having prepared a listing of all such eligible projects ranked in order of priority, including a separate schedule of previously authorized projects which have changed substantially in scope or cost, as determined by said commissioner together with the amount of the estimated grant with respect to each eligible project, and having submitted such listing of eligible projects, prior to December 15, 2016, to a committee of the General Assembly established under section 10-283a of the general statutes for the purpose of reviewing such listing, is hereby authorized to enter into grant commitments on behalf of the state in accordance with said section 10-283 with respect to the following school building projects in such estimated amounts:

(1) Estimated Grant Commitments.

School District School Project Number	Estimated Project Costs	Estimated Grant
BRANFORD		

Francis Walsh Intermediate School 014-0034 EA	$85,933,000	$30,385,909
FAIRFIELD Stratfield School 051-0131 A	$36,793	$9,592
FAIRFIELD North Stratfield School 051-0132 A	$41,410	$10,796
FAIRFIELD Riverfield School 051-0133 A	$48,970	$12,766
FAIRFIELD Jennings School 051-0134 A	$55,639	$14,505
FAIRFIELD Tomlinson Middle School 051-0135 A	$46,403	$12,097
FAIRFIELD Fairfield Woods Middle School 051-0136 A	$86,168	$22,464
FAIRFIELD Sherman School 051-0137 A	$30,394	$7,708
FAIRFIELD Osborn Hill School 051-0138 A	$72,704	$18,438
FAIRFIELD Dwight Elementary School 051-0139 A	$62,275	$15,793

FAIRFIELD McKinley Elementary School 051-0140 A	$69,666	$17,667
FAIRFIELD Mill Hill School 051-0141 A	$87,550	$22,203
FAIRFIELD Burr Elementary School 051-0142 A	$133,776	$33,926
FAIRFIELD Roger Ludlowe Middle School 051-0143 A	$171,640	$43,528
GREENWICH New Lebanon School 057-0112 DV/N	$37,309,000	$29,847,200
HAMDEN West Woods Elementary School 062-0097 N	$26,180,000	$15,147,748
LEDYARD Ledyard Middle School 072-0090 RNV/EA	$35,652,092	$22,410,905
NEW BRITAIN Smalley Academy 089-0168 EA/RR	$53,000,000	$42,023,700
NEW CANAAN Saxe Middle School 090-0048 EA/CV	$18,600,000	$3,786,960
NEW LONDON New London High School-South Campus		

095-0091 MAG/A	$49,462,274	$39,569,819
NORTH STONINGTON Wheeler High School 102-0024 EA/RR	$23,820,500	$10,974,104
NORTH STONINGTON North Stonington Elementary School 102-0025 EA/RR	$14,207,500	$8,879,688
WEST HARTFORD Hall High School 155-0240 EA	$12,800,000	$8,120,000
REGIONAL DISTRICT 1 Housatonic Valley Regional High School 201-0045 A/CV	$4,255,856	$1,930,456
REGIONAL DISTRICT 12 Shepaug Valley Regional Agriscience STEM 212-0026 VA/N	$29,957,408	$23,965,926
GROTON Cutler Elementary School (Carl C. Cutler Middle School) 059-0188 DV/RR	$45,850,000	$36,680,000
GROTON Westside Elementary School (West Side Middle School) 059-0189 EA/RR	$48,480,000	$27,876,000
GROTON Consolidated Middle School 059-0190 N/PS	$90,090,000	$42,792,750
HAMDEN		

Shepherd Glen School 062-0098 EA/RR	$27,665,000	$18,773,469
KILLINGLY Killingly High School (Vo-Ag) 069-0062 VE	$123,000	$98,400
LEDYARD Gallup Hill School 072-0091 RNV/EA	$28,612,104	$17,985,569
MANCHESTER Verplanck School 077-0235 EA/RR	$29,172,000	$19,691,100
NEWINGTON John Wallace Middle School 094-0106 A	$1,300,000	$742,820
ROCKY HILL Rocky Hill Intermediate School 119-0052 N	$48,345,097	$16,577,534
SHELTON Long Hill School 126-0086 A	$382,060	$150,111
SHELTON Elizabeth Shelton School 126-0087 A	$280,620	$110,256
SHELTON Mohegan School 126-0088 A	$280,620	$110,256
SIMSBURY Henry James Memorial School 128-0108 A/CV	$2,465,000	$818,627

WATERBURY Wendell L. Cross School 151-0295 EA/RR	$46,213,083	$36,309,619
REGIONAL DISTRICT 12 Shepaug Valley High School 212-0025 A/EC	$2,914,565	$957,726
REGIONAL DISTRICT 14 Nonnewaug High School (Vo-Ag) 214-0094 VA/EA	$662,000	$529,600
REGIONAL DISTRICT 14 Nonnewaug High School (Vo-Ag) 214-0095 VE	$587,568	$470,054
BRANFORD Central Administration (Francis Walsh Intermediate School) 014-0035 BE/EA	$2,267,000	$400,806
GUILFORD A. Baldwin Middle School 060-0102 EC	$2,351,115	$713,799
MILFORD Harborside Middle School 084-0195 EC	$1,347,745	$683,441
NORWALK West Rocks Middle School 103-0244 EC	$1,400,000	$455,000
WATERBURY Gilmartin School 151-0294 EC	$432,893	$340,124
WEST HAVEN May V. Carrigan Middle School		

156-0139 EC	$3,354,815	$2,576,162
REGIONAL DISTRICT 14		
Region 14 Central Office		
(Nonnewaug High School)		
214-0096 BE/A/CV	$1,609,535	$385,162
HARTFORD		
Martin Luther King School		
064-0310 MAG/A/RR/CV	$68,000,000	$54,400,000

(2) Previously Authorized Projects That Have Changed Substantially in Scope or Cost which are Seeking Reauthorization.

School District School Project Number	Authorized	Requested
FAIRFIELD		
Fairfield Ludlowe High School		
051-0127 EA/EC/RR		
Estimated…		
Total Project Costs	$11,630,700	$15,537,674
Total Grant	$3,073,994	$4,106,607
HARTFORD		
West Middle School		
064-0303 EA/RR		
Estimated…		
Total Project Costs	$54,600,000	$54,600,000
Total Grant	$43,680,000	$43,680,000
NEW FAIRFIELD		
New Fairfield Middle/High School		
091-0041 A/CV		
Estimated…		

Total Project Costs	$378,000	$443,641
Total Grant	$132,300	$155,274

Sec. 238. (*Effective from passage*) (a) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 requiring that the description of a project type for a school building project be made at the time of application for a school building project grant, the town of Groton may change the description of the school building project type as it was submitted at the time of application for the Cutler Elementary School (Carl C. Cutler Middle School) to a diversity school and roof replacement project (Project Number 059-0188 DV/RR), and subsequently qualify for reimbursement as a diversity school, in accordance with the provisions of section 10-286h of the general statutes, provided the Commissioner of Education finds that such diversity school will assist the town of Groton in correcting the existing disparity in the proportion of pupils of racial minorities in the district.

(b) On and after the effective date of this section, the Claude Chester School in Groton shall no longer qualify as a diversity school or be eligible for reimbursement as a diversity school under section 10-286h of the general statutes.

Sec. 239. (*Effective from passage*) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 requiring that the description of a project type for a school building project be made at the time of application for a school building project grant, the town of Hartford may change the description of the school building project type as it was submitted at the time of application for the Martin Luther King School to an interdistrict magnet facility, alteration, roof replacement

and code violation project (Project Number 064-0310 MAG/A/RR/CV), and subsequently qualify for reimbursement as an interdistrict magnet facility, in accordance with the provisions of section 10-264h of the general statutes, provided the Commissioner of Education approves a plan for the operation of the facility as an interdistrict magnet school program.

Sec. 240. (*Effective from passage*) Notwithstanding the provisions of section 10-292 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services requiring that a bid not be let out until plans and specifications have been approved by the Department of Administrative Services, the town of Brookfield may let out for bid on and commence a project for a roof replacement (Project Number 018-0055 RR) at Brookfield High School and shall be eligible to subsequently be considered for a grant commitment from the state, provided plans and specifications have been approved by the Department of Administrative Services.

Sec. 241. Subsection (b) of section 38 of public act 14-90 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Notwithstanding the provisions of section 10-264h of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services concerning the reimbursement rate for the construction of interdistrict magnet schools, the town of New London may use ninety-five per cent as the reimbursement rate for the interdistrict magnet facility project at the New London Magnet School for the Visual and Performing Arts. **[**, provided the board of education for New London, the board of directors for the Garde Arts Center and the Commissioners of Education and Administrative Services enter into a memorandum of understanding establishing the parameters in which the New London Magnet School for the Visual and Performing Arts shall operate as an interdistrict magnet school.**]**

Sec. 242. (*Effective from passage*) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services requiring a completed grant application be submitted prior to June 30, 2017, or subsection (d) of said section 10-283, or any regulation adopted by the State Board of Education or the Department of Administrative Services requiring local funding authorization for the local share of project costs prior to application, for the school construction priority list to be considered by the General Assembly in the 2018 regular legislative session, the Commissioner of Administrative Services shall give review and approval priority to school building projects for RHAM Middle School and RHAM High School in Region 8, provided (1) a referendum concerning the local funding authorization for the local share of project costs is scheduled and prepared, and the results authorizing such local funding are submitted on or before November 15, 2017, to the Department of Administrative Services, and (2) a complete grant application with funding authorization for the local share of the project costs is filed on or before September 30, 2017.

Sec. 243. (*Effective from passage*) Notwithstanding the provisions of sections 10-285a and 10-286 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said sections 10-285a and 10-286 or any other document concerning the grant reimbursement percentage on eligible school building project expenditures, the percentage of school building project grant reimbursement that the city of Norwich shall receive on the eligible school building project expenditures for the extension and alteration project (Project Number 104-0112 RNV) at Kelly Middle School shall be eighty per cent.

Sec. 244. (*Effective from passage*) Notwithstanding the provisions of section 10-286 of the general statutes or any regulation adopted by the

State Board of Education or the Department of Administrative Services pursuant to said section 10-286 concerning the calculation of grants using the state standard space specifications, the town of Colchester shall be exempt from the state standard space specifications for the purpose of the calculation of the grant for the renovation project (Project Number 028-0043 EA/RR) at William J. Johnston Middle School.

Sec. 245. Section 296 of public act 16-4 of the May special session is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Notwithstanding the provisions of section 10-283 of the general statutes, as amended by **[**this act**]** public act 16-4 of the May special session, or any regulation adopted by the State Board of Education or the Department of Administrative Services requiring a completed grant application be submitted prior to June 30, 2015, a school building project for Side by Side Charter School in Norwalk with costs not to exceed **[**two million five hundred thousand**]** four million two hundred thousand dollars shall be included in subdivision (1) of section 261 of **[**this act**]** public act 16-4 of the May special session, provided a complete grant application is submitted prior to September 30, 2016. Such building project shall be eligible for a reimbursement rate of one hundred per cent. All final calculations completed by the Department of Administrative Services for such school building project shall include a computation of the state grant for the school building project amortized on a straight line basis over a twenty-year period. If such building ceases to be used as Side by Side Charter School during such amortization period, the governing authority of Side by Side Charter School shall refund to the state the unamortized balance of the state grant remaining as of the date the alternate use for the building project initially occurs. The amortization period for a project shall begin on the date the project was accepted as complete by the governing authority.

Sec. 246. (*Effective from passage*) (a) Notwithstanding the provisions of section 10-283 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section 10-283 concerning ineligible costs, the town of New London shall be eligible to receive reimbursement for certain eligible costs for the new construction project at C.B. Jennings Elementary School (Project Number 095-0079 N), provided such eligible costs do not exceed seven hundred three thousand six hundred fifty-three dollars and such project meets all other provisions of chapter 173 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services.

(b) Notwithstanding the provisions of sections 10-286e and 10-287i of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services concerning the completion of an audit of a school building project by the Department of Administrative Services and the final payment of school building project grants following completion of such audit, the town of New London shall be eligible to receive reimbursement for costs relating to certain eligible costs for the new construction project at C.B. Jennings Elementary School (Project Number 095-0079 N), provided (1) the town of New London submits documentation and evidence to the Department of Administrative Services substantiating that the town of New London incurred expenses relating to such eligible costs, (2) such costs do not exceed five million two hundred fifty-five thousand two hundred eleven dollars, and (3) such project meets all other provisions of chapter 173 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services.

Sec. 247. Section 4-68s of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Not later than [January 1, 2016, and not later than October first in every even-numbered year] October 1, 2018, and annually thereafter, the Departments of Correction, Children and Families, [and] Mental Health and Addiction Services [,] and Social Services and the Court Support Services Division of the Judicial Branch shall compile a program inventory of each of said agency's [criminal and juvenile justice] programs and shall categorize them as evidence-based, research-based, promising or lacking any evidence. Each program inventory shall include a complete list of all agency programs, including the following information for each such program for the prior fiscal year, as applicable: (1) A detailed description of the program, (2) the names of providers, (3) the intended treatment population, (4) the intended outcomes, (5) the method of assigning participants, (6) the total annual program expenditures, (7) a description of funding sources, (8) the cost per participant, (9) the annual number of participants, (10) the annual capacity for participants, and (11) the estimated number of persons eligible for, or needing, the program.

(b) Each program inventory required by subsection (a) of this section shall be submitted in accordance with the provisions of section 11-4a to the [Criminal Justice Policy and Planning Division within] Secretary of the Office of Policy and Management, the joint standing committees of the General Assembly having cognizance of matters relating to children, human services, appropriations and the budgets of state agencies and finance, revenue and bonding, the Office of Fiscal Analysis, and the Institute for Municipal and Regional Policy at Central Connecticut State University.

(c) Not later than [March 1, 2016] November 1, 2018, and annually thereafter by November first, the Institute for Municipal and Regional Policy at Central Connecticut State University shall submit a report containing a cost-benefit analysis of the programs inventoried in

subsection (a) of this section to the [Criminal Justice Policy and Planning Division] Secretary of the Office of Policy and Management, the joint standing committees of the General Assembly having cognizance of matters relating to children, appropriations and the budgets of state agencies and finance, revenue and bonding, and the Office of Fiscal Analysis, in accordance with the provisions of section 11-4a.

(d) The Office of Policy and Management and the Office of Fiscal Analysis may include the cost-benefit analysis provided by the Institute for Municipal and Regional Policy under subsection (c) of this section in their reports submitted to the joint standing committees of the General Assembly having cognizance of matters relating to children, appropriations and the budgets of state agencies and finance, revenue and bonding on or before November fifteenth annually, pursuant to subsection (b) of section 2-36b.

(e) Not later than January 1, 2019, the Secretary of the Office of Policy and Management shall create a pilot program that applies the principles of the Pew-MacArthur Results First cost-benefit analysis model, with the overall goal of promoting cost-effective policies and programming by the state, to at least eight grant programs financed by the state selected by the secretary. Such grant programs shall include, but need not be limited to, programs that provide services for families in the state, employment programs and at least one contracting program that is provided by a state agency with an annual budget of over two hundred million dollars.

(f) Not later than April 1, 2019, the Secretary of the Office of Policy and Management shall submit a report, in accordance with the provisions of section 11-4a, to the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies. Such report shall include, but need not be limited to, a description of the grant programs

the secretary has included in the pilot program described in subsection (e) of this section, the status of the pilot program and any recommendations.

Sec. 248. (*Effective from passage*) On or before February 1, 2018, the Department of Correction and the Secretary of the Office of Policy and Management shall submit a progress report to the General Assembly, in accordance with the provisions of section 11-4a of the general statutes, on the request for information issued pursuant to section 20 of public act 15-1 of the December special session for developing options available to the state for the provision of inmate medical services.

Sec. 249. (*Effective from passage*) For the fiscal year ending June 30, 2019, the Commissioner of Public Health shall reduce on a pro rata basis payments to full-time municipal health departments, pursuant to section 19a-202 of the general statutes, and to health districts, pursuant to section 19a-245 of the general statutes, in an aggregate amount equal to $504,218.

Sec. 250. (*Effective from passage*) (a) There is established a Commission on Fiscal Stability and Economic Growth which shall develop and recommend policies to achieve state government fiscal stability and promote economic growth and competitiveness within the state. The commission shall study and make recommendations regarding state revenues, tax structures, spending, debt, administrative and organizational actions and related activities, including relevant municipal activities, to (1) achieve consistently balanced and timely budgets that are supportive of the interests of families and businesses and the revitalization of major cities within the state, and (2) materially improve the attractiveness of the state for existing and future businesses and residents.

(b) The commission shall consist of the following members:

(1) One appointed by the speaker of the House of Representatives;

(2) One appointed by the president pro tempore of the Senate;

(3) One appointed by the majority leader of the House of Representatives;

(4) One appointed by the majority leader of the Senate;

(5) One appointed by the minority leader of the House of Representatives;

(6) One appointed by the Senate Republican president pro tempore; and

(7) Eight persons appointed by the Governor.

(c) (1) The appointing authorities shall endeavor to coordinate their appointments to achieve policy balance and diversity, including by appointing members who are representative of the diversity in gender, age, ethnicity, race and geography of the state population. Commission members shall have expertise in public finance, economic growth and development, job creation or public administration. No member of the commission shall be a current public official. As used in this subdivision, "public official" means a state-wide or municipal elected officer, member or member-elect of the General Assembly, an employee or officer of the executive branch or the Judicial Department and an employee of the legislative branch, but does not include a member of an advisory board, as defined in section 1-79 of the general statutes.

(2) Notwithstanding any provision of the general statutes, it shall not constitute a conflict of interest for a trustee, director, partner or officer of any person, firm or corporation, or any individual having a financial interest in a person, firm or corporation, to serve as a member

of the commission, provided such trustee, director, partner, officer or individual complies with all applicable provisions of chapter 10 of the general statutes. All members of the commission shall be deemed public officials for purposes of chapter 10 of the general statutes and shall adhere to the provisions of the code of ethics for public officials set forth in said chapter.

(3) Members of the commission shall receive no compensation for their services. All appointments to the commission shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(d) The Governor shall select the chairpersons of the commission from among the members of the commission. Such chairpersons shall schedule the first meeting of the commission, which shall be held not later than forty days after the effective date of this section.

(e) The Secretary of the Office of Policy and Management and Commissioner of Economic and Community Development shall provide staff support for the commission and shall each designate at least one staff member to attend meetings of the commission. Each of the four caucuses of the legislative branch, the Treasurer, the Comptroller and the Attorney General shall each appoint a staff member to (1) upon the request of the commission, attend meetings of the commission, and (2) communicate with the member's agency regarding the activities of the commission. The commission may request any office, department, board, commission or other agency of the state to supply such information and assistance as may be necessary or appropriate in order to carry out its duties and requirements.

(f) The commission shall solicit public comment by holding one or more public hearings on its proposals. Not later than March 1, 2018, the commission shall submit a report on its findings and

recommendations to the Governor, the General Assembly and the joint standing committees of the General Assembly having cognizance of matters relating to commerce, planning and development, finance, revenue and bonding and appropriations and the budgets of state agencies, in accordance with the provisions of section 11-4a of the general statutes. The commission shall terminate on the date that it submits such report or March 1, 2018, whichever is later.

(g) Not later than March 30, 2018, the joint standing committees of the General Assembly having cognizance of matters relating to commerce, planning and development, finance, revenue and bonding and appropriations and the budgets of state agencies shall either hold one joint public hearing or individual public hearings on the commission report. During the 2018 regular session, (1) one or more of said committees shall originate and, following an additional public hearing, report at least one bill drafting the report's recommendations that are relevant to the cognizance of said committee, and (2) the General Assembly shall vote upon any such bill.

Sec. 251. (*Effective from passage*) Notwithstanding the provisions of section 31-3mm of the general statutes, the sum of $1,000,000 appropriated in section 1 of this act for the fiscal year ending June 30, 2018, to the Labor Department, for Connecticut's Youth Employment Program, shall be distributed as follows: $150,000 to the City of Hartford Department of Families, Children, Youth and Recreation, $350,000 to the Capital Region Workforce Investment Board, and $500,000 to the Wilson-Gray YMCA for said fiscal year.

Sec. 252. Section 10-262j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Except as otherwise provided under the provisions of subsections (c) to (e), inclusive, of this section, for the fiscal year ending June 30, **[**2016**]** 2018, the budgeted appropriation for education

shall be not less than the budgeted appropriation for education for the fiscal year ending June 30, [2015] 2017, plus any aid increase described in subsection (d) of section 10-262i, except that a town may reduce its budgeted appropriation for education for the fiscal year ending June 30, [2016] 2018, by one or more of the following:

(1) If a town experiences an aid reduction, as described in subsection (d) of section 10-262i, such town may reduce its budgeted appropriation for education in an amount equal to the aid reduction;

[(1)] (2) Any district with (A) a resident student population in which the number of students who are eligible for free or reduced price lunches pursuant to federal law and regulations is equal to or greater than twenty per cent, and (B) a resident student count for October 1, [2014] 2016, using the data of record as of January 31, [2015] 2017, that is lower than such district's resident student count for October 1, [2013] 2015, using the data of record as of January 31, [2015] 2017, may reduce such district's budgeted appropriation for education by the difference in the number of resident students for such years multiplied by fifty per cent of the net current expenditures per resident student of such district, provided such reduction shall not exceed one and one-half per cent of the district's budgeted appropriation for education for the fiscal year ending June 30, [2015] 2017, except that the Commissioner of Education may, following a review of a town's proposed reductions to its budgeted appropriation for education, permit a town to reduce its budgeted appropriation for education in an amount greater than one and one-half per cent if the board of education for such town has approved, by vote at a meeting duly called, such proposed reductions;

[(2)] (3) Any district with (A) a resident student population in which the number of students who are eligible for free or reduced price lunches pursuant to federal law and regulations is less than twenty per cent, and (B) a resident student count for October 1, [2014] 2016, using the data of record as of January 31, [2015] 2017, that is lower than such

district's resident student count for October 1, **[**2013**]** 2015, using the data of record as of January 31, **[**2015**]** 2017, may reduce such district's budgeted appropriation for education by the difference in the number of resident students for such years multiplied by fifty per cent of the net current expenditures per resident student of such district, provided such reduction shall not exceed three per cent of the district's budgeted appropriation for education for the fiscal year ending June 30, **[**2015**]** 2017, except that the Commissioner of Education may, following a review of a town's proposed reductions to its budgeted appropriation for education, permit a town to reduce its budgeted appropriation for education in an amount greater than three per cent if the board of education for such town has approved, by vote at a meeting duly called, such proposed reductions;

[(3)**]** (4) Any district (A) that does not maintain a high school and pays tuition to another school district pursuant to section 10-33 for resident students to attend high school in another district, and (B) in which the number of resident students attending high school for such district for October 1, **[**2014**]** 2016, using the data of record as of January 31, **[**2015**]** 2017, is lower than such district's number of resident students attending high school for October 1, **[**2013**]** 2015, using the data of record as of January 31, **[**2015**]** 2017, may reduce such district's budgeted appropriation for education by the difference in the number of resident students attending high school for such years multiplied by the amount of tuition paid per student pursuant to section 10-33; or

[(4)**]** (5) Any district that realizes new and documentable savings through increased district efficiencies approved by the Commissioner of Education or through regional collaboration or cooperative arrangements pursuant to section 10-158a may reduce such district's budgeted appropriation for education in an amount equal to half of the amount of savings experienced as a result of such district efficiencies, regional collaboration or cooperative arrangement, provided such

reduction shall not exceed one-half of one per cent of the district's budgeted appropriation for education for the fiscal year ending June 30, **[**2015**]** 2017.

(b) Except as otherwise provided under the provisions of subsections (c) to (e), inclusive, of this section, for the fiscal year ending June 30, **[**2017**]** 2019, the budgeted appropriation for education shall be not less than the budgeted appropriation for education for the fiscal year ending June 30, **[**2016**]** 2018, plus any aid increase received pursuant to subsection (d) of section 10-262i, except that a town may reduce its budgeted appropriation for education for the fiscal year ending June 30, **[**2017**]** 2019, by one or more of the following:

(1) If a town experiences an aid reduction, as described in subsection (d) of section 10-262i, such town may reduce its budgeted appropriation for education in an amount equal to the aid reduction;

(2) Any district with (A) a resident student population in which the number of students who are eligible for free or reduced price lunches pursuant to federal law and regulations is equal to or greater than twenty per cent, and (B) a resident student count for October 1, **[**2015**]** 2017, using the data of record as of January 31, **[**2016**]** 2018, that is lower than such district's resident student count for October 1, **[**2014**]** 2016, using the data of record as of January 31, **[**2016**]** 2018, may reduce such district's budgeted appropriation for education by the difference in the number of resident students for such years multiplied by fifty per cent of the net current expenditures per resident student of such district, provided such reduction shall not exceed one and one-half per cent of the district's budgeted appropriation for education for the fiscal year ending June 30, **[**2016**]** 2018, except that the Commissioner of Education may, following a review of a town's proposed reductions to its budgeted appropriation for education, permit a town to reduce its budgeted appropriation for education in an amount greater than one and one-half per cent if the board of education for such town has

approved, by vote at a meeting duly called, such proposed reductions;

(3) Any district with (A) a resident student population in which the number of students who are eligible for free or reduced price lunches pursuant to federal law and regulations is less than twenty per cent, and (B) a resident student count for October 1, **[**2015**]** 2017, using the data of record as of January 31, **[**2016**]** 2018, that is lower than such district's resident student count for October 1, **[**2014**]** 2016, using the data of record as of January 31, **[**2016**]** 2018, may reduce such district's budgeted appropriation for education by the difference in the number of resident students for such years multiplied by fifty per cent of the net current expenditures per resident student, as defined in subdivision (45) of section 10-262f, of such district, provided such reduction shall not exceed three per cent of the district's budgeted appropriation for education for the fiscal year ending June 30, **[**2016**]** 2018, except that the Commissioner of Education may, following a review of a town's proposed reductions to its budgeted appropriation for education, permit a town to reduce its budgeted appropriation for education in an amount greater than three per cent if the board of education for such town has approved, by vote at a meeting duly called, such proposed reductions;

(4) Any district (A) that does not maintain a high school and pays tuition to another school district pursuant to section 10-33 for resident students to attend high school in another district, and (B) in which the number of resident students attending high school for such district for October 1, **[**2015**]** 2017, using the data of record as of January 31, **[**2016**]** 2018, is lower than such district's number of resident students attending high school for October 1, **[**2014**]** 2016, using the data of record as of January 31, **[**2016**]** 2018, may reduce such district's budgeted appropriation for education by the difference in the number of resident students attending high school for such years multiplied by the amount of tuition paid per student pursuant to section 10-33; or

(5) Any district that realizes new and documentable savings through increased district efficiencies approved by the Commissioner of Education or through regional collaboration or cooperative arrangements pursuant to section 10-158a may reduce such district's budgeted appropriation for education in an amount equal to half of the amount of savings experienced as a result of such district efficiencies, regional collaboration or cooperative arrangement, provided such reduction shall not exceed one-half of one per cent of the district's budgeted appropriation for education for the fiscal year ending June 30, **[**2015**]** 2017.

(c) For the fiscal years ending June 30, **[**2016**]** 2018, and June 30, **[**2017**]** 2019, the Commissioner of Education may permit a town to reduce its budgeted appropriation for education in an amount determined by the commissioner if the school district in such town has permanently ceased operations and closed one or more schools in the school district due to declining enrollment at such closed school or schools in the fiscal years ending June 30, 2013, to June 30, **[**2016**]** 2018, inclusive.

(d) For the fiscal years ending June 30, **[**2016**]** 2018, and June 30, **[**2017**]** 2019, a town **[**currently**]** designated as an alliance district, as defined in section 10-262u, **[**or formerly designated as an alliance district**]** shall not reduce its budgeted appropriation for education pursuant to this section.

(e) For the fiscal years ending June 30, **[**2016**]** 2018, and June 30, **[**2017**]** 2019, the provisions of this section shall not apply to any district that is in the top ten per cent of school districts based on the accountability index, as defined in section 10-223e.

(f) For the fiscal years ending June 30, **[**2016**]** 2018, and June 30, **[**2017**]** 2019, the provisions of this section shall not apply to the member towns of a regional school district during the first full fiscal

year following the establishment of the regional school district, provided the budgeted appropriation for education for member towns of such regional school district for each subsequent fiscal year shall be determined in accordance with this section.

Sec. 253. Subsection (d) of section 10-262i of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[(d) (1) For the fiscal year ending June 30, 2017, if the amount paid to a town for the fiscal year ending June 30, 2017, pursuant to section 20 of public act 16-2 of the May special session, is greater than the amount paid to such town for the fiscal year ending June 30, 2016, pursuant to subsection (c) of section 10-262h, such amount paid to a town for the fiscal year ending June 30, 2017, minus such amount paid to such town for the fiscal year ending June 30, 2016, shall be the aid increase for such town for the fiscal year ending June 30, 2017.

(2) For the fiscal year ending June 30, 2017, if the amount paid to a town for the fiscal year ending June 30, 2017, pursuant to section 20 of public act 16-2 of the May special session, is less than the amount paid to such town for the fiscal year ending June 30, 2016, pursuant to subsection (c) of section 10-262h, such amount paid to a town for the fiscal year ending June 30, 2016, minus such amount paid to such town for the fiscal year ending June 30, 2017, shall be the aid reduction for such town for the fiscal year ending June 30, 2017.**]**

(d) (1) For the fiscal year ending June 30, 2018, (A) if the amount of the equalization aid grant a town is entitled to pursuant to section 10-262h is greater than its base grant amount, the difference between the amount of such equalization aid grant and such town's base grant amount shall be the aid increase for such town for the fiscal year ending June 30, 2018, and (B) if the amount of the equalization aid grant a town is entitled to pursuant to section 10-262h is less than its

base grant amount, the difference between such town's base grant amount and the amount of such equalization aid grant shall be the aid reduction for such town for the fiscal year ending June 30, 2018.

(2) For the fiscal year ending June 30, 2019, (A) if the amount of the equalization aid grant a town is entitled to pursuant to section 10-262h is greater than the equalization aid grant amount such town received for the previous fiscal year, the difference between the amount of such town's equalization aid grant for the fiscal year ending June 30, 2019, and the equalization aid grant amount such town received for the previous fiscal year shall be the aid increase for such town for the fiscal year ending June 30, 2019, and (B) if the amount of the equalization aid grant a town is entitled to pursuant to section 10-262h is less than the equalization aid grant amount such town received for the previous fiscal year, the difference between the equalization aid grant amount such town received for the previous fiscal year and the amount of such town's equalization aid grant for the fiscal year ending June 30, 2019, shall be the aid reduction for such town for the fiscal year ending June 30, 2019.

Sec. 254. Subsections (a) and (b) of section 51-47 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The judges of the Superior Court, judges of the Appellate Court and judges of the Supreme Court shall receive annually salaries as follows:

(1) On and after July 1, 2014, (A) the Chief Justice of the Supreme Court, one hundred ninety-four thousand seven hundred fifty-seven dollars; (B) the Chief Court Administrator if a judge of the Supreme Court, Appellate Court or Superior Court, one hundred eighty-seven thousand one hundred forty-eight dollars; (C) each associate judge of the Supreme Court, one hundred eighty thousand two hundred four

dollars; (D) the Chief Judge of the Appellate Court, one hundred seventy-eight thousand two hundred ten dollars; (E) each judge of the Appellate Court, one hundred sixty-nine thousand two hundred forty-five dollars; (F) the Deputy Chief Court Administrator if a judge of the Superior Court, one hundred sixty-six thousand one hundred fifty-eight dollars; (G) each judge of the Superior Court, one hundred sixty-two thousand seven hundred fifty-one dollars.

(2) On and after July 1, 2015, (A) the Chief Justice of the Supreme Court, two hundred thousand five hundred ninety-nine dollars; (B) the Chief Court Administrator if a judge of the Supreme Court, Appellate Court or Superior Court, one hundred ninety-two thousand seven hundred sixty-three dollars; (C) each associate judge of the Supreme Court, one hundred eighty-five thousand six hundred ten dollars; (D) the Chief Judge of the Appellate Court, one hundred eighty-three thousand five hundred fifty-six dollars; (E) each judge of the Appellate Court, one hundred seventy-four thousand three hundred twenty-three dollars; (F) the Deputy Chief Court Administrator if a judge of the Superior Court, one hundred seventy-one thousand one hundred forty-three dollars; (G) each judge of the Superior Court, one hundred sixty-seven thousand six hundred thirty-four dollars.

(3) On and after July 1, 2017, <u>and prior to the effective date of this section,</u> (A) the Chief Justice of the Supreme Court, two hundred six thousand six hundred seventeen dollars; (B) the Chief Court Administrator if a judge of the Supreme Court, Appellate Court or Superior Court, one hundred ninety-eight thousand five hundred forty-five dollars; (C) each associate judge of the Supreme Court, one hundred ninety-one thousand one hundred seventy-eight dollars; (D) the Chief Judge of the Appellate Court, one hundred eighty-nine thousand sixty-three dollars; (E) each judge of the Appellate Court, one hundred seventy-nine thousand five hundred fifty-two dollars; (F) the Deputy Chief Court Administrator if a judge of the Superior Court,

one hundred seventy-six thousand two hundred seventy-seven dollars; (G) each judge of the Superior Court, one hundred seventy-two thousand six hundred sixty-three dollars.

(4) On and after the effective date of this section, (A) the Chief Justice of the Supreme Court, two hundred thousand five hundred ninety-nine dollars; (B) the Chief Court Administrator if a judge of the Supreme Court, Appellate Court or Superior Court, one hundred ninety-two thousand seven hundred sixty-three dollars; (C) each associate judge of the Supreme Court, one hundred eighty-five thousand six hundred ten dollars; (D) the Chief Judge of the Appellate Court, one hundred eighty-three thousand five hundred fifty-six dollars; (E) each judge of the Appellate Court, one hundred seventy-four thousand three hundred twenty-three dollars; (F) the Deputy Chief Court Administrator if a judge of the Superior Court, one hundred seventy-one thousand one hundred forty-three dollars; (G) each judge of the Superior Court, one hundred sixty-seven thousand six hundred thirty-four dollars.

(5) On and after July 1, 2019, (A) the Chief Justice of the Supreme Court, two hundred six thousand six hundred seventeen dollars; (B) the Chief Court Administrator if a judge of the Supreme Court, Appellate Court or Superior Court, one hundred ninety-eight thousand five hundred forty-five dollars; (C) each associate judge of the Supreme Court, one hundred ninety-one thousand one hundred seventy-eight dollars; (D) the Chief Judge of the Appellate Court, one hundred eighty-nine thousand sixty-three dollars; (E) each judge of the Appellate Court, one hundred seventy-nine thousand five hundred fifty-two dollars; (F) the Deputy Chief Court Administrator if a judge of the Superior Court, one hundred seventy-six thousand two hundred seventy-seven dollars; (G) each judge of the Superior Court, one hundred seventy-two thousand six hundred sixty-three dollars.

(b) (1) In addition to the salary such judge is entitled to receive

under subsection (a) of this section, on and after July 1, 2014, a judge designated as the administrative judge of the appellate system shall receive one thousand one hundred nine dollars in annual salary, each Superior Court judge designated as the administrative judge of a judicial district shall receive one thousand one hundred nine dollars in annual salary and each Superior Court judge designated as the chief administrative judge for facilities, administrative appeals, judicial marshal service or judge trial referees or for the Family, Juvenile, Criminal or Civil Division of the Superior Court shall receive one thousand one hundred nine dollars in annual salary.

(2) In addition to the salary such judge is entitled to receive under subsection (a) of this section, on and after July 1, 2015, a judge designated as the administrative judge of the appellate system shall receive one thousand one hundred forty-two dollars in additional compensation, each Superior Court judge designated as the administrative judge of a judicial district shall receive one thousand one hundred forty-two dollars in additional compensation and each Superior Court judge designated as the chief administrative judge for facilities, administrative appeals, judicial marshal service or judge trial referees or for the Family, Juvenile, Criminal or Civil Division of the Superior Court shall receive one thousand one hundred forty-two dollars in additional compensation.

(3) In addition to the salary such judge is entitled to receive under subsection (a) of this section, on and after July 1, 2017, <u>and prior to the effective date of this section,</u> a judge designated as the administrative judge of the appellate system shall receive one thousand one hundred seventy-seven dollars in additional compensation, each Superior Court judge designated as the administrative judge of a judicial district shall receive one thousand one hundred seventy-seven dollars in additional compensation and each Superior Court judge designated as the chief administrative judge for facilities, administrative appeals, judicial

marshal service or judge trial referees or for the Family, Juvenile, Criminal or Civil Division of the Superior Court shall receive one thousand one hundred seventy-seven dollars in additional compensation.

(4) In addition to the salary such judge is entitled to receive under subsection (a) of this section, on and after the effective date of this section, a judge designated as the administrative judge of the appellate system shall receive one thousand one hundred forty-two dollars in additional compensation, each Superior Court judge designated as the administrative judge of a judicial district shall receive one thousand one hundred forty-two dollars in additional compensation and each Superior Court judge designated as the chief administrative judge for facilities, administrative appeals, judicial marshal service or judge trial referees or for the Family, Juvenile, Criminal or Civil Division of the Superior Court shall receive one thousand one hundred forty-two dollars in additional compensation.

(5) In addition to the salary such judge is entitled to receive under subsection (a) of this section, on and after July 1, 2019, a judge designated as the administrative judge of the appellate system shall receive one thousand one hundred seventy-seven dollars in additional compensation, each Superior Court judge designated as the administrative judge of a judicial district shall receive one thousand one hundred seventy-seven dollars in additional compensation and each Superior Court judge designated as the chief administrative judge for facilities, administrative appeals, judicial marshal service or judge trial referees or for the Family, Juvenile, Criminal or Civil Division of the Superior Court shall receive one thousand one hundred seventy-seven dollars in additional compensation.

Sec. 255. Subsection (f) of section 52-434 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(f) Each judge trial referee shall receive, for acting as a referee or as a single auditor or committee of any court or for performing duties assigned by the Chief Court Administrator with the approval of the Chief Justice, for each day the judge trial referee is so engaged, in addition to the retirement salary: (1) (A) On and after July 1, 2014, the sum of two hundred forty-four dollars, **[**;**]** (B) on and after July 1, 2015, the sum of two hundred fifty-one dollars, **[**and**]** (C) on and after July 1, 2017, and prior to the effective date of this section, the sum of two hundred fifty-nine dollars, (D) on and after the effective date of this section, the sum of two hundred fifty-one dollars, and (E) on and after July 1, 2019, the sum of two hundred fifty-nine dollars; and (2) expenses, including mileage. Such amounts shall be taxed by the court making the reference in the same manner as other court expenses.

Sec. 256. Subsection (h) of section 46b-231 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(h) (1) On and after July 1, 2014, the Chief Family Support Magistrate shall receive a salary of one hundred forty-one thousand six hundred eighty-six dollars, and other family support magistrates shall receive an annual salary of one hundred thirty-four thousand eight hundred forty-eight dollars.

(2) On and after July 1, 2015, the Chief Family Support Magistrate shall receive a salary of one hundred forty-five thousand nine hundred thirty-six dollars, and other family support magistrates shall receive an annual salary of one hundred thirty-eight thousand eight hundred ninety-three dollars.

(3) On and after July 1, 2017, and prior to the effective date of this section, the Chief Family Support Magistrate shall receive a salary of one hundred fifty thousand three hundred fourteen dollars, and other family support magistrates shall receive an annual salary of one

hundred forty-three thousand sixty dollars.

(4) On and after the effective date of this section, the Chief Family Support Magistrate shall receive a salary of one hundred forty-five thousand nine hundred thirty-six dollars, and other family support magistrates shall receive an annual salary of one hundred thirty-eight thousand eight hundred ninety-three dollars.

(5) On and after July 1, 2019, the Chief Family Support Magistrate shall receive a salary of one hundred fifty thousand three hundred fourteen dollars, and other family support magistrates shall receive an annual salary of one hundred forty-three thousand sixty dollars.

Sec. 257. Subsection (b) of section 46b-236 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) (1) On and after July 1, 2014, each family support referee shall receive, for acting as a family support referee, in addition to the retirement salary, the sum of two hundred eleven dollars and expenses, including mileage, for each day a family support referee is so engaged.

(2) On and after July 1, 2015, each family support referee shall receive, for acting as a family support referee, in addition to the retirement salary, the sum of two hundred seventeen dollars and expenses, including mileage, for each day a family support referee is so engaged.

(3) On and after July 1, 2017, and prior to the effective date of this section, each family support referee shall receive, for acting as a family support referee, in addition to the retirement salary, the sum of two hundred twenty-three dollars and expenses, including mileage, for each day a family support referee is so engaged.

(4) On and after the effective date of this section, each family support referee shall receive, for acting as a family support referee, in addition to the retirement salary, the sum of two hundred seventeen dollars and expenses, including mileage, for each day a family support referee is so engaged.

(5) On and after July 1, 2019, each family support referee shall receive, for acting as a family support referee, in addition to the retirement salary, the sum of two hundred twenty-three dollars and expenses, including mileage, for each day a family support referee is so engaged.

Sec. 258. (*Effective from passage*) Notwithstanding any provision of the general statutes, not later than December 1, 2017, the Materials Innovation and Recycling Authority shall make a payment in lieu of taxes to the city of Hartford in the amount of one million dollars.

Sec. 259. (NEW) (*Effective from passage*) For the fiscal year ending June 30, 2018, and each fiscal year thereafter, each regional council of governments shall, within available appropriations, receive a grant-in-aid to be known as a regional services grant, the amount of which shall be based on a formula to be determined by the Secretary of the Office of Policy and Management. No such council shall receive a grant for the fiscal year ending June 30, 2018, unless the secretary approves a spending plan for such grant moneys submitted by such council to the secretary on or before November 1, 2017. No such council shall receive a grant for the fiscal year ending June 30, 2019, or any fiscal year thereafter, unless the secretary approves a spending plan for such grant moneys submitted by such council to the secretary on or before July 1, 2018, and annually thereafter. Each regional council of governments shall use such grant funds for planning purposes and to achieve efficiencies in the delivery of municipal services, without diminishing the quality of such services. On or before October 1, 2018, and annually thereafter, each regional council of governments shall

submit a report, in accordance with section 11-4a of the general statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to planning and development and finance, revenue and bonding, and to the secretary. Such report shall (1) summarize the expenditure of such grant funds, (2) describe any regional program, project or initiative currently provided or planned by the council, (3) review the performance of any existing regional program, project or initiative relative to its initial goals and objectives, (4) analyze the existing services provided by member municipalities or by the state that, in the opinion of the council, could be more effectively or efficiently provided on a regional basis, and (5) provide recommendations for legislative action concerning potential impediments to the regionalization of services.

Sec. 260. Section 8-31b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) On or before January 1, 2015, each regional planning agency created pursuant to sections 8-31a to 8-37a, inclusive, of the general statutes, revision of 1958, revised to January 1, 2013, and each regional council of elected officials created pursuant to sections 4-124c to 4-124h, inclusive, shall be restructured to form a regional council of governments as provided in section 4-124j.

(b) A regional council of governments may accept or participate in any grant, donation or program available to any political subdivision of the state and may also accept or participate in any grant, donation or program made available to counties by any other governmental or private entity. Notwithstanding the provisions of any special or public act, any political subdivision of the state may enter into an agreement with a regional council of governments to perform jointly or to provide, alone or in cooperation with any other entity, any service, activity or undertaking that the political subdivision is authorized by law to perform. A regional council of governments established

pursuant to this section may administer and provide regional services to municipalities and may delegate such authority to subregional groups of such municipalities. Regional services provided to member municipalities shall be determined by each regional council of governments, except as provided in subsection (b) of section 9-229 and section 9-229b, and may include, without limitation, the following services: (1) Engineering; (2) inspectional and planning; (3) economic development; (4) public safety; (5) emergency management; (6) animal control; (7) land use management; (8) tourism promotion; (9) social; (10) health; (11) education; (12) data management; (13) regional sewerage; (14) housing; (15) computerized mapping; (16) household hazardous waste collection; (17) recycling; (18) public facility siting; (19) coordination of master planning; (20) vocational training and development; (21) solid waste disposal; (22) fire protection; (23) regional resource protection; (24) regional impact studies; and (25) transportation.

[(c) Beginning on January 1, 2015, and annually thereafter, each regional council of governments shall submit an annual report to the Secretary of the Office of Policy and Management and to the joint standing committee of the General Assembly having cognizance of matters relating to municipalities. Such annual report shall include the following: (1) A description of any regional program, project or initiative provided or planned by such regional council of governments; (2) a description of any expenditure, including the source of funding, spent on each such regional program, project or initiative and a cost-benefit analysis for such expenditure; (3) a list of existing services provided by a municipality or by the state that, in the opinion of the regional council of governments, could be transferred to such regional council of governments and any efficiency associated with such transfer; (4) a discussion and review of the performance of any regional program, project or initiative, including any recommendations for legislative action; and (5) specific annual goals

and objectives and quantifiable outcome measures for each program, project or initiative administered or provided by such regional council of governments.**]**

Sec. 261. (*Effective from passage*) (a) For purposes of this section and section 262 of this act, (1) "eligible, low-income person" means a person who qualifies for assistance from the Department of Social Services or a community action agency, and (2) "community action agency" has the same meaning as provided in section 17b-885 of the general statutes. The Commissioner of Social Services may establish a twelve-month pilot project in partnership with the Torrington community action agency to provide streamlined social services to assist eligible, low-income persons to achieve economic independence.

(b) The project shall include: (1) The location of certain staff from the Department of Social Services' Torrington office at the Torrington community action agency to provide on-site eligibility determinations for applicants to assistance programs administered by the department, on a basis to be determined by the department, and (2) community-wide case conference meetings of service providers coordinated by the community action agency to address systemic barriers to economic independence faced by eligible, low-income persons. In coordinating case conference meetings, the community action agency shall consult with service providers that may include: (A) The Departments of Social Services, Children and Families, Mental Health and Addiction Services, Education, Rehabilitation, Correction and Housing and the Labor Department, (B) the Torrington Housing Authority, (C) the Northwestern Connecticut Transit District, (D) Northwestern Connecticut Community College, (E) Torrington Superior Court, (F) the Office of Adult Probation serving Torrington, and (G) the regional education service center serving western Connecticut. In transferring staff pursuant to subdivision (1) of this subsection, the Commissioner of Social Services shall not reduce staff.

(c) Not later than January 1, 2019, the Commissioner of Social Services, in consultation with the Torrington community action agency, shall submit a report on the pilot project, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to human services. The report shall include, but need not be limited to: (1) The number of persons served in the pilot project, (2) the services provided, and (3) the documented outcomes in the areas of jobs, housing and education obtained by persons served in the pilot project.

Sec. 262. (*Effective from passage*) (a) The sum of one hundred thousand dollars is appropriated to the Department of Social Services, from the General Fund, for the fiscal year ending June 30, 2018, for (1) rental and overhead expenses related to relocating department staff from the department's Torrington office to the Torrington community action agency, and (2) for additional costs related to a twelve-month pilot project administered by the department and the community action agency to coordinate delivery of services to eligible, low-income persons.

(b) Notwithstanding the provisions of section 4-85 of the general statutes, for the fiscal year ending June 30, 2018, the Governor shall not reduce any allotment requisition or allotment in force for the Department of Social Services that results in the premature termination of a twelve-month pilot project.

Sec. 263. (NEW) (*Effective from passage*) (a) No alcoholic liquor shall be sold or delivered by any wholesaler or manufacturer permittee except from such wholesaler's or manufacturer's permit premises, unless the wholesaler or manufacturer permittee has first received and inventoried the alcoholic liquor, which shall be unloaded from the delivery truck and come to rest in the warehouse facility of such wholesaler or manufacturer before being shipped to a retailer directly.

The Commissioner of Consumer Protection or his or her authorized agent may inspect such wholesaler's or manufacturer's permit premises, books and records to ensure compliance with the provisions of this section. Notwithstanding the foregoing, the provisions of this section shall not apply to the sale, delivery or shipment of wine by a farm winery pursuant to subsection (a) of section 30-18 of the general statutes or to the holder of an out-of-state small winery shipper's permit for wine issued pursuant to section 30-18a of the general statutes.

(b) Any person who violates the provisions of subsection (a) of this section shall have engaged in an unfair or deceptive act or practice in violation of section 42-110b of the general statutes.

Sec. 264. (NEW) (*Effective from passage*) (a) In furtherance of the Comprehensive Energy Strategy established pursuant to section 16a-3d of the general statutes relating to the evaluation of district heating and thermal loops in high-density areas, on or before January 1, 2018, an electric distribution company serving customers located in a distressed municipality, as defined in section 32-9p of the general statutes, that has a population in excess of one hundred twenty-seven thousand, shall conduct a procurement for electricity and renewable energy credits from a combined heat and power system located in such municipality that (1) has a nameplate capacity of not more than ten megawatts, (2) is in a configuration that is compatible for use with a district heating system, as defined in section 16-258 of the general statutes, (3) is owned by a thermal energy transportation company, and (4) may include fuel cells. Such combined heat and power system shall be (A) procured by a thermal energy transportation company through a competitive bidding process, (B) in a configuration compatible for use with a district heating system, and (C) installed at a location that will maximize the efficient use of the thermal energy from the combined heat and power system by a thermal energy

transportation company. The thermal energy produced by such combined heat and power system shall be subject to firm customer commitments to subscribe to thermal energy services from such thermal energy transportation company, as demonstrated by such thermal energy transportation company, for the term of the power purchase agreement entered into pursuant to this section. After reviewing any proposals submitted in response to such procurement, the electric distribution company may enter into a power purchase agreement with a thermal energy distribution company for the purchase of electricity and renewable energy credits for a period of not more than twenty years.

(b) No later than fifteen days after an electric distribution company enters into a power purchase agreement pursuant to subsection (a) of this section, the electric distribution company shall submit such agreement to the Public Utilities Regulatory Authority for review and approval. The authority shall evaluate such agreement and may approve such agreement if the authority finds that the agreement (1) complies with the requirements of this section, and (2) serves the long-term interests of ratepayers. The authority shall not approve any agreement supported in any form of cross subsidization by entities affiliated with the electric distribution company. A combined heat and power system acquired and built pursuant to a power purchase agreement entered into pursuant to this section shall not exceed a total nameplate capacity rating of ten megawatts in the aggregate. The electric distribution company may not, under any circumstances, recover more than the full costs of the agreement approved by the authority. The net costs of any such agreement, including costs incurred by the electric distribution company under the agreement and reasonable costs incurred by the electric distribution company in connection with the agreement, shall be recovered on a timely basis through a reconciling component of electric rates as determined by the authority that is nonbypassable when switching electric suppliers. Any

net revenues from the sale of products purchased in accordance with any agreement entered into pursuant to this section shall be credited to customers through the same reconciling component of electric rates that is utilized to recover the costs of such agreement. Certificates issued by the New England Power Pool Generation Information System for any Class I or Class III source procured by an electric distribution company pursuant to this section may be (A) sold into the New England Power Pool Generation Information System renewable energy credit market to be used by an electric supplier or electric distribution company to meet the requirements of section 16-245a of the general statutes, so long as the revenues from such sale are credited to electric distribution company customers as described in this subsection, or (B) retained by the electric distribution company to meet the requirements of section 16-245a of the general statutes. In considering whether to sell or retain such certificates, the company shall select the option that is in the best interest of such company's ratepayers, consistent with the procurement plan approved pursuant to sections 16-244c and 16-244m of the general statutes.

Sec. 265. (*Effective from passage*) (a) Notwithstanding the provisions of section 10-262j of the general statutes, title 7 of the general statutes, chapter 204 of the general statutes, any special act, any municipal charter or any home rule ordinance, for the fiscal years ending June 30, 2018, and June 30, 2019, if a municipality has adopted a budget, levied taxes pursuant to such budget or made adjustments, transfers or modifications to such budget prior to the adoption of the state budget for said fiscal year and such municipality receives, pursuant to such adopted state budget, a lower amount of state aid than that projected in the municipality's adopted, adjusted or modified budget, such municipality may (1) amend its education budget in the same manner as such education budget was originally adopted, adjusted or modified, provided the amendment to such education budget shall not exceed the amount of the decrease in equalization aid grants made to

the municipality pursuant to section 10-262h of the general statutes, (2) amend its noneducation budget in the same manner as such noneducation budget was originally adopted, adjusted or modified, provided the amendment to such noneducation budget shall not exceed the amount of the decrease in state aid other than equalization aid grants made to the municipality pursuant to section 10-262h of the general statutes, (3) make transfers between accounts without having to follow the same process by which the original budget was adopted, provided such transfers are approved by the affirmative vote of a majority of such municipality's legislative body, and (4) not later than February 1, 2018, for the fiscal year ending June 30, 2018, and January 1, 2019, for the fiscal year ending June 30, 2019, adjust the tax levy pursuant to section 7-567 of the general statutes and the amount of any remaining installments of such taxes accordingly. If a municipality has levied a tax for the fiscal year ending June 30, 2018, or June 30, 2019, that was due and payable in a single installment, such municipality may mail or hand deliver to persons liable therefor a supplemental rate bill for any additional tax levy resulting pursuant to subdivision (4) of this subsection.

(b) If a municipality amends its adopted budget or makes transfers between accounts pursuant to subsection (a) of this section, the state shall not consider such amendment or transfers when determining whether any amount of aid distributed to a municipality or district for educational purposes only was not so expended. The State Board of Education shall not cause any such amount to be forfeited or deducted from such municipality's or district's future equalization aid grant payment. Any such amount shall be included in a municipality's or district's budgeted appropriation for education for the purposes of establishing any future minimum budget requirement. The provisions of this subsection shall not apply to a municipality designated as an alliance district, as defined in section 10-262u of the general statutes.

(c) For the purposes of this section, "municipality" means any town, city, borough, consolidated town and city or consolidated town and borough and "legislative body" means a board of selectmen, town council, city council, board of aldermen, board of directors, board of representatives or board of the warden and burgesses of a municipality.

Sec. 266. (*Effective from passage*) (a) Notwithstanding the provisions of section 12-142 of the general statutes, title 7 or 10 of the general statutes, chapters 170 and 204 of the general statutes, any special act, any municipal charter or any home rule ordinance, if a municipality or regional board of education has adopted a budget or levied taxes for the fiscal year ending June 30, 2018, prior to the adoption of the state budget for said fiscal year and such municipality or regional board of education receives, pursuant to such adopted state budget, an amount in excess of one hundred thousand dollars of state aid than that projected in the municipality's or regional board of education's adopted budget, such municipality or regional board of education may (1) amend its budget in the same manner as such budget was originally adopted, and (2) not later than January 1, 2018, adjust the tax levy and the amount of any remaining installments of such taxes. The amendment to such budget shall be in an amount not exceeding the increase in state aid to the municipality or regional board of education. If a municipality has levied a tax that was due and payable in a single installment for the fiscal year ending June 30, 2018, such municipality may mail or hand deliver to persons liable therefor a supplemental rate bill for any additional tax levy resulting pursuant to subdivision (2) of this subsection or the repeal of the motor vehicle mill rate cap.

(b) For the purposes of this section, "municipality" means any town, city, borough, consolidated town and city or consolidated town and borough.

Sec. 267. Section 10-157a of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective from passage*):

(a) Notwithstanding any provisions of the general statutes to the contrary, the boards of education of any two or more towns, or the board of education of any regional school district and the board of education of one or more of the towns comprising the district, or a committee formed and authorized by agreement of such boards on behalf of such boards may jointly employ a superintendent of schools, and said superintendent of schools shall have the powers and duties for each of said boards as provided in section 10-157. Such boards of education or such committee shall specify in a written agreement the term of office of such superintendent, which shall not exceed three years, and the proportionate share and limits of authorized expenditures for the salary of such superintendent and other necessary expenses, and any other pertinent matters, and shall provide for the evaluation of the superintendent pursuant to section 10-157. Any agreement authorizing the employment of a superintendent pursuant to this section shall include, but not be limited to, the duties of the committee, the membership of the committee, the voting requirements for action, and provision for termination of the agreement.

(b) Any board of education may withdraw from any agreement entered into under subsection (a) of this section if, at least one year prior to the date of proposed withdrawal, it gives written notice of its intent to do so to each of the other boards.

(c) Notwithstanding the provisions of any special act, municipal charter, local ordinance, home rule ordinance or other ordinance, or the provisions of chapters 170 and 171, any board of education that jointly employs a superintendent of schools under this section may hold regular joint meetings, at least once every two months, with any of the other boards of education that are jointly employing such superintendent for the purpose of reducing the expenses of such boards of education and aligning the provision of education by such

boards of education.

Sec. 268. Subdivision (2) of subsection (a) of section 9-705 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) The qualified candidate committee of a candidate for the office of Governor who has been nominated, or who has qualified to appear on the election ballot in accordance with the provisions of subpart C of part III of chapter 153, shall be eligible to receive a grant from the fund for the general election campaign in the amount of six million dollars, provided (A) any such committee shall receive seventy-five per cent of said amount if such committee applies for such grant, in accordance with section 9-706, on or after the seventieth day but before the fifty-sixth day preceding the election, (B) any such committee shall receive sixty-five per cent of said amount if such committee so applies on or after the fifty-sixth day but before the forty-second day preceding the election, (C) any such committee shall receive fifty-five per cent of said amount if such committee so applies on or after the forty-second day but before the twenty-eighth day preceding the election, (D) any such committee shall receive forty per cent of said amount if such committee so applies on or after the twenty-eighth day preceding the election, and (E) in the case of an election held in 2014, or thereafter except for in 2018, said amount shall be adjusted under subsection (d) of this section.

Sec. 269. Subdivision (2) of subsection (b) of section 9-705 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) The qualified candidate committee of a candidate for the office of Attorney General, State Comptroller, Secretary of the State or State Treasurer who has been nominated, or who has qualified to appear on the election ballot in accordance with the provisions of subpart C of

part III of chapter 153, shall be eligible to receive a grant from the fund for the general election campaign in the amount of seven hundred fifty thousand dollars, provided (A) any such committee shall receive seventy-five per cent of said amount if such committee applies for such grant, in accordance with section 9-706, on or after the seventieth day but before the fifty-sixth day preceding the election, (B) any such committee shall receive sixty-five per cent of said amount if such committee so applies on or after the fifty-sixth day but before the forty-second day preceding the election, (C) any such committee shall receive fifty-five per cent of said amount if such committee so applies on or after the forty-second day but before the twenty-eighth day preceding the election, (D) any such committee shall receive forty per cent of said amount if such committee so applies on or after the twenty-eighth day preceding the election, and (E) in the case of an election held in 2014, or thereafter except for in 2018, said amount shall be adjusted under subsection (d) of this section.

Sec. 270. Subsection (d) of section 9-705 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) For elections held in 2014, and thereafter except for in 2018, the amount of the grants in subsections (a), (b) and (c) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2014, and quadrennially thereafter except for in 2018, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2010, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

Sec. 271. Subdivision (2) of subsection (e) of section 9-705 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) The qualified candidate committee of a candidate for the office of state senator who has been nominated, or has qualified to appear on the election ballot in accordance with subpart C of part III of chapter 153, shall be eligible to receive a grant from the fund for the general election campaign in the amount of eighty-five thousand dollars, provided (A) any such committee shall receive seventy-five per cent of said amount if such committee applies for such grant, in accordance with section 9-706, on or after the seventieth day but before the fifty-sixth day preceding the election, (B) any such committee shall receive sixty-five per cent of said amount if such committee so applies on or after the fifty-sixth day but before the forty-second day preceding the election, (C) any such committee shall receive fifty-five per cent of said amount if such committee so applies on or after the forty-second day but before the twenty-eighth day preceding the election, (D) any such committee shall receive forty per cent of said amount if such committee so applies on or after the twenty-eighth day preceding the election, and (E) in the case of an election held in 2010, or thereafter except for in 2018, said amount shall be adjusted under subsection (h) of this section.

Sec. 272. Subdivision (2) of subsection (f) of section 9-705 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) The qualified candidate committee of a candidate for the office of state representative who has been nominated, or has qualified to appear on the election ballot in accordance with subpart C of part III of chapter 153, shall be eligible to receive a grant from the fund for the general election campaign in the amount of twenty-five thousand dollars, provided (A) any such committee shall receive seventy-five per cent of said amount if such committee applies for such grant, in accordance with section 9-706, on or after the seventieth day but before the fifty-sixth day preceding the election, (B) any such committee shall

receive sixty-five per cent of said amount if such committee so applies on or after the fifty-sixth day but before the forty-second day preceding the election, (C) any such committee shall receive fifty-five per cent of said amount if such committee so applies on or after the forty-second day but before the twenty-eighth day preceding the election, (D) any such committee shall receive forty per cent of said amount if such committee so applies on or after the twenty-eighth day preceding the election, and (E) in the case of an election held in 2010, or thereafter except for in 2018, said amount shall be adjusted under subsection (h) of this section.

Sec. 273. Subsection (h) of section 9-705 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(h) For elections held in 2010, and thereafter except for in 2018, the amount of the grants in subsections (e), (f) and (g) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2010, and biennially thereafter except for in 2018, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2008, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

Sec. 274. Subdivision (1) of subsection (g) of section 9-7a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(g) (1) **[**Except as provided in subdivision (2) of this subsection, in**]** In the case of a written complaint filed with the commission pursuant to section 9-7b, **[**on or after January 1, 1988, if**]** commission staff shall conduct and complete a preliminary examination of such complaint by the fourteenth day following its receipt, at which time such staff shall,

at its discretion, (A) dismiss the complaint for failure to allege any substantial violation of state election law supported by evidence, (B) engage the respondent in discussions in an effort to speedily resolve any matter pertaining to a de minimis violation, or (C) investigate and docket the complaint for a determination by the commission that probable cause or no probable cause exists for any such violation. If commission staff dismisses a complaint pursuant to subparagraph (A) of this subdivision, such staff shall provide a brief written statement concisely setting forth the reasons for such dismissal. If commission staff engages a respondent pursuant to subparagraph (B) of this subdivision but is unable to speedily resolve any such matter described in said subparagraph by the forty-fifth day following receipt of the complaint, such staff shall docket such complaint for a determination by the commission that probable cause or no probable cause exists for any violation of state election law. If the commission does not, by the sixtieth day following receipt of the complaint, either issue a decision or render its determination that probable cause or no probable cause exists for **[**one or more violations**]** any violation of state election laws, the complainant or respondent may apply to the superior court for the judicial district of Hartford for an order to show cause why the commission has not acted upon the complaint and to provide evidence that the commission has unreasonably delayed action. For any complaint received on or after January 1, 2018, if the commission does not, by one year following receipt of such complaint, issue a decision thereon, the commission shall dismiss such complaint, provided the length of time of any delay caused by (i) the commission or commission staff granting any extension or continuance to a respondent prior to the issuance of any such decision, (ii) any subpoena issued in connection with such complaint, (iii) any litigation in state or federal court related to such complaint, or (iv) any investigation by, or consultation of the commission or commission staff with, the Chief State's Attorney, the Attorney General, the United States Department of Justice or the United States Attorney for

Connecticut related to such complaint, shall be added to such one year.

Sec. 275. Subdivision (5) of subsection (a) of section 9-7b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(5) (A) To inspect or audit at any reasonable time and upon reasonable notice the accounts or records of any treasurer or principal treasurer, except as provided for in subparagraph (B) of this subdivision, as required by chapter 155 or 157 and to audit any such election, primary or referendum held within the state; provided, (i) (I) not later than two months preceding the day of an election at which a candidate is seeking election, the commission shall complete any audit it has initiated in the absence of a complaint that involves a committee of the same candidate from a previous election, and (II) during the two-month period preceding the day of an election at which a candidate is seeking election, the commission shall not initiate an audit in the absence of a complaint that involves a committee of the same candidate from a previous election, and (ii) the commission shall not audit any caucus, as defined in subdivision (1) of section 9-372.

(B) When conducting an audit after an election or primary, the commission shall randomly audit not more than fifty per cent of candidate committees, which shall be selected through the process of a weighted lottery conducted by the commission that takes into account the selection frequency of a district served by the office of state senator or state representative, as applicable, for the immediately preceding three regular elections for such office and increases or decreases the likelihood that such district will be selected for audit based on such selection frequency, except that the commissioner shall audit all candidate committees for candidates for a state-wide office.

(C) The commission shall notify, in writing, any committee of a candidate for an office in the general election, or of any candidate who

had a primary for nomination to any such office not later than May thirty-first of the year immediately following such election. In no case shall the commission audit any such candidate committee that the commission fails to provide notice to in accordance with this subparagraph;

Sec. 276. Section 9-704 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The amount of qualifying contributions that the candidate committee of a candidate shall be required to receive in order to be eligible for grants from the Citizens' Election Fund shall be:

(1) In the case of a candidate for nomination or election to the office of Governor, contributions from individuals in the aggregate amount of two hundred fifty thousand dollars, of which two hundred twenty-five thousand dollars or more is contributed by individuals residing in the state, except that in the case of a primary or election held in 2022, or thereafter, the aggregate contribution amounts shall be first adjusted under subdivision (1) of subsection (b) of this section and then rounded to the nearest multiple of one hundred dollars with exactly fifty dollars rounded upward. The provisions of this subdivision shall be subject to the following: (A) **[**The**]** Except as provided in subparagraph (C) of this subdivision and subsection (g) of section 9-610, (i) before January 1, 2019, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds one hundred dollars, (ii) on and after January 1, 2019, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds two hundred fifty dollars, and (iii) any such excess portion shall not be considered in calculating **[**such**]** the aggregate contribution amounts under this subdivision, **[**and**]** (B) all contributions received by (i) an exploratory committee established by said candidate, or (ii) an exploratory committee or candidate

committee of a candidate for the office of Lieutenant Governor who is deemed to be jointly campaigning with a candidate for nomination or election to the office of Governor under subsection (a) of section 9-709, which meet the criteria for qualifying contributions to candidate committees under this section shall be considered in calculating **[**such**]** the aggregate contribution amounts, **[**;**]** and (C) in the case of a primary or election held in 2022, or thereafter, the two-hundred-fifty-dollar maximum individual contribution amount provided in subparagraph (A) of this subdivision shall be first adjusted under subdivision (1) of subsection (c) of this section and then rounded to the nearest multiple of ten dollars with exactly five dollars rounded upward.

(2) In the case of a candidate for nomination or election to the office of Lieutenant Governor, Attorney General, State Comptroller, State Treasurer or Secretary of the State, contributions from individuals in the aggregate amount of seventy-five thousand dollars, of which sixty-seven thousand five hundred dollars or more is contributed by individuals residing in the state, except that in the case of a primary or election for Lieutenant Governor held in 2022, or thereafter, the aggregate contribution amounts shall be first adjusted under subdivision (1) of subsection (b) of this section and then rounded to the nearest multiple of one hundred dollars with exactly fifty dollars rounded upward and in the case of a primary or election for Attorney General, State Comptroller, State Treasurer or Secretary of the State held in 2018, or thereafter, the aggregate contribution amounts shall be first adjusted under subdivision (2) of subsection (b) of this section and then rounded to the nearest multiple of one hundred dollars with exactly fifty dollars rounded upward. The provisions of this subdivision shall be subject to the following: (A) **[**The**]** Except as provided in subparagraph (C) of this subdivision and subsection (g) of section 9-610, (i) before January 1, 2019, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds one hundred dollars,

(ii) on and after January 1, 2019, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds two hundred fifty dollars, and (iii) any such excess portion shall not be considered in calculating [such] the aggregate contribution amounts under this subdivision, [and] (B) all contributions received by an exploratory committee established by said candidate that meet the criteria for qualifying contributions to candidate committees under this section shall be considered in calculating [such amounts] the aggregate contribution amounts, and (C) in the case of a primary or election held in 2022, or thereafter, the two-hundred-fifty-dollar maximum individual contribution amount provided in subparagraph (A) of this subdivision shall be first adjusted under subdivision (1) of subsection (c) of this section and then rounded to the nearest multiple of ten dollars with exactly five dollars rounded upward.

(3) In the case of a candidate for nomination or election to the office of state senator for a district, contributions from individuals in the aggregate amount of fifteen thousand dollars, including contributions from at least three hundred individuals residing in municipalities included, in whole or in part, in said district, except that in the case of a primary or election held in 2018, or thereafter, the aggregate contribution amount shall be first adjusted under subdivision (3) of subsection (b) of this section and then rounded to the nearest multiple of one hundred dollars with exactly fifty dollars rounded upward. The provisions of this subdivision shall be subject to the following: (A) [The] Except as provided in subparagraph (D) of this subdivision and subsection (g) of section 9-610, (i) before December 1, 2017, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds one hundred dollars, (ii) on and after December 1, 2017, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that

exceeds two hundred fifty dollars, and (iii) any such excess portion shall not be considered in calculating the aggregate contribution amount under this subdivision, (B) no contribution shall be counted for the purposes of the requirement under this subdivision for contributions from at least three hundred individuals residing in municipalities included, in whole or in part, in the district unless the contribution is five dollars or more, and (C) all contributions received by an exploratory committee established by said candidate that meet the criteria for qualifying contributions to candidate committees under this section shall be considered in calculating the aggregate contribution amount under this subdivision and all such exploratory committee contributions that also meet the requirement under this subdivision for contributions from at least three hundred individuals residing in municipalities included, in whole or in part, in the district shall be counted for the purposes of said requirement, and (D) in the case of a primary or election held in 2020, or thereafter, the two-hundred-fifty-dollar maximum individual contribution amount provided in subparagraph (A) of this subdivision shall be adjusted under subdivision (2) of subsection (c) of this section and then rounded to the nearest multiple of ten dollars with exactly five dollars rounded upward.

(4) In the case of a candidate for nomination or election to the office of state representative for a district, contributions from individuals in the aggregate amount of five thousand dollars, including contributions from at least one hundred fifty individuals residing in municipalities included, in whole or in part, in said district, except that in the case of a primary or election held in 2018, or thereafter, the aggregate contribution amount shall be first adjusted under subdivision (3) of subsection (b) of this section and then rounded to the nearest multiple of one hundred dollars with exactly fifty dollars rounded upward. The provisions of this subdivision shall be subject to the following: (A) **[**The**]** Except as provided in subparagraph (D) of this subdivision and

subsection (g) of section 9-610, (i) before December 1, 2017, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds one hundred dollars, (ii) on and after December 1, 2017, the candidate committee shall return the portion of any contribution or contributions from any individual, including said candidate, that exceeds two hundred fifty dollars, and (iii) any such excess portion shall not be considered in calculating the aggregate contribution amount under this subdivision, (B) no contribution shall be counted for the purposes of the requirement under this subdivision for contributions from at least one hundred fifty individuals residing in municipalities included, in whole or in part, in the district unless the contribution is five dollars or more, **[**and**]** (C) all contributions received by an exploratory committee established by said candidate that meet the criteria for qualifying contributions to candidate committees under this section shall be considered in calculating the aggregate contribution amount under this subdivision and all such exploratory committee contributions that also meet the requirement under this subdivision for contributions from at least one hundred fifty individuals residing in municipalities included, in whole or in part, in the district shall be counted for the purposes of said requirement, and (D) in the case of a primary or election held in 2020, or thereafter, the two-hundred-fifty-dollar maximum individual contribution amount provided in subparagraph (A) of this subdivision shall be adjusted under subdivision (2) of subsection (c) of this section and then rounded to the nearest multiple of ten dollars with exactly five dollars rounded upward.

(5) Notwithstanding the provisions of subdivisions (3) and (4) of this subsection, in the case of a special election for the office of state senator or state representative for a district, (A) the aggregate amount of qualifying contributions that the candidate committee of a candidate for such office shall be required to receive in order to be eligible for a

grant from the Citizens' Election Fund shall be seventy-five per cent or more of the corresponding amount required under the applicable said subdivision (3) or (4), as adjusted and rounded pursuant to the applicable provisions of subsection (b) of this section, and (B) the number of contributions required from individuals residing in municipalities included, in whole or in part, in said district shall be seventy-five per cent or more of the corresponding number required under the applicable said subdivision (3) or (4).

(b) (1) For elections for the office of Governor or Lieutenant Governor held in 2022, and thereafter, the aggregate contribution amounts in subdivision (1) or (2), as applicable, of subsection (a) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2022, and quadrennially thereafter, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2017, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

(2) For elections for the office of Attorney General, State Comptroller, State Treasurer or Secretary of the State held in 2018, and thereafter, the aggregate contribution amounts in subdivision (2) of subsection (a) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2018, and quadrennially thereafter, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2017, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

(3) For elections for the office of state senator or state representative held in 2018, and thereafter, the aggregate contribution amounts in

subdivision (3) or (4), as applicable, of subsection (a) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2018, and biennially thereafter, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2017, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

(c) (1) For elections for the office of Governor, Lieutenant Governor, Attorney General, State Comptroller, State Treasurer or Secretary of the State held in 2022, and thereafter, the two-hundred-fifty-dollar maximum individual contribution amount in subdivision (1) or (2), as applicable, of subsection (a) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2022, and quadrennially thereafter, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2017, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

(2) For elections for the office of state senator or state representative held in 2020, and thereafter, the two-hundred-fifty-dollar maximum individual contribution amount in subdivision (3) or (4), as applicable, of subsection (a) of this section shall be adjusted by the State Elections Enforcement Commission not later than January 15, 2020, and biennially thereafter, in accordance with any change in the consumer price index for all urban consumers as published by the United States Department of Labor, Bureau of Labor Statistics, during the period beginning on January 1, 2017, and ending on December thirty-first in the year preceding the year in which said adjustment is to be made.

[(b)**]** (d) Each individual who makes a contribution of more than

fifty dollars to a candidate committee established to aid or promote the success of a participating candidate for nomination or election shall include with the contribution a certification that contains the same information described in subdivision (3) of subsection (c) of section 9-608 and shall follow the same procedure prescribed in said subsection.

[(c)**]** (e) The following shall not be deemed to be qualifying contributions under subsection (a) of this section and shall be returned by the treasurer of the candidate committee to the contributor or transmitted to the State Elections Enforcement Commission for deposit in the Citizens' Election Fund:

(1) A contribution from a principal of a state contractor or prospective state contractor;

(2) A contribution of less than five dollars, and a contribution of five dollars or more from an individual who does not provide the full name and complete address of the individual;

(3) A contribution under subdivision (1) or (2) of subsection (a) of this section from an individual who does not reside in the state, in excess of the applicable limit on contributions from out-of-state individuals in subsection (a) of this section; and

(4) A contribution made by a youth who is less than twelve years of age.

[(d)**]** (f) After a candidate committee receives the applicable aggregate amount of qualifying contributions under subsection (a) of this section, the candidate committee shall transmit any additional contributions that it receives to the State Treasurer for deposit in the Citizens' Election Fund.

[(e)**]** (g) As used in this section, "principal of a state contractor or prospective state contractor" has the same meaning as provided in

subsection (g) of section 9-612, and "individual" shall include sole proprietorships.

Sec. 277. (*Effective from passage*) Not later than June 30, 2018, the Teachers' Retirement Board shall conduct a study of the impact of potential changes in actuarial assumptions used in the valuation of the Teachers' Retirement Fund, including the assumed annual investment rate of return and the period and methodology for amortization of unfunded liabilities, on the annual actuarially determined employer contributions, funded and unfunded liabilities, and funding ratio estimated over a period of not less than thirty years. Not later than December 1, 2018, the board shall submit a summary of the results of such study and any recommendations for changes to the actuarial assumptions to the joint standing committees of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies and education, in accordance with the provisions of section 11-4a of the general statutes.

Sec. 278. Section 4-5 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

As used in sections 4-6, 4-7 and 4-8, the term "department head" means Secretary of the Office of Policy and Management, Commissioner of Administrative Services, **[**Commissioner on Aging,**]** Commissioner of Revenue Services, Banking Commissioner, Commissioner of Children and Families, Commissioner of Consumer Protection, Commissioner of Correction, Commissioner of Economic and Community Development, State Board of Education, Commissioner of Emergency Services and Public Protection, Commissioner of Energy and Environmental Protection, Commissioner of Agriculture, Commissioner of Public Health, Insurance Commissioner, Labor Commissioner, Commissioner of Mental Health and Addiction Services, Commissioner of Social Services, Commissioner of Developmental Services, Commissioner of

Motor Vehicles, Commissioner of Transportation, Commissioner of Veterans Affairs, Commissioner of Housing, Commissioner of Rehabilitation Services, the Commissioner of Early Childhood and the executive director of the Office of Military Affairs. As used in sections 4-6 and 4-7, "department head" also means the Commissioner of Education.

Sec. 279. Section 4-5 of the general statutes, as amended by section 6 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

As used in sections 4-6, 4-7 and 4-8, the term "department head" means Secretary of the Office of Policy and Management, Commissioner of Administrative Services, **[**Commissioner on Aging,**]** Commissioner of Revenue Services, Banking Commissioner, Commissioner of Children and Families, Commissioner of Consumer Protection, Commissioner of Correction, Commissioner of Economic and Community Development, State Board of Education, Commissioner of Emergency Services and Public Protection, Commissioner of Energy and Environmental Protection, Commissioner of Agriculture, Commissioner of Public Health, Insurance Commissioner, Labor Commissioner, Commissioner of Mental Health and Addiction Services, Commissioner of Social Services, Commissioner of Developmental Services, Commissioner of Motor Vehicles, Commissioner of Transportation, Commissioner of Veterans Affairs, Commissioner of Housing, Commissioner of Rehabilitation Services, the Commissioner of Early Childhood, the executive director of the Office of Military Affairs and the Executive Director of the Technical Education and Career System. As used in sections 4-6 and 4-7, "department head" also means the Commissioner of Education.

Sec. 280. Subsection (b) of section 8-37nnn of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from*

passage):

(b) The council shall consist of the following members: (1) The Commissioners of Social Services, Mental Health and Addiction Services, Children and Families, Correction, Economic and Community Development, Education **[**, Aging**]** and Developmental Services, or their designees; (2) the Secretary of the Office of Policy and Management, or his or her designee; (3) the executive director of the Partnership for Strong Communities, or his or her designee; (4) the executive director of the Connecticut Housing Coalition, or his or her designee; (5) the executive director of the Connecticut Coalition to End Homelessness, or his or her designee; (6) the executive director of the Connecticut Housing Finance Authority, or his or her designee; (7) the president of the Connecticut chapter of the National Association of Housing and Redevelopment Officials, or his or her designee; (8) two members, appointed by the members specified in subdivisions (1) to (6), inclusive, of this subsection, who shall be tenants receiving state housing assistance; and (9) one member, appointed by the members specified in subdivisions (1) to (6), inclusive, of this subsection, who shall be a state resident eligible to receive state housing assistance. The Governor shall designate a member of the council to serve as chairperson.

Sec. 281. Section 8-119f of the general statutes, as amended by section 6 of public act 17-202, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Commissioner of Housing shall design, implement, operate and monitor a program of congregate housing. For the purpose of this program, the Commissioner of Housing shall consult with the Commissioner **[**on Aging**]** <u>of Social Services</u> for the provision of services for persons with physical disabilities in order to comply with the requirements of section 29-271.

Sec. 282. (NEW) (*Effective from passage*) (a) (1) Wherever the term "Commissioner on Aging" is used in any public or special act of 2017, the term "Commissioner of Social Services" shall be substituted in lieu thereof; and (2) wherever the term "Department on Aging" is used in any public or special act of 2017, the term "Department of Social Services" shall be substituted in lieu thereof.

(b) The Legislative Commissioners' Office shall, in codifying the provisions of this section, make such technical, grammatical and punctuation changes as are necessary to carry out the purposes of this section.

Sec. 283. Section 17b-1 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is established a Department of Social Services. The department head shall be the Commissioner of Social Services, who shall be appointed by the Governor in accordance with the provisions of sections 4-5 to 4-8, inclusive, with the powers and duties therein prescribed.

(b) The Department of Social Services shall constitute a successor department to the Department on Aging, Department of Income Maintenance and the Department of Human Resources in accordance with the provisions of sections 4-38d and 4-39.

(c) Wherever the words "Commissioner on Aging", "Commissioner of Income Maintenance" or "Commissioner of Human Resources" are used in the general statutes, the words "Commissioner of Social Services" shall be substituted in lieu thereof. Wherever the words "Department on Aging", "Department of Income Maintenance" or "Department of Human Resources" are used in the general statutes, "Department of Social Services" shall be substituted in lieu thereof.

(d) **[**Subject to the provisions of section 17a-301a, any**]** Any order or

regulation of the Department of Income Maintenance, the Department of Human Resources or the Department on Aging which is in force on July 1, 1993, shall continue in force and effect as an order or regulation of the Department of Social Services until amended, repealed or superseded pursuant to law. Any order or regulation of the Department on Aging which is in force on the effective date of this section shall continue in force and effect as an order or regulation of the Department of Social Services until amended, repealed or superseded pursuant to law. Where any order or regulation of said departments conflict, the Commissioner of Social Services may implement policies and procedures consistent with the provisions of public act 93-262 while in the process of adopting the policy or procedure in regulation form, provided notice of intention to adopt the regulations is printed in the Connecticut Law Journal within twenty days of implementation. The policy or procedure shall be valid until the time final regulations are effective.

(e) The functions, powers, duties and personnel of the Department on Aging, or any subsequent division or portion of a division with similar functions, powers, personnel and duties, shall be transferred to the Department of Social Services pursuant to the provisions of sections 4-38d, 4-38e and 4-39.

(f) The Governor may, with the approval of the Finance Advisory Committee, transfer funds between the Department on Aging and the Department of Social Services pursuant to subsection (b) of section 4-87 during the fiscal year ending June 30, 2018.

Sec. 284. Section 17b-2 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Department of Social Services is designated as the state agency for the administration of (1) the Connecticut energy assistance program pursuant to the Low Income Home Energy Assistance Act of

1981; (2) the state plan for vocational rehabilitation services for the fiscal year ending June 30, 1994; (3) the refugee assistance program pursuant to the Refugee Act of 1980; (4) the legalization impact assistance grant program pursuant to the Immigration Reform and Control Act of 1986; (5) the temporary assistance for needy families program pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996; (6) the Medicaid program pursuant to Title XIX of the Social Security Act; (7) the supplemental nutrition assistance program pursuant to the Food and Nutrition Act of 2008; (8) the state supplement to the Supplemental Security Income Program pursuant to the Social Security Act; (9) the state child support enforcement plan pursuant to Title IV-D of the Social Security Act; (10) the state social services plan for the implementation of the social services block grants and community services block grants pursuant to the Social Security Act; **[**and**]** (11) services for persons with autism spectrum disorder in accordance with sections 17a-215 and 17a-215c; (12) nutritional programs for elderly persons; and (13) the fall prevention program described in section 17a-303a.

(b) The Department of Social Services is designated as the State Unit on Aging to administer, manage, design and advocate for benefits, programs and services for older persons and their families pursuant to the Older Americans Act. The department shall study continuously the conditions and needs of older persons in this state in relation to nutrition, transportation, home care, housing, income, employment, health, recreation and other matters. The department shall be responsible, in cooperation with federal, state, local and area planning agencies on aging, for the overall planning, development and administration of a comprehensive and integrated social service delivery system for older persons.

Sec. 285. Subsection (c) of section 3-123aa of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from*

passage):

(c) There is established an advisory committee to the Connecticut Homecare Option Program for the Elderly, which shall consist of the State Treasurer, the State Comptroller, the Commissioner of Social Services, **[**the Commissioner on Aging,**]** the director of the long-term care partnership policy program within the Office of Policy and Management, and the cochairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to aging, human services and finance, revenue and bonding, or their designees. The Governor shall appoint one provider of home care services for the elderly and a physician specializing in geriatric care. The advisory committee shall meet at least annually. The State Comptroller shall convene the meetings of the committee.

Sec. 286. Section 4-38c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

There shall be within the executive branch of state government the following departments: Office of Policy and Management, Department of Administrative Services, **[**Department on Aging,**]** Department of Revenue Services, Department of Banking, Department of Agriculture, Department of Children and Families, Department of Consumer Protection, Department of Correction, Department of Economic and Community Development, State Board of Education, Department of Emergency Services and Public Protection, Department of Energy and Environmental Protection, Department of Public Health, Board of Regents for Higher Education, Insurance Department, Labor Department, Department of Mental Health and Addiction Services, Department of Developmental Services, Department of Social Services, Department of Transportation, Department of Motor Vehicles and Department of Veterans Affairs.

Sec. 287. Section 4-38c of the general statutes, as amended by section

7 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

There shall be within the executive branch of state government the following departments: Office of Policy and Management, Department of Administrative Services, **[**Department on Aging,**]** Department of Revenue Services, Department of Banking, Department of Agriculture, Department of Children and Families, Department of Consumer Protection, Department of Correction, Department of Economic and Community Development, State Board of Education, Department of Emergency Services and Public Protection, Department of Energy and Environmental Protection, Department of Public Health, Board of Regents for Higher Education, Insurance Department, Labor Department, Department of Mental Health and Addiction Services, Department of Developmental Services, Department of Social Services, Department of Transportation, Department of Motor Vehicles, Department of Veterans Affairs and the Technical Education and Career System.

Sec. 288. Section 7-127b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The chief elected official or the chief executive officer if by ordinance of each municipality shall appoint a municipal agent for elderly persons. Such agent shall be a member of an agency that serves elderly persons in the municipality or a responsible resident of the municipality who has demonstrated an interest in the elderly or has been involved in programs in the field of aging.

(b) The duties of the municipal agent may include, but shall not be limited to, (1) disseminating information to elderly persons, assisting such persons in learning about the community resources available to them and publicizing such resources and benefits; (2) assisting elderly persons to apply for federal and other benefits available to such

persons; (3) reporting to the chief elected official or chief executive officer of the municipality and the Department **[**on Aging**]** of Social Services any needs and problems of the elderly and any recommendations for action to improve services to the elderly.

(c) Each municipal agent shall serve for a term of two or four years, at the discretion of the appointing authority of each municipality, and may be reappointed. If more than one agent is necessary to carry out the purposes of this section, the appointing authority, in its discretion, may appoint one or more assistant agents. The town clerk in each municipality shall notify the Department **[**on Aging**]** of Social Services immediately of the appointment of a new municipal agent. Each municipality may provide to its municipal agent resources sufficient for such agent to perform the duties of the office.

(d) The Department **[**on Aging**]** of Social Services shall adopt and disseminate to municipalities guidelines as to the role and duties of municipal agents and such informational and technical materials as may assist such agents in performance of their duties. The department, in cooperation with the area agencies on aging, may provide training for municipal agents within the available resources of the department and of the agencies on aging.

Sec. 289. Subsection (a) of section 16a-41b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There shall be a Low-Income Energy Advisory Board which shall consist of the following members or their designees: **[**The Commissioner on Aging or the commissioner's designee; a**]** A representative of each electric and gas public service company designated by each such company; the chairperson of the Public Utilities Regulatory Authority; the Consumer Counsel; the executive director of Operation Fuel; the executive director of Infoline; the

director of the Connecticut Local Administrators of Social Services; the executive director of Legal Assistance Resource Center of Connecticut; the Connecticut president of AARP; a designee of the Norwich Public Utility; a designee of the Independent Connecticut Petroleum Association; and a representative of the community action agencies administering energy assistance programs under contract with the Department of Social Services, designated by the Connecticut Association for Community Action. The Secretary of the Office of Policy and Management and the Commissioners of Social Services and Energy and Environmental Protection, or their designees, shall serve as nonvoting members of the board.

Sec. 290. Subsection (a) of section 17a-302 of the general statutes, as amended by section 55 of public act 17-202, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Department **[**on Aging**]** <u>of Social Services</u> shall be responsible for the administration of programs which provide nutritionally sound diets to needy older persons and for the expansion of such programs when possible. Such programs shall be continued in such a manner as to fully utilize congregate feeding and nutrition education of older citizens who qualify for such program.

Sec. 291. Section 17a-303a of the general statutes, as amended by section 3 of public act 17-123 and section 56 of public act 17-202, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Department **[**on Aging**]** <u>of Social Services</u> shall establish, within available appropriations, a fall prevention program. Within such program, the department shall:

(1) Promote and support research to: (A) Improve the identification, diagnosis, treatment and rehabilitation of older persons and others

who have a high risk of falling; (B) improve data collection and analysis to identify risk factors for falls and factors that reduce the likelihood of falls; (C) design, implement and evaluate the most effective fall prevention interventions; (D) improve intervention strategies that have been proven effective in reducing falls by tailoring such strategies to specific populations of older persons; (E) maximize the dissemination of proven, effective fall prevention interventions; (F) assess the risk of falls occurring in various settings; (G) identify barriers to the adoption of proven interventions with respect to the prevention of falls among older persons; (H) develop, implement and evaluate the most effective approaches to reducing falls among high-risk older persons living in communities and long-term care and assisted living facilities; and (I) evaluate the effectiveness of community programs designed to prevent falls among older persons;

(2) Establish, in consultation with the Commissioner of Public Health, a professional education program in fall prevention, evaluation and management for physicians, allied health professionals and other health care providers who provide services for older persons in this state. The Commissioner **[**on Aging**]** <u>of Social Services</u> may contract for the establishment of such program through (A) a request for proposal process, (B) a competitive grant program, or (C) cooperative agreements with qualified organizations, institutions or consortia of qualified organizations and institutions;

(3) Oversee and support demonstration and research projects to be carried out by organizations, institutions or consortia of organizations and institutions deemed qualified by the Commissioner **[**on Aging**]** <u>of Social Services</u>. Such demonstration and research projects may be in the following areas:

(A) Targeted fall risk screening and referral programs;

(B) Programs designed for community-dwelling older persons that

use fall intervention approaches, including physical activity, medication assessment and reduction of medication when possible, vision enhancement and home-modification strategies;

(C) Programs that target new fall victims who are at a high risk for second falls and that are designed to maximize independence and quality of life for older persons, particularly those older persons with functional limitations; and

(D) Private sector and public-private partnerships to develop technologies to prevent falls among older persons and prevent or reduce injuries when falls occur; and

(4) Award grants to, or enter into contracts or cooperative agreements with, organizations, institutions or consortia of organizations and institutions deemed qualified by the Commissioner **[**on Aging**]** of Social Services to design, implement and evaluate fall prevention programs using proven intervention strategies in residential and institutional settings.

(b) In awarding any grants or entering into any agreements or contracts after the effective date of this section, the Commissioner **[**on Aging**]** of Social Services shall determine appropriate data and program outcome measures, including fall prevention program outcome measures, as applicable, that the recipient organization, institution or consortia of organizations and institutions shall collect and report to the commissioner and the frequency of such reports.

Sec. 292. Special act 17-19 is amended to read as follows (*Effective from passage*):

(a) For the purposes of this section, "elderly tenants" means tenants sixty-two years of age or older and "younger tenants with disabilities" means tenants who are not yet sixty-two years of age and who have been certified by the Social Security Board as being totally disabled

under the Social Security Act or certified by any other federal board or agency as being totally disabled. The Commissioner of Housing, in consultation with the chairpersons of the joint standing committee of the General Assembly having cognizance of matters relating to housing, shall designate three state-funded housing projects that provide services to elderly tenants and younger tenants with disabilities for the purposes of conducting a study.

(b) The Commissioner of Housing, in consultation with the Department of Mental Health and Addiction Services, the Department **[**on Aging**]** of Social Services, the Department of Developmental Services and Disability Rights Connecticut, Inc., shall, within available appropriations, conduct a study of the state-funded housing projects designated in accordance with subsection (a) of this section. The study shall include but need not be limited to, for each designated state-funded housing project: (1) A census of the occupants, including the number of residents who are elderly tenants and the number of tenants who are younger tenants with disabilities; (2) the rents charged to residents who are elderly tenants and residents who are younger tenants with disabilities; (3) the operating costs and the percentage of the operating costs that are covered by rents received from tenants pursuant to subdivision (2) of this subsection; (4) information about the use of municipal services, including, but not limited to, ambulance, police and fire services for apartments occupied by elderly tenants and by younger tenants with disabilities; (5) an assessment of the support services available to assist elderly tenants and younger tenants with disabilities and any gaps in such services; (6) recommendations for the provision of additional support services needed for elderly tenants and younger tenants with disabilities; (7) an estimate of any additional state appropriations needed to implement any recommendations pursuant to subdivision (6) of this subsection; (8) the number of eviction proceedings initiated by the landlord against all tenants for any reason during the last five years; (9) the number of eviction

proceedings initiated against elderly tenants for any reason during the last five years; (10) the number of eviction proceedings initiated against younger tenants with disabilities for any reason during the last five years; (11) a summary of the number of evictions initiated against younger tenants with disabilities because of a violation of the lease caused by a negative incident between a younger tenant with disabilities and an elderly tenant during the last five years; (12) a summary of the number of evictions initiated against elderly tenants because of a violation of the lease caused by a negative incident between an elderly tenant and a younger tenant with disabilities during the last five years; and (13) the number of summary process judgments issued by a court against an elderly tenant with disabilities or a younger tenant during the last five years.

(c) As part of the study described in subsection (b) of this section, the Commissioner of Housing, in consultation with the Department of Mental Health and Addiction Services, the Department [on Aging] of Social Services, the Department of Developmental Services and Disability Rights Connecticut, Inc., shall convene meetings of stakeholders to receive information relating to such study and any other relevant information about each state-funded housing project designated in accordance with subsection (a) of this section. Such stakeholders shall include, but need not be limited to, the property manager of each state-funded housing project designated in accordance with subsection (a) of this section, the elderly tenants and younger tenants with disabilities residing in each such state-funded housing project, tenant advocates, the director of each affected municipality's social service department, or his or her designee, representatives from each affected municipality's first responder services, including police, fire, emergency medical technician personnel and local service providers.

(d) On or before March 1, 2018, the Commissioner of Housing shall

report the findings of the study, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to housing.

Sec. 293. Section 17a-304 of the general statutes, as amended by section 57 of public act 17-202, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The state shall be divided into five elderly planning and service areas, in accordance with federal law and regulations, each having an area agency on aging to carry out the mandates of the federal Older Americans Act of 1965, as amended. The area agencies shall (1) represent older persons within their geographic areas, (2) develop an area plan for approval by the Department **[**on Aging**]** <u>of Social Services</u> and upon such approval administer the plan, (3) coordinate and assist local public and nonprofit, private agencies in the development of programs, (4) receive and distribute federal and state funds for such purposes, in accordance with applicable law, (5) carry out any additional duties and functions required by federal law and regulations.

Sec. 294. Section 17a-305 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Department **[**on Aging**]** <u>of Social Services</u> shall equitably allocate, in accordance with federal law, federal funds received under Title IIIB and IIIC of the Older Americans Act to the five area agencies on aging established pursuant to section 17a-304. The department, before seeking federal approval to spend any amount above that allotted for administrative expenses under said act, shall inform the joint standing committees of the General Assembly having cognizance of matters relating to aging and human services that it is seeking such approval.

(b) Sixty per cent of the state funds appropriated to the five area agencies on aging for elderly nutrition and social services shall be allocated in the same proportion as allocations made pursuant to subsection (a) of this section. Forty per cent of all state funds appropriated to the five area agencies on aging for elderly nutrition and social services used for purposes other than the required nonfederal matching funds shall be allocated at the discretion of the Commissioner **[**on Aging**]** of Social Services, in consultation with the five area agencies on aging, based on their need for such funds. Any state funds appropriated to the five area agencies on aging for administrative expenses shall be allocated equally.

(c) The Department **[**on Aging**]** of Social Services, in consultation with the five area agencies on aging, shall review the method of allocation set forth in subsection (a) of this section and shall report any findings or recommendations to the joint standing committees of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies and human services.

(d) An area agency may request a person participating in the elderly nutrition program to pay a voluntary fee for meals furnished, except that no eligible person shall be denied a meal due to an inability to pay such fee.

Sec. 295. Section 17a-306 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department **[**on Aging**]** of Social Services shall adopt regulations, in accordance with the provisions of chapter 54, to carry out the purposes, programs and services authorized pursuant to the Older Americans Act of 1965, as amended from time to time. The department may operate under any new policy necessary to conform to a requirement of a federal or joint state and federal program while it is in the process of adopting the policy in regulation form, provided

the department posts such policy on the eRegulations System not later than twenty days after adopting the policy. Such policy shall be valid until the time final regulations are effective.

Sec. 296. Section 17a-310 of the general statutes, as amended by section 58 of public act 17-202, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department **[**on Aging**]** of Social Services may make a grant to any city, town or borough or public or private agency, organization or institution for the following purposes: **[**(a)**]** (1) For community planning and coordination of programs carrying out the purposes of the Older Americans Act of 1965, as amended; **[**(b)**]** (2) for demonstration programs or activities particularly valuable in carrying out such purposes; **[**(c)**]** (3) for training of special personnel needed to carry out such programs and activities; **[**(d)**]** (4) for establishment of new or expansion of existing programs to carry out such purposes, including establishment of new or expansion of existing centers of service for older persons, providing recreational, cultural and other leisure time activities, and informational, transportation, referral and preretirement and postretirement counseling services for older persons and assisting such persons in providing volunteer community or civic services, except that no costs of construction, other than for minor alterations and repairs, shall be included in such establishment or expansion; **[**(e)**]** and (5) for programs to develop or demonstrate approaches, methods and techniques for achieving or improving coordination of community services for older or aging persons and such other programs and services as may be allowed under Title III of the Older Americans Act of 1965, as amended, or to evaluate these approaches, techniques and methods, as well as others which may assist older or aging persons to enjoy wholesome and meaningful living and to continue to contribute to the strength and welfare of the state and nation.

Sec. 297. Section 17a-313 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department **[**on Aging**]** of Social Services may use moneys appropriated for the purposes of section 17a-310 for the expenses of administering the grant program under said section, provided the total of such moneys so used shall not exceed five per cent of the moneys so appropriated.

Sec. 298. Section 17a-314 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section:

(1) "CHOICES" means Connecticut's programs for health insurance assistance, outreach, information and referral, counseling and eligibility screening; and

(2) "CHOICES health insurance assistance program" means the federally recognized state health insurance assistance program funded pursuant to P.L. 101-508 and administered by the Department **[**on Aging**]** of Social Services, in conjunction with the area agencies on aging and the Center for Medicare Advocacy, that provides free information and assistance related to health insurance issues and concerns of older persons and other Medicare beneficiaries in Connecticut.

(b) The Department **[**on Aging**]** of Social Services shall administer the CHOICES health insurance assistance program, which shall be a comprehensive Medicare advocacy program that provides assistance to Connecticut residents who are Medicare beneficiaries.

(c) The program shall provide: (1) Toll-free telephone access for consumers to obtain advice and information on Medicare benefits, including prescription drug benefits available through the Medicare

Part D program, the Medicare appeals process, health insurance matters applicable to Medicare beneficiaries and long-term care options available in the state at least five days per week during normal business hours; (2) information, advice and representation, where appropriate, concerning the Medicare appeals process, by a qualified attorney or paralegal at least five days per week during normal business hours; (3) information through appropriate means and format, including written materials, to Medicare beneficiaries, their families, senior citizens and organizations regarding Medicare benefits, including prescription drug benefits available through Medicare Part D and other pharmaceutical drug company programs and long-term care options available in the state; (4) information concerning Medicare plans and services, private insurance policies and federal and state-funded programs that are available to beneficiaries to supplement Medicare coverage; (5) information permitting Medicare beneficiaries to compare and evaluate their options for delivery of Medicare and supplemental insurance services; (6) information concerning the procedure to appeal a denial of care and the procedure to request an expedited appeal of a denial of care; and (7) any other information the program or the Commissioner **[**on Aging**]** <u>of Social Services</u> deems relevant to Medicare beneficiaries.

(d) The Commissioner **[**on Aging**]** <u>of Social Services</u> may include any additional functions necessary to conform to federal grant requirements.

(e) All hospitals, as defined in section 19a-490, which treat persons covered by Medicare Part A shall: (1) Notify incoming patients covered by Medicare of the availability of the services established pursuant to subsection (c) of this section, (2) post or cause to be posted in a conspicuous place therein the toll-free number established pursuant to subsection (c) of this section, and (3) provide each Medicare patient with the toll-free number and information on how to access the

CHOICES program.

(f) The Commissioner **[**on Aging**]** of Social Services may adopt regulations, in accordance with chapter 54, as necessary to implement the provisions of this section.

Sec. 299. Subsection (a) of section 17a-316a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Commissioner **[**on Aging**]** of Social Services shall develop and administer a program to provide a single, coordinated system of information and access for individuals seeking long-term support, including in-home, community-based and institutional services. The program shall be the state Aging and Disability Resource Center Program in accordance with the federal Older Americans Act Amendments of 2006, P.L. 109-365 and shall be administered as part of the Department **[**on Aging's**]** of Social Services' CHOICES program in accordance with subdivision (1) of subsection (a) of section 17a-314. Consumers served by the program shall include, but not be limited to, those sixty years of age or older and those eighteen years of age or older with disabilities and caregivers.

Sec. 300. Section 17a-405 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this chapter:

(1) "State agency" means the **[**Department on Aging**]** Office of Policy and Management.

(2) "Office" means the Office of the Long-Term Care Ombudsman established in this section.

(3) "State Ombudsman" means the State Ombudsman established in

this section.

(4) "Program" means the long-term care ombudsman program established in this section.

(5) "Representative" includes a regional ombudsman, a residents' advocate or an employee of the Office of the Long-Term Care Ombudsman who is individually designated by the State Ombudsman.

(6) "Resident" means an older individual who resides in or is a patient in a long-term care facility who is sixty years of age or older.

(7) "Long-term care facility" means any skilled nursing facility, as defined in Section 1819(a) of the Social Security Act, (42 USC 1395i-3(a)) any nursing facility, as defined in Section 1919(a) of the Social Security Act, (42 USC 1396r(a)) a board and care facility as defined in Section 102(19) of the federal Older Americans Act, (42 USC 3002(19)) and for purposes of ombudsman program coverage, an institution regulated by the state pursuant to Section 1616(e) of the Social Security Act, (42 USC 1382e(e)) and any other adult care home similar to a facility or nursing facility or board and care home.

(8) **[**"Commissioner" means the Commissioner on Aging**]** "Secretary" means the Secretary of the Office of Policy and Management.

(9) "Applicant" means an older individual who has applied for admission to a long-term care facility.

(b) There is established an independent Office of the Long-Term Care Ombudsman within the **[**Department on Aging**]** Office of Policy and Management. The **[**Commissioner on Aging**]** Secretary of the Office of Policy and Management shall appoint a State Ombudsman who shall be selected from among individuals with expertise and experience in the fields of long-term care and advocacy to head the

office and the State Ombudsman shall appoint assistant regional ombudsmen. In the event the State Ombudsman or an assistant regional ombudsman is unable to fulfill the duties of the office, the **[**commissioner**]** secretary shall appoint an acting State Ombudsman and the State Ombudsman shall appoint an acting assistant regional ombudsman.

(c) Notwithstanding the provisions of subsection (b) of this section, on and after July 1, 1990, the positions of State Ombudsman and regional ombudsmen shall be classified service positions. The State Ombudsman and regional ombudsmen holding said positions on said date shall continue to serve in their positions as if selected through classified service procedures. As vacancies occur in such positions thereafter, such vacancies shall be filled in accordance with classified service procedures.

Sec. 301. Section 17a-407 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

No person may perform any functions as a residents' advocate until the person has successfully completed a course of training required by the State Ombudsman. Any residents' advocate who fails to complete such a course within a reasonable time after appointment may be removed by the State Ombudsman or the regional ombudsman for the region in which such residents' advocate serves. The **[**commissioner**]** Secretary of the Office of Policy and Management, after consultation with the State Ombudsman, shall adopt regulations, in accordance with the provisions of chapter 54, to carry out the provisions of this section. Such regulations shall include, but not be limited to, the course of training required by this subsection.

Sec. 302. Section 17a-416 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The **[**Commissioner on Aging**]** Secretary of the Office of Policy and Management, after consultation with the State Ombudsman, shall adopt regulations in accordance with the provisions of chapter 54, to carry out the provisions of sections 17a-405 to 17a-417, inclusive, 19a-531 and 19a-532.

Sec. 303. Section 17a-417 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The **[**Commissioner on Aging**]** Secretary of the Office of Policy and Management shall require the State Ombudsman to:

(1) Prepare an annual report:

(A) Describing the activities carried out by the office in the year for which the report is prepared;

(B) Containing and analyzing the data collected under section 17a-418;

(C) Evaluating the problems experienced by and the complaints made by or on behalf of residents;

(D) Containing recommendations for (i) improving the quality of the care and life of the residents, and (ii) protecting the health, safety, welfare and rights of the residents;

(E) (i) Analyzing the success of the program including success in providing services to residents of long-term care facilities; and (ii) identifying barriers that prevent the optimal operation of the program; and

(F) Providing policy, regulatory and legislative recommendations to solve identified problems, to resolve the complaints, to improve the quality of the care and life of residents, to protect the health, safety, welfare and rights of residents and to remove the barriers that prevent

the optimal operation of the program.

(2) Analyze, comment on and monitor the development and implementation of federal, state and local laws, regulations and other government policies and actions that pertain to long-term care facilities and services, and to the health, safety, welfare and rights of residents in the state, and recommend any changes in such laws, regulations and policies as the office determines to be appropriate.

(3) (A) Provide such information as the office determines to be necessary to public and private agencies, legislators and other persons, regarding (i) the problems and concerns of older individuals residing in long-term care facilities; and (ii) recommendations related to the problems and concerns; and (B) make available to the public and submit to the federal assistant secretary for aging, the Governor, the General Assembly, the Department of Public Health and other appropriate governmental entities, each report prepared under subdivision (1) of this section.

Sec. 304. Subsection (c) of section 17a-411 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) The Commissioner **[**on Aging**]** <u>of Social Services</u> shall have authority to seek funding for the purposes contained in this section from public and private sources, including but not limited to any federal or state funded programs.

Sec. 305. Subsection (b) of section 17a-667 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The council shall consist of the following members: (1) The Secretary of the Office of Policy and Management, or the secretary's designee; (2) the Commissioners of Children and Families, Consumer

Protection, Correction, Education, Mental Health and Addiction Services, Public Health, Emergency Services and Public Protection and Social Services, **[**Commissioner on Aging,**]** and the Insurance Commissioner, or their designees; (3) the Chief Court Administrator, or the Chief Court Administrator's designee; (4) the chairperson of the Board of Regents for Higher Education, or the chairperson's designee; (5) the president of The University of Connecticut, or the president's designee; (6) the Chief State's Attorney, or the Chief State's Attorney's designee; (7) the Chief Public Defender, or the Chief Public Defender's designee; and (8) the cochairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to public health, criminal justice and appropriations, or their designees. The Commissioner of Mental Health and Addiction Services and the Commissioner of Children and Families shall be cochairpersons of the council and may jointly appoint up to seven individuals to the council as follows: (A) Two individuals in recovery from a substance use disorder or representing an advocacy group for individuals with a substance use disorder; (B) a provider of community-based substance abuse services for adults; (C) a provider of community-based substance abuse services for adolescents; (D) an addiction medicine physician; (E) a family member of an individual in recovery from a substance use disorder; and (F) an emergency medicine physician currently practicing in a Connecticut hospital. The cochairpersons of the council may establish subcommittees and working groups and may appoint individuals other than members of the council to serve as members of the subcommittees or working groups. Such individuals may include, but need not be limited to: (i) Licensed alcohol and drug counselors; (ii) pharmacists; (iii) municipal police chiefs; (iv) emergency medical services personnel; and (v) representatives of organizations that provide education, prevention, intervention, referrals, rehabilitation or support services to individuals with substance use disorder or chemical dependency.

Sec. 306. Subsection (b) of section 17b-4 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The Department of Social Services, in conjunction with the Department of Public Health, **[**and the Department on Aging,**]** may adopt regulations in accordance with the provisions of chapter 54 to establish requirements with respect to the submission of reports concerning financial solvency and quality of care by nursing homes for the purpose of determining the financial viability of such homes, identifying homes that appear to be experiencing financial distress and examining the underlying reasons for such distress. Such reports shall be submitted to the Nursing Home Financial Advisory Committee established under section 17b-339.

Sec. 307. Section 17b-251 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department **[**on Aging**]** of Social Services shall establish an outreach program to educate consumers as to: (1) The need for long-term care; (2) mechanisms for financing such care; (3) the availability of long-term care insurance; and (4) the asset protection provided under sections 17b-252 to 17b-254, inclusive, and 38a-475. The Department **[**on Aging**]** of Social Services shall provide public information to assist individuals in choosing appropriate insurance coverage.

Sec. 308. Subsection (c) of section 17b-337 of the general statutes, as amended by section 18 of public act 17-96, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) The Long-Term Care Planning Committee shall consist of: (1) The chairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters

relating to human services, public health, elderly services and long-term care; (2) the Commissioner of Social Services, or the commissioner's designee; (3) one member of the Office of Policy and Management appointed by the Secretary of the Office of Policy and Management; (4) **[**one member from the Department on Aging appointed by the Commissioner on Aging; (5)**]** two members from the Department of Public Health appointed by the Commissioner of Public Health, one of whom is from the Office of Health Care Access division of the department; **[**(6)**]** (5) one member from the Department of Housing appointed by the Commissioner of Housing; **[**(7)**]** (6) one member from the Department of Developmental Services appointed by the Commissioner of Developmental Services; **[**(8)**]** (7) one member from the Department of Mental Health and Addiction Services appointed by the Commissioner of Mental Health and Addiction Services; **[**(9)**]** (8) one member from the Department of Transportation appointed by the Commissioner of Transportation; and **[**(10)**]** (9) one member from the Department of Children and Families appointed by the Commissioner of Children and Families. The committee shall convene no later than ninety days after June 4, 1998. Any vacancy shall be filled by the appointing authority. The chairperson shall be elected from among the members of the committee. The committee shall seek the advice and participation of any person, organization or state or federal agency it deems necessary to carry out the provisions of this section.

Sec. 309. Section 17b-349e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section:

(1) "Respite care services" means support services which provide short-term relief from the demands of ongoing care for an individual with Alzheimer's disease.

(2) "Caretaker" means a person who has the responsibility for the care of an individual with Alzheimer's disease or has assumed the responsibility for such individual voluntarily, by contract or by order of a court of competent jurisdiction.

(3) "Copayment" means a payment made by or on behalf of an individual with Alzheimer's disease for respite care services.

(4) "Individual with Alzheimer's disease" means an individual with Alzheimer's disease or related disorders.

(b) The Commissioner **[**on Aging**]** <u>of Social Services</u> shall operate a program, within available appropriations, to provide respite care services for caretakers of individuals with Alzheimer's disease, provided such individuals with Alzheimer's disease meet the requirements set forth in subsection (c) of this section. Such respite care services may include, but need not be limited to (1) homemaker services; (2) adult day care; (3) temporary care in a licensed medical facility; (4) home-health care; (5) companion services; or (6) personal care assistant services. Such respite care services may be administered directly by the Department **[**on Aging**]** <u>of Social Services</u>, or through contracts for services with providers of such services, or by means of direct subsidy to caretakers of individuals with Alzheimer's disease to purchase such services.

(c) (1) No individual with Alzheimer's disease may participate in the program if such individual (A) has an annual income of more than forty-one thousand dollars or liquid assets of more than one hundred nine thousand dollars, or (B) is receiving services under the Connecticut home-care program for the elderly. On July 1, 2009, and annually thereafter, the commissioner shall increase such income and asset eligibility criteria over that of the previous fiscal year to reflect the annual cost of living adjustment in Social Security income, if any.

(2) No individual with Alzheimer's disease who participates in the program may receive more than three thousand five hundred dollars for services under the program in any fiscal year or receive more than thirty days of out-of-home respite care services other than adult day care services under the program in any fiscal year, except that the commissioner shall adopt regulations pursuant to subsection (d) of this section to provide up to seven thousand five hundred dollars for services to a participant in the program who demonstrates a need for additional services.

(3) The commissioner may require an individual with Alzheimer's disease who participates in the program to pay a copayment for respite care services under the program, except the commissioner may waive such copayment upon demonstration of financial hardship by such individual.

(d) The commissioner shall adopt regulations in accordance with the provisions of chapter 54 to implement the provisions of this section. Such regulations shall include, but need not be limited to (1) standards for eligibility for respite care services; (2) the basis for priority in receiving services; (3) qualifications and requirements of providers, which shall include specialized training in Alzheimer's disease, dementia and related disorders; (4) a requirement that providers accredited by the Joint Commission on the Accreditation of Healthcare Organizations, when available, receive preference in contracting for services; (5) provider reimbursement levels; (6) limits on services and cost of services; and (7) a fee schedule for copayments.

(e) The Commissioner **[**on Aging**]** <u>of Social Services</u> may allocate any funds appropriated in excess of five hundred thousand dollars for the program among the five area agencies on aging according to need, as determined by said commissioner.

Sec. 310. Subsection (d) of section 17b-352 of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) Any facility acting pursuant to subdivision (3) of subsection (b) of this section shall provide written notice, at the same time it submits its letter of intent, to all patients, guardians or conservators, if any, or legally liable relatives or other responsible parties, if known, and shall post such notice in a conspicuous location at the facility. The facility's written notice shall be accompanied by an informational letter issued jointly from the Office of the Long-Term Care Ombudsman and the Department **[**on Aging**]** of Social Services on patients' rights and services available as they relate to the letter of intent. The notice shall state the following: (1) The projected date the facility will be submitting its certificate of need application, (2) that only the Department of Social Services has the authority to either grant, modify or deny the application, (3) that the Department of Social Services has up to ninety days to grant, modify or deny the certificate of need application, (4) a brief description of the reason or reasons for submitting a request for permission, (5) that no patient shall be involuntarily transferred or discharged within or from a facility pursuant to state and federal law because of the filing of the certificate of need application, (6) that all patients have a right to appeal any proposed transfer or discharge, and (7) the name, mailing address and telephone number of the Office of the Long-Term Care Ombudsman and local legal aid office.

Sec. 311. Section 21a-3a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Department of Consumer Protection, in collaboration with the Department of Social Services, **[**and the Department on Aging,**]** shall conduct a public awareness campaign, within available funding, to educate elderly consumers and caregivers on ways to resist aggressive marketing tactics and scams.

Sec. 312. Section 38a-47 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

All domestic insurance companies and other domestic entities subject to taxation under chapter 207 shall, in accordance with section 38a-48, annually pay to the Insurance Commissioner, for deposit in the Insurance Fund established under section 38a-52a, an amount equal to the actual expenditures made by the Insurance Department during each fiscal year, and the actual expenditures made by the Office of the Healthcare Advocate, including the cost of fringe benefits for department and office personnel as estimated by the Comptroller, plus (1) the expenditures made on behalf of the department and the office from the Capital Equipment Purchase Fund pursuant to section 4a-9 for such year, and (2) the amount appropriated to the Department **[**on Aging**]** <u>of Social Services</u> for the fall prevention program established in section 17a-303a from the Insurance Fund for the fiscal year, but excluding expenditures paid for by fraternal benefit societies, foreign and alien insurance companies and other foreign and alien entities under sections 38a-49 and 38a-50. Payments shall be made by assessment of all such domestic insurance companies and other domestic entities calculated and collected in accordance with the provisions of section 38a-48. Any such domestic insurance company or other domestic entity aggrieved because of any assessment levied under this section may appeal therefrom in accordance with the provisions of section 38a-52.

Sec. 313. Section 38a-48 of the general statutes, as amended by sections 4 and 5 of public act 17-125, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) On or before June thirtieth, annually, the Commissioner of Revenue Services shall render to the Insurance Commissioner a statement certifying the amount of taxes or charges imposed on each domestic insurance company or other domestic entity under chapter

207 on business done in this state during the preceding calendar year. The statement for local domestic insurance companies shall set forth the amount of taxes and charges before any tax credits allowed as provided in subsection (a) of section 12-202.

(b) On or before July thirty-first, annually, the Insurance Commissioner and the Office of the Healthcare Advocate shall render to each domestic insurance company or other domestic entity liable for payment under section 38a-47, (1) a statement which includes (A) the amount appropriated to the Insurance Department and the Office of the Healthcare Advocate for the fiscal year beginning July first of the same year, (B) the cost of fringe benefits for department and office personnel for such year, as estimated by the Comptroller, (C) the estimated expenditures on behalf of the department and the office from the Capital Equipment Purchase Fund pursuant to section 4a-9 for such year, and (D) the amount appropriated to the Department **[**on Aging**]** <u>of Social Services</u> for the fall prevention program established in section 17a-303a from the Insurance Fund for the fiscal year, (2) a statement of the total taxes imposed on all domestic insurance companies and domestic insurance entities under chapter 207 on business done in this state during the preceding calendar year, and (3) the proposed assessment against that company or entity, calculated in accordance with the provisions of subsection (c) of this section, provided that for the purposes of this calculation the amount appropriated to the Insurance Department and the Office of the Healthcare Advocate plus the cost of fringe benefits for department and office personnel and the estimated expenditures on behalf of the department and the office from the Capital Equipment Purchase Fund pursuant to section 4a-9 shall be deemed to be the actual expenditures of the department and the office, and the amount appropriated to the Department **[**on Aging**]** <u>of Social Services</u> from the Insurance Fund for the fiscal year for the fall prevention program established in section 17a-303a shall be deemed to be the actual expenditures for the

program.

(c) (1) The proposed assessments for each domestic insurance company or other domestic entity shall be calculated by (A) allocating twenty per cent of the amount to be paid under section 38a-47 among the domestic entities organized under sections 38a-199 to 38a-209, inclusive, and 38a-214 to 38a-225, inclusive, in proportion to their respective shares of the total taxes and charges imposed under chapter 207 on such entities on business done in this state during the preceding calendar year, and (B) allocating eighty per cent of the amount to be paid under section 38a-47 among all domestic insurance companies and domestic entities other than those organized under sections 38a-199 to 38a-209, inclusive, and 38a-214 to 38a-225, inclusive, in proportion to their respective shares of the total taxes and charges imposed under chapter 207 on such domestic insurance companies and domestic entities on business done in this state during the preceding calendar year, provided if there are no domestic entities organized under sections 38a-199 to 38a-209, inclusive, and 38a-214 to 38a-225, inclusive, at the time of assessment, one hundred per cent of the amount to be paid under section 38a-47 shall be allocated among such domestic insurance companies and domestic entities.

(2) When the amount any such company or entity is assessed pursuant to this section exceeds twenty-five per cent of the actual expenditures of the Insurance Department and the Office of the Healthcare Advocate, such excess amount shall not be paid by such company or entity but rather shall be assessed against and paid by all other such companies and entities in proportion to their respective shares of the total taxes and charges imposed under chapter 207 on business done in this state during the preceding calendar year, except that for purposes of any assessment made to fund payments to the Department of Public Health to purchase vaccines, such company or entity shall be responsible for its share of the costs, notwithstanding

whether its assessment exceeds twenty-five per cent of the actual expenditures of the Insurance Department and the Office of the Healthcare Advocate. The provisions of this subdivision shall not be applicable to any corporation which has converted to a domestic mutual insurance company pursuant to section 38a-155 upon the effective date of any public act which amends said section to modify or remove any restriction on the business such a company may engage in, for purposes of any assessment due from such company on and after such effective date.

(d) For purposes of calculating the amount of payment under section 38a-47, as well as the amount of the assessments under this section, the "total taxes imposed on all domestic insurance companies and other domestic entities under chapter 207" shall be based upon the amounts shown as payable to the state for the calendar year on the returns filed with the Commissioner of Revenue Services pursuant to chapter 207; with respect to calculating the amount of payment and assessment for local domestic insurance companies, the amount used shall be the taxes and charges imposed before any tax credits allowed as provided in subsection (a) of section 12-202.

(e) On or before September thirtieth, annually, for each fiscal year ending prior to July 1, 1990, the Insurance Commissioner and the Healthcare Advocate, after receiving any objections to the proposed assessments and making such adjustments as in their opinion may be indicated, shall assess each such domestic insurance company or other domestic entity an amount equal to its proposed assessment as so adjusted. Each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner on or before October thirty-first an amount equal to fifty per cent of its assessment adjusted to reflect any credit or amount due from the preceding fiscal year as determined by the commissioner under subsection (g) of this section. Each domestic insurance company or other domestic entity shall pay

to the Insurance Commissioner on or before the following April thirtieth, the remaining fifty per cent of its assessment.

(f) On or before September first, annually, for each fiscal year ending after July 1, 1990, the Insurance Commissioner and the Healthcare Advocate, after receiving any objections to the proposed assessments and making such adjustments as in their opinion may be indicated, shall assess each such domestic insurance company or other domestic entity an amount equal to its proposed assessment as so adjusted. Each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner (1) on or before June 30, 1990, and on or before June thirtieth annually thereafter, an estimated payment against its assessment for the following year equal to twenty-five per cent of its assessment for the fiscal year ending such June thirtieth, (2) on or before September thirtieth, annually, twenty-five per cent of its assessment adjusted to reflect any credit or amount due from the preceding fiscal year as determined by the commissioner under subsection (g) of this section, and (3) on or before the following December thirty-first and March thirty-first, annually, each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner the remaining fifty per cent of its proposed assessment to the department in two equal installments.

(g) If the actual expenditures for the fall prevention program established in section 17a-303a are less than the amount allocated, the Commissioner **[**on Aging**]** <u>of Social Services</u> shall notify the Insurance Commissioner and the Healthcare Advocate. Immediately following the close of the fiscal year, the Insurance Commissioner and the Healthcare Advocate shall recalculate the proposed assessment for each domestic insurance company or other domestic entity in accordance with subsection (c) of this section using the actual expenditures made by the Insurance Department and the Office of the Healthcare Advocate during that fiscal year, the actual expenditures

made on behalf of the department and the office from the Capital Equipment Purchase Fund pursuant to section 4a-9 and the actual expenditures for the fall prevention program. On or before July thirty-first, the Insurance Commissioner and the Healthcare Advocate shall render to each such domestic insurance company and other domestic entity a statement showing the difference between their respective recalculated assessments and the amount they have previously paid. On or before August thirty-first, the Insurance Commissioner and the Healthcare Advocate, after receiving any objections to such statements, shall make such adjustments which in their opinion may be indicated, and shall render an adjusted assessment, if any, to the affected companies.

(h) If any assessment is not paid when due, a penalty of twenty-five dollars shall be added thereto, and interest at the rate of six per cent per annum shall be paid thereafter on such assessment and penalty.

(i) The commissioner shall deposit all payments made under this section with the State Treasurer. On and after June 6, 1991, the moneys so deposited shall be credited to the Insurance Fund established under section 38a-52a and shall be accounted for as expenses recovered from insurance companies.

Sec. 314. Section 38a-475 of the general statutes, as amended by section 40 of public act 17-15, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The Insurance Department shall only precertify long-term care insurance policies that (1) alert the purchaser to the availability of consumer information and public education provided by the Department **[**on Aging**]** <u>of Social Services</u> pursuant to section 17b-251; (2) offer the option of home and community-based services in addition to nursing home care; (3) in all home care plans, include case management services delivered by an access agency approved by the

Office of Policy and Management and the Department of Social Services as meeting the requirements for such agency as defined in regulations adopted pursuant to subsection (e) of section 17b-342, which services shall include, but need not be limited to, the development of a comprehensive individualized assessment and care plan and, as needed, the coordination of appropriate services and the monitoring of the delivery of such services; (4) provide inflation protection; (5) provide for the keeping of records and an explanation of benefit reports on insurance payments which count toward Medicaid resource exclusion; and (6) provide the management information and reports necessary to document the extent of Medicaid resource protection offered and to evaluate the Connecticut Partnership for Long-Term Care. No policy shall be precertified if it requires prior hospitalization or a prior stay in a nursing home as a condition of providing benefits. The commissioner may adopt regulations, in accordance with chapter 54, to carry out the precertification provisions of this section.

Sec. 315. Subdivision (7) of section 4-274 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(7) "State-administered health or human services program" means programs administered by any of the following: The **[**Department on Aging, the**]** Department of Children and Families, the Department of Developmental Services, the Department of Mental Health and Addiction Services, the Department of Public Health, the Department of Rehabilitation Services, the Department of Social Services, the Office of Early Childhood, and the Office of the State Comptroller, for the State Employee and Retiree Health programs, as well as other health care programs administered by the Office of the State Comptroller, and the Department of Administrative Services, for Workers' Compensation medical claims, including such programs reimbursed in

whole or in part by the federal government.

Sec. 316. Section 17a-302a of the general statutes, as amended by section 3 of public act 17-34, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The **[**Department on Aging and the**]** Department of Social Services shall hold quarterly meetings with nutrition service stakeholders to (1) develop recommendations to address complexities in the administrative processes of nutrition services programs, (2) establish quality control benchmarks in such programs, and (3) help move toward greater quality, efficiency and transparency in the elderly nutrition program. Stakeholders shall include, but need not be limited to, (A) one representative of each of the following: (i) Area agencies on aging, (ii) access agencies, (iii) the Commission on Women, Children and Seniors, and (iv) nutrition providers, and (B) one or more representatives of (i) food security programs, (ii) contractors, (iii) nutrition host sites, and (iv) consumers.

Sec. 317. Subsection (c) of section 17b-28 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) On and after **[**July 1, 2011**]** <u>the effective date of this section</u>, the council shall be composed of the following members:

(1) The chairpersons and ranking members of the joint standing committees of the General Assembly having cognizance of matters relating to aging, human services, public health and appropriations and the budgets of state agencies, or their designees;

(2) Five appointed by the speaker of the House of Representatives, one of whom shall be a member of the General Assembly, one of whom shall be a community provider of adult Medicaid health services, one of whom shall be a recipient of Medicaid benefits for the

aged, blind and disabled or an advocate for such a recipient, one of whom shall be a representative of the state's federally qualified health clinics and one of whom shall be a member of the Connecticut Hospital Association;

(3) Five appointed by the president pro tempore of the Senate, one of whom shall be a member of the General Assembly, one of whom shall be a representative of the home health care industry, one of whom shall be a primary care medical home provider, one of whom shall be an advocate for Department of Children and Families foster families and one of whom shall be a representative of the business community with experience in cost efficiency management;

(4) Three appointed by the majority leader of the House of Representatives, one of whom shall be an advocate for persons with substance abuse disabilities, one of whom shall be a Medicaid dental provider and one of whom shall be a representative of the for-profit nursing home industry;

(5) Three appointed by the majority leader of the Senate, one of whom shall be a representative of school-based health centers, one of whom shall be a recipient of benefits under the HUSKY Health program and one of whom shall be a physician who serves Medicaid clients;

(6) Three appointed by the minority leader of the House of Representatives, one of whom shall be an advocate for persons with disabilities, one of whom shall be a dually eligible Medicaid-Medicare beneficiary or an advocate for such a beneficiary and one of whom shall be a representative of the not-for-profit nursing home industry;

(7) Three appointed by the minority leader of the Senate, one of whom shall be a low-income adult recipient of Medicaid benefits or an advocate for such a recipient, one of whom shall be a representative of

hospitals and one of whom shall be a representative of the business community with experience in cost efficiency management;

(8) The executive director of the Commission on Women, Children and Seniors or the executive director's designee;

(9) A member of the Commission on Women, Children and Seniors, designated by the executive director;

(10) A representative of the Long-Term Care Advisory Council;

(11) The Commissioners of Social Services, Children and Families, Public Health, Developmental Services and Mental Health and Addiction Services, **[**and the Commissioner on Aging,**]** or their designees, who shall be ex-officio nonvoting members;

(12) The Comptroller, or the Comptroller's designee, who shall be an ex-officio nonvoting member;

(13) The Secretary of the Office of Policy and Management, or the secretary's designee, who shall be an ex-officio nonvoting member; and

(14) One representative of an administrative services organization which contracts with the Department of Social Services in the administration of the Medicaid program, who shall be a nonvoting member.

Sec. 318. Subdivision (35) of section 12-412 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(35) Sales of tangible personal property or services to any center of service for elderly persons as described in **[**subdivision (d) of**]** section 17a-310.

Sec. 319. Subsection (a) of section 12-541 of the general statutes is

repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) There is hereby imposed a tax of ten per cent of the admission charge to any place of amusement, entertainment or recreation, except that no tax shall be imposed with respect to any admission charge (1) when the admission charge is less than one dollar or, in the case of any motion picture show, when the admission charge is not more than five dollars, (2) when a daily admission charge is imposed which entitles the patron to participate in an athletic or sporting activity, (3) to any event, other than events held at the stadium facility, as defined in section 32-651, if all of the proceeds from the event inure exclusively to an entity which is exempt from federal income tax under the Internal Revenue Code, provided such entity actively engages in and assumes the financial risk associated with the presentation of such event, (4) to any event, other than events held at the stadium facility, as defined in section 32-651, which, in the opinion of the commissioner, is conducted primarily to raise funds for an entity which is exempt from federal income tax under the Internal Revenue Code, provided the commissioner is satisfied that the net profit which inures to such entity from such event will exceed the amount of the admissions tax which, but for this subdivision, would be imposed upon the person making such charge to such event, (5) other than for events held at the stadium facility, as defined in section 32-651, paid by centers of service for elderly persons, as described in **[**subdivision (d) of**]** section 17a-310, (6) to any production featuring live performances by actors or musicians presented at Gateway's Candlewood Playhouse, Ocean Beach Park or any nonprofit theater or playhouse in the state, provided such theater or playhouse possesses evidence confirming exemption from federal tax under Section 501 of the Internal Revenue Code, (7) to any carnival or amusement ride, (8) to any interscholastic athletic event held at the stadium facility, as defined in section 32-651, (9) if the admission charge would have been subject to tax under the provisions of section

12-542 of the general statutes, revision of 1958, revised to January 1, 1999, (10) to any event at (A) the XL Center in Hartford, or (B) the Webster Bank Arena in Bridgeport, (11) from July 1, 2015, to June 30, 2017, to any athletic event presented by a member team of the Atlantic League of Professional Baseball at the Ballpark at Harbor Yard in Bridgeport, (12) to any event presented at the Dunkin' Donuts Park in Hartford, or (13) on and after July 1, 2017, to any athletic event presented by a member team of the Atlantic League of Professional Baseball at the New Britain Stadium. On and after July 1, 2000, the tax imposed under this section on any motion picture show shall be eight per cent of the admission charge and, on and after July 1, 2001, the tax imposed on any such motion picture show shall be six per cent of such charge.

Sec. 320. (*Effective from passage*) Notwithstanding the provisions of section 10-183t of the general statutes, for each of the fiscal years ending June 30, 2018, and June 30, 2019, the state shall make payments pursuant to subsections (a) and (c) of said section only within available appropriations for these purposes. The retired teachers' health insurance premium account within the Teachers' Retirement Fund, established in accordance with the provisions of subsection (d) of said section, shall pay any remaining costs associated with (1) the basic plan's premium equivalent under subsection (a) of said section to ensure that the retiree share of such premium equivalent remains at one-third, and (2) the subsidy under subsection (c) of said section.

Sec. 321. (NEW) (*Effective from passage*) Notwithstanding any provision of the general statutes, on and after July 1, 2018, no child, as defined in section 46b-120 of the general statutes, who has been convicted as delinquent, as described in section 46b-120 of the general statutes, may be committed to the Department of Children and Families as a result of such conviction. The court may sentence any such child to a period of probation that may include, in addition to

other orders and conditions set forth in subsections (b) to (e), inclusive, of section 46b-140 of the general statutes, a period of placement in a secure, limited secure or nonsecure residential facility.

Sec. 322. (NEW) (*Effective from passage*) The Judicial Branch shall expand its contracted-for juvenile justice services to include a comprehensive system of graduated responses with an array of services, sanctions and secure placements available for the court and juvenile probation officers and other staff of the Court Support Services Division to use in order to provide individualized supervision, care, accountability and treatment to any child, as defined in section 46b-120 of the general statutes, who has been convicted as delinquent, as described in section 46b-120 of the general statutes. The court and juvenile probation officers and other staff of the Court Support Services Division shall apply such services and sanctions and make such secure placements in a manner consistent with public safety in order to (1) deter any such child from the commission of any further delinquent act, and (2) ensure that the safety of any other persons will not be endangered.

Sec. 323. (*Effective from passage*) There shall be a transitional period commencing July 1, 2018, and ending not later than January 1, 2019, during which period the Judicial Branch may place a child, as defined in section 46b-120 of the general statutes, who has been convicted as delinquent, as described in section 46b-120 of the general statutes, in a congregate care setting operated by the Department of Children and Families or order that such child receive community-based services provided by said department, if the department operated such setting or provided such services to children convicted as delinquent, as described in section 46b-120 of the general statutes, prior to July 1, 2018. The Commissioner of Children and Families shall enter into an agreement with the Judicial Branch to allow for the use of such settings and services, and the costs of said settings and services shall be paid by

the Judicial Branch to the department.

Sec. 324. (*Effective from passage*) For the fiscal years ending June 30, 2018, and June 30, 2019, $1,500,000 of funds in the Connecticut airport and aviation account, established under section 672 of this act, shall be used in each of said fiscal years for the operation of Tweed-New Haven Airport.

Sec. 325. Section 14-49b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(a) For each new registration or renewal of registration of any motor vehicle with the Commissioner of Motor Vehicles pursuant to this chapter, the person registering such vehicle shall pay to the commissioner a fee of ten dollars for registration for a biennial period and five dollars for registration for an annual period, except that any individual who is sixty-five years of age or older on or after January 1, 1994, may, at the discretion of such individual, pay the fee for either a one-year or two-year period. The provisions of this **[**section**]** subsection shall not apply **[**with respect**]** to any motor vehicle **[**which**]** that is not self-propelled, **[**which**]** that is electrically powered, or **[**which**]** that is exempted from payment of a registration fee. This fee may be identified as the "federal Clean Air Act fee" on any registration form provided by the commissioner. Payments collected pursuant to the provisions of this section shall be deposited as follows: (1) Fifty-seven and one-half per cent of such payments collected shall be deposited into the Special Transportation Fund established pursuant to section 13b-68, and (2) forty-two and one-half per cent of such payments collected shall be deposited into the General Fund. The fee required by this **[**section**]** subsection is in addition to any other fees prescribed by any other provision of this title for the registration of a motor vehicle. No part of the federal Clean Air Act fee shall be subject to a refund under subsection (aa) of section 14-49.

(b) For each new registration or renewal of registration of any motor vehicle with the Commissioner of Motor Vehicles pursuant to this chapter, the person registering such vehicle shall pay to the commissioner a fee of ten dollars for registration for a biennial period for the following registration types: Passenger, motorcycle, motor home, combination or antique. Any person who is sixty-five years or older and who obtains a one-year registration renewal under section 14-49 for such registration type shall pay five dollars for the annual registration period. The provisions of this subsection shall not apply to any motor vehicle that is not self-propelled or that is exempted from payment of a registration fee. This fee shall be identified as the "Passport to the Parks Fee" on any registration form provided by the commissioner. Payments collected pursuant to the provisions of this subsection shall be deposited in the Passport to the Parks account established pursuant to section 331 of this act. The fee required by this subsection is in addition to any other fees prescribed by any other provision of this title for the registration of a motor vehicle. No part of the "Passport to the Parks Fee" shall be subject to a refund under subsection (aa) of section 14-49.

Sec. 326. Section 23-10b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

The Commissioner of Energy and Environmental Protection may provide outdoor recreation-related services to the public at state park and forest recreation areas. Such services may include rentals of bicycles, boats, cabins and tents, sale of firewood and operation of camp stores supplying camping necessaries. Fees for such services shall be set by the commissioner, according to market value. Revenue from such services shall be deposited in the **[**Conservation Fund and credited to an enterprise program account**]** Passport to the Parks account established pursuant to section 331 of this act for use in the state park and forest facilities. Such services and fees shall not affect

admission, parking, camping and related existing fees. No services shall compete with a concessionaire under contract with the Department of Energy and Environmental Protection at the time such service is offered.

Sec. 327. Section 23-15 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

All receipts from the operation of the state parks shall be deposited in the **[**General Fund in accordance with the provisions of section 4-32**]** Passport to the Parks account established pursuant to section 331 of this act. Expenditures incurred by the Department of Energy and Environmental Protection for the operation, maintenance and extension of or improvements to state parks shall be paid with moneys appropriated from the **[**General Fund**]** Passport to the Parks account.

Sec. 328. Section 23-16 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

The Commissioner of Energy and Environmental Protection may execute with residents and nonresidents of this state leases of camping sites and buildings on the state parks for limited periods except as provided in section 23-16a and the proceeds from such leases, together with any other income resulting from the use of the state parks, shall be added to the **[**General Fund as provided in section 23-15**]** Passport to the Parks account established pursuant to section 331 of this act. Not later than May 1, 2010, said commissioner shall establish a schedule of fees payable for the leasing of state camping sites and buildings for residents of this state in amounts not greater than one hundred thirty-five per cent of the amounts charged according to the schedule of camping permit fees established by said commissioner and in effect as of April 1, 2009. Not later than May 1, 2010, said commissioner shall establish a schedule of fees payable for the leasing of state camping sites and buildings for nonresidents of this state in amounts not greater

than one hundred fifty per cent of the amounts charged according to the schedule of camping permit fees established by said commissioner and in effect as of April 14, 2010. Annually, not later than the first day of November, said commissioner shall allocate from funds available for state park and forest areas in the then current fiscal year, an amount not less than fifty per cent of the portion of such fees collected in the preceding fiscal year directly related to the amount of increase in such fees as required in this section, to be used for purposes of maintenance and improvement of such state camping sites and buildings. Any fees paid for any lease under this section shall not be subject to refund under section 22a-10 unless (1) the lessee gives notice of cancellation to the commissioner not later than fourteen days prior to the date such lease is to commence, (2) the park is closed by executive order of the Governor, or (3) the lessee submits proof, satisfactory to the commissioner, of a death or serious illness in the family which prevents use of the facility during the period of the lease. The commissioner may deduct a reasonable service charge from any amount refunded pursuant to subdivisions (1) and (3) of this section.

Sec. 329. Section 23-26 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(a) The commissioner may (1) provide for the collection of fees for parking, admission, boat launching and other uses of state parks, forests, boat launches and other state recreational facilities, (2) establish from time to time the daily and seasonal amount thereof, (3) enter into contractual relations with other persons for the operation of concessions, (4) establish other sources of revenue to be derived from services to the general public using such parks, forests and facilities, (5) employ such assistants as may be necessary for the collection of such revenue. The commissioner shall deposit such revenue derived therefrom with the State Treasurer in the **[**General Fund**]** <u>Passport to the Parks account established pursuant to section 331 of this act</u>. On

and after July 1, 1992, any increase in any fee or any establishment of a new fee under this section shall be by regulations adopted in accordance with the provisions of chapter 54. Not later than May 1, 2010, said commissioner shall establish the daily and seasonal amount of such parking, admission, boat launching and other use fees for residents of this state in amounts not greater than one hundred thirty-five per cent of the amounts charged for such fees by said commissioner as of April 1, 2009. Not later than May 1, 2010, said commissioner shall establish the daily and seasonal amount of such parking, admission, boat launching and other use fees for nonresidents of this state in amounts not greater than one hundred fifty per cent of the amounts charged for such fees by said commissioner as of April 1, 2009. Notwithstanding the provisions of this section, the commissioner may enter into an agreement with any municipality under which the municipality may retain fees collected by municipal officers at state boat launches when state employees are not on duty.

(b) Notwithstanding the provisions of subsection (a) of this section, the commissioner may establish fees for the public use of the mansion at Harkness Memorial State Park in Waterford, the Ellie Mitchell Pavilion at Rocky Neck State Park in East Lyme and Gillette Castle State Park in East Haddam provided no fee shall be charged to any group organized as a nonprofit corporation under 26 USC 501(c)(3) for purposes of providing support to such parks or facilities and further provided the commissioner shall specify procedures and criteria for the selection of any private business which is engaged by the state to provide services during any such public use, including, but not limited to, catering services. Such fees, procedures and criteria shall be effective until June 30, 1999, or until regulations are adopted, whichever is sooner. Regulations implementing such fees, procedures and criteria shall be adopted in accordance with the provisions of chapter 54 on or before July 1, 1999. Such fees shall be comparable with rents and charges of similar properties based on fair market rates.

(c) The commissioner shall issue to any [resident] nonresident of the state, upon payment of a fee established by said commissioner, a nontransferable Connecticut private passenger motor vehicle pass which permits free parking throughout the calendar year at any state park, forest, boat launch or other state recreational facility, provided the commissioner shall not be required to issue such a pass to any park, forest or facility which is wholly managed by a private concessionaire and may require payment of fees for special events. [Not later than May 1, 2010, said commissioner shall establish the amount of such fee for residents of this state in an amount not greater than one hundred thirty-five per cent of the amount charged for such fee by said commissioner as of April 1, 2009.] Not later than May 1, 2010, said commissioner shall establish the amount of such fee for nonresidents of this state in an amount not greater than one hundred fifty per cent of the amount charged for such fee by said commissioner as of April 1, 2009.

(d) The commissioner shall issue to any resident of the state who is sixty-five years of age or older and to any resident of this state who is a disabled veteran, as defined in section 14-254, or under federal law, without fee, upon application of such resident, a nontransferable lifetime pass which shall permit free [parking,] admission and boat access parking for use at any state park, forest or state recreational facility, provided the commissioner shall not be required to issue such a pass for use of any park, forest or facility which is wholly managed by a private concessionaire and may require payment of fees for special events.

(e) Notwithstanding any provision of this section, any person with a valid Connecticut motor vehicle license plate shall not pay a parking fee at any state park, forest or other state recreational facility on and after January 1, 2018.

Sec. 330. Section 23-15b of the general statutes is repealed and the

following is substituted in lieu thereof (*Effective January 1, 2018*):

(a) **[**There is established a separate, nonlapsing account within the General Fund, known as the maintenance, repair and improvement account.**]** All funds collected from rent paid by any person for the use of state park property for any special event of limited duration, including, but not limited to, weddings and receptions, shall be deposited into the **[**account**]** Passport to the Parks account, established pursuant to section 331 of this act, unless the Commissioner of Energy and Environmental Protection enters into a written agreement, signs an instrument or issues a license which specifically states otherwise. **[**Said account may also receive funds from private or public sources, including the federal government or a municipal government.**]**

(b) Notwithstanding any provision of the general statutes, any funds received by the Department of Energy and Environmental Protection pursuant to subsection (a) of this section shall be deposited in the **[**General Fund and credited to the maintenance, repair and improvement account**]** Passport to the Parks account established pursuant to section 331 of this act. Within said account there shall be a subaccount for each state park from which funds are collected pursuant to subsection (a) of this section, which subaccounts shall be held separate and apart from each other. Each subaccount shall be available to the Commissioner of Energy and Environmental Protection for maintaining, making improvements to, erecting structures on or repairing the property, including houses and other buildings, of the state park for which such subaccount was established. Nothing in this section shall prevent the commissioner from obtaining or using funds from sources other than the **[**maintenance, repair and improvement account**]** Passport to the Parks account for the purposes described in this subsection. Funds in the **[**maintenance, repair and improvement account**]** Passport to the Parks account shall be used to supplement state funds appropriated for the general operation of state

parks and shall not replace such appropriated funds for purposes of such general operation.

(c) On or before October 1, 2010, and semiannually thereafter, the Commissioner of Energy and Environmental Protection shall report to the Office of Fiscal Analysis on the state parks for which funds have been collected pursuant to subsection (a) of this section. Such report shall include (1) the amount of funds received into the **[**maintenance, repair and improvement account**]** Passport to the Parks account, itemized by subaccount, (2) the amount of funds the Department of Energy and Environmental Protection has expended from the account for each park, and (3) the projects for which such funds have been expended. Said commissioner shall post the same information on the department's Internet web site.

Sec. 331. (NEW) (*Effective January 1, 2018*) There is established an account to be known as the Passport to the Parks account which shall be a separate, nonlapsing account within the General Fund. Moneys in such account shall be used to provide expenses of the Council on Environmental Quality, beginning with the fiscal year ending June 30, 2019, and for the care, maintenance, operation and improvement of state parks and campgrounds, the funding of soil and water conservation districts and the funding of environmental review teams. Any moneys in such account may be expended only pursuant to an appropriation by the General Assembly. All funds collected from the Passport to the Parks Fee established pursuant to section 14-49b of the general statutes, as amended by this act, shall be deposited into the Passport to the Parks account. Such account shall contain all moneys required by law to be deposited in such account. Such account may receive funds from private or public sources, including, but not limited to, any municipal government or the federal government. Such account shall contain subaccounts as required by section 23-15b of the general statutes, as amended by this act.

Sec. 332. Subsection (b) of section 5-278 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) (1) Any agreement reached by the negotiators shall be reduced to writing. The agreement, together with a request for funds necessary to fully implement such agreement and for approval of any provisions of the agreement which are in conflict with any statute or any regulation of any state agency, and any arbitration award, issued in accordance with section 5-276a, together with a statement setting forth the amount of funds necessary to implement such award, shall be filed by the bargaining representative of the employer with the clerks of the House of Representatives and the Senate within ten days after the date on which such agreement is reached or such award is distributed. The General Assembly may approve any such agreement as a whole by a majority vote of each house or may reject such agreement as a whole by a majority vote of either house. The General Assembly may reject any such award as a whole by a two-thirds vote of either house if it determines that there are insufficient funds for full implementation of the award.

(2) (A) If an agreement is rejected, the matter shall be returned to the parties, **[**for further bargaining**]** who shall initiate arbitration in accordance with the provisions of section 5-276a. The parties may submit any award issued pursuant to such arbitration to the General Assembly for approval in the same manner as the rejected agreement. If the arbitration award is rejected by the General Assembly, the matter shall be returned again to the parties for further arbitration. Any award issued pursuant to such further arbitration shall be deemed approved by the General Assembly.

(B) If an arbitration award, other than an award issued pursuant to subparagraph (A) of this subdivision, is rejected, the matter shall be returned to the parties for further arbitration. Any award issued

pursuant to such further arbitration shall be deemed approved by the General Assembly.

(3) Once approved by the General Assembly, any provision of an agreement or award need not be resubmitted by the parties to such agreement or award as part of a future contract approval process unless changes in the language of such provision are negotiated by such parties. Any supplemental understanding reached between such parties containing provisions which would supersede any provision of the general statutes or any regulation of any state agency or would require additional state funding shall be submitted to the General Assembly for approval in the same manner as agreements and awards. If the General Assembly is in session, it shall vote to approve or reject such agreement or award within thirty days after the date of filing. If the General Assembly is not in session when such agreement or award is filed, it shall be submitted to the General Assembly within ten days of the first day of the next regular session or special session called for such purpose. The agreement or award shall be deemed **[**approved**]** rejected if the General Assembly fails to vote to approve or reject such agreement or award within thirty days after such filing or submission. The thirty-day period shall not begin or expire unless the General Assembly is in regular session. For the purpose of this subsection, any agreement or award filed with the clerks within thirty days before the commencement of a regular session of the General Assembly shall be deemed to be filed on the first day of such session.

(4) Each house of the General Assembly shall permit not more than six hours of total time for debate of a resolution to approve or reject an agreement or award filed with the clerks of the House of Representatives and the Senate pursuant to this subsection. Those speaking in favor of such resolution shall be allocated not more than three hours of total time for debate, and those speaking in opposition to such resolution shall be allocated not more than three hours of total

time for debate. A vote shall be taken on the resolution upon the conclusion of the debate.

(5) Notwithstanding the provisions of subdivision (4) of this subsection, if the debate on such resolution occurs during the last three days of the thirty-day period, each house of the General Assembly shall permit not more than four hours of total time for debate of such resolution. Those speaking in favor of such resolution shall be allocated not more than two hours of total time for debate and those speaking in opposition to such resolution shall be allocated not more than two hours of total time for debate. A vote shall be taken on the resolution upon the conclusion of the debate.

Sec. 333. (*Effective from passage*) Notwithstanding the provisions of subsections (a) and (b) of section 2-36b of the general statutes: (1) The joint standing committees of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies and finance, revenue and bonding shall not be required to meet on or before November 30, 2017, with the Secretary of the Office of Policy and Management, the director of the Office of Fiscal Analysis and such other persons as they deem appropriate as specified in said subsection (a), and (2) the Secretary of the Office of Policy and Management and the director of the Office of Fiscal Analysis shall not be required to submit to the joint standing committees of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies and finance, revenue and bonding, on or before November 15, 2017, the items specified in said subsection (b).

Sec. 334. (NEW) (*Effective from passage*) For purposes of sections 7-374b and 12-701 of the general statutes and sections 335 to 337, inclusive, 342 to 344, inclusive, 346 and 347 of this act, "residential building" means a one-family, two-family, three-family or four-family dwelling including, but not limited to, a condominium unit or dwelling in a planned unit development.

Sec. 335. (NEW) (*Effective from passage*) (a) There is established an account to be known as the "Crumbling Foundations Assistance Fund" which shall be a separate, nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account and any voluntary contributions. Moneys in the account shall be made available to incorporate the captive insurance company established pursuant to section 336 of this act. Moneys in the account shall be transferred to such captive insurance company upon licensure by the Insurance Department. Voluntary contributions to the fund shall be deemed to be given for the purpose of providing financial assistance to owners of residential buildings for the repair or replacement of concrete foundations of such buildings that have deteriorated due to the presence of pyrrhotite and to minimize any negative impact on the economies of municipalities in which such residential buildings are located. No such contributions shall be further restricted by the donor or used by the captive insurance company for any other purposes. The captive insurance company shall not return any portion of such contributions to any donor. Any bond proceeds deposited into the fund shall be kept separate from any and all other funds deposited into the fund.

(b) The Department of Housing may apply for, receive and administer any federal funds, including, but not limited to, funds made available by the United States Department of Housing and Urban Development Section 108 Loan Guarantee program to assist owners of residential buildings having concrete foundations that have deteriorated due to the presence of pyrrhotite. All such federal funds received with the intent of assisting owners of residential buildings having concrete foundations that have deteriorated due to the presence of pyrrhotite shall be deposited into the Crumbling Foundations Assistance Fund established pursuant to subsection (a) of this section.

Sec. 336. (NEW) (*Effective from passage*) (a) A captive insurance

company shall be established by the incorporators described in this subsection, as a not-for-profit entity, in accordance with the provisions of sections 38a-91aa to 38a-91tt, inclusive, of the general statutes, for the public purpose of providing assistance to owners of residential buildings with concrete foundations that have deteriorated due to the presence of pyrrhotite, where such assistance ensures that any such foundation will be repaired or replaced and where such assistance is intended to provide any such owner with a structurally sound concrete foundation by arranging and approving a financial package that achieves full repair or replacement of such foundation with the lowest possible amount of borrowed funds. There shall be five incorporators of such captive insurance company, who shall be appointed in the following manner: One by the Governor, one by the speaker, one by the minority leader of the House of Representatives, one by the president pro tempore and one by the Republican president pro tempore of the Senate. The incorporators, in their discretion, may appoint other individuals to form an organizing committee. The speaker, the minority leader of the House of Representatives, the president pro tempore and the Republican president pro tempore of the Senate shall each appoint a member of the General Assembly as a nonvoting, ex-officio member of the organizing committee. Thirty days after the effective date of this section, if no appointments have been made by the speaker and minority leader of the House of Representatives or by the president pro tempore and Republican president pro tempore of the Senate, the Governor shall make such appointments in order to fulfill the obligations of this section.

(b) In addition to any other requirements imposed by law applicable to captive insurance companies, the captive insurance company established pursuant to this section shall:

(1) Upon request of the joint standing committees of the General Assembly having cognizance of matters relating to planning and

development, public safety and housing, or the Governor, make recommendations regarding the expansion of eligibility for financial assistance pursuant to this section and modifications to improve the efficiency and operation of the captive insurance company in order to serve its public purpose;

(2) Establish a board of directors who shall serve in a volunteer capacity. The membership of the board shall include, but need not be limited to, a real estate agent or broker, two owners of residential buildings who have concrete foundations that have deteriorated due to the presence of pyrrhotite, a chief executive or such chief executive's designee of a municipality in which residential buildings with concrete foundations that have deteriorated due to the presence of pyrrhotite are located, an individual with professional investment experience and currently registered as an investment adviser pursuant to title 36b of the general statutes, the executive directors of the Capitol Region Council of Governments and the Eastern Region Council of Governments or such executive directors' designees and representatives from the insurance and banking industries, who shall not have professional relationships with any bank or insurance company that has a financial interest in residential buildings subject to the provisions of sections 335 to 337, inclusive, 342 to 344, inclusive, 346 and 347 of this act. The speaker, the minority leader of the House of Representatives, the president pro tempore of the Senate and the Senate Republican president pro tempore shall each appoint a member of the General Assembly as a nonvoting, ex-officio member of the board of directors;

(3) Develop eligibility requirements and underwriting guidelines for financial assistance for repair or replacement of concrete foundations. Such requirements and guidelines shall, not later than thirty days prior to their adoption, amendment or modification, be published on a public Internet web site maintained by the captive insurance company;

(4) Develop in coordination with the Department of Housing, Connecticut Housing Finance Authority and participating lenders in the Collapsing Foundations Credit Enhancements Program, established pursuant to section 337 of this act, a single, unified application for owners of residential buildings to apply for all financial assistance available pursuant to this section and sections 337 and 343 of this act;

(5) Provide financial assistance to such owners of residential buildings for the repair or replacement of concrete foundations that have deteriorated due to the presence of pyrrhotite, including, but not limited to, financial reimbursement to homeowners who have had such repair or replacement performed prior to the effective date of this section;

(6) Assist such owners of residential buildings to obtain additional financing necessary to fully fund the repair or replacement of concrete foundations that have deteriorated due to the presence of pyrrhotite;

(7) Approve contractors or other vendors for eligibility to perform foundation repairs or replacements on behalf of claimants;

(8) Disburse such financial assistance to approved contractors or other vendors on behalf of claimants;

(9) Ensure that the financial assistance is used solely for costs of repairing and replacing concrete foundations that have deteriorated due to the presence of pyrrhotite;

(10) Require the disclosure of the amount of all financial compensation received by an owner of such a residential building, if any, arising out of a claim for coverage under the property coverage provisions of the homeowners policy for foundation deterioration due to the presence of pyrrhotite and ensure that such amount is considered when determining the amount of financial assistance

offered to such owner;

(11) When appropriate, apply for, qualify for and receive any federal funds made available under any federal act, for assistance to owners of residential buildings and residential condominium units having concrete foundations that have deteriorated due to the presence of pyrrhotite. To the extent permissible under federal law, all such federal funds shall be deposited into the Crumbling Foundations Assistance Fund established pursuant to section 335 of this act; and

(12) Enter into agreements, as necessary, with the Connecticut Housing Finance Authority and any participating lender, as defined in section 337 of this act, to develop and implement additional loan programs or financial products to assist such owners to repair or replace concrete foundations that have deteriorated due to the presence of pyrrhotite, while employing terms and conditions that are preferable to the open market.

(c) Such captive insurance company may, subject to the provisions of this section, do all things necessary and desirable in its discretion to accomplish its purposes, including hiring employees and contracting for administrative or operational services, and entering into agreements with the Connecticut Housing Finance Authority created pursuant to section 8-244 of the general statutes and any participating lender, as defined in section 337 of this act, to develop and implement additional loan programs or financial products that will assist owners of residential buildings to repair or replace concrete foundations that have deteriorated due to the presence of pyrrhotite on terms and conditions that are preferable to the open market. Not more than ten per cent of all moneys allocated or made available to the captive insurance company in any calendar year shall be used for administrative or operational costs.

(d) Employees and agents of the captive insurance company shall

not be deemed state employees, except that employees and directors shall be subject to the provisions of sections 1-84, 1-84a, 1-84b, 1-85 and 1-86 of the general statutes. Any agent, consultant or contractor of the captive insurance company shall be subject to the provisions of sections 1-86e and 1-101nn of the general statutes. The Office of State Ethics shall have the authority to enforce the provisions of this subsection.

(e) Notwithstanding sections 38a-11 and 38a-91bb of the general statutes, the captive insurance company shall not be required to pay a license fee for the first year of licensure or a renewal fee for any year thereafter, as set forth in said sections.

(f) In addition to any report required to be filed by not-for-profit entities generally under regulations of the Internal Revenue Service, the captive insurance company shall submit quarterly reports to the joint standing committees of the General Assembly having cognizance of matters relating to insurance, finance, planning and development, housing and public safety on its operation and financial condition. Such quarterly reports shall include, but need not be limited to, information concerning: (1) Moneys allocated or made available to it pursuant to this section, (2) total financial assistance and financial assistance, by town, provided to owners of such residential buildings pursuant to this section, (3) administrative and operational expenditures, (4) the total number and number, by town, of applications for assistance received during the quarter and to date, (5) the total number and number, by town, of applications for assistance granted during the quarter and to date, (6) the average time to process applications, and (7) the total number and number, by town, of applications pending and amount of such claims.

(g) The joint standing committees of the General Assembly having cognizance of matters relating to insurance, finance, planning and development, housing and public safety shall, not less than annually,

hold a joint public hearing on the operation and financial condition of the captive insurance company.

(h) A decision on an application for assistance pursuant to this section shall be made in writing and provided to the homeowner and shall include the information relied upon and the basis for such decision, including the relevant eligibility and underwriting criteria. An owner of such a residential building may request a review of any decision by the captive insurance company relating to such homeowner not later than thirty days after the decision. A final determination on such a request for review shall be made in writing and provided to the homeowner not later than thirty days after receipt of the homeowner's request, unless an extension is agreed to by the homeowner. The final determination shall be subject to approval by the board of directors. There shall be no right to appeal such final determination.

(i) The captive insurance company shall continue until June 30, 2022, or until its existence is terminated by law. Upon the termination of the existence of the company, all its right and properties shall pass to and be vested in the state of Connecticut.

Sec. 337. (NEW) (*Effective from passage*) (a) For the purposes of this section:

(1) "Eligible borrower" means the owner of a residential building;

(2) "Participating lender" means a depository bank or credit union that participates in the Collapsing Foundations Credit Enhancements Program established pursuant to this section; and

(3) "Qualifying loan" means any loan provided to an eligible borrower for the purpose of repairing or replacing a concrete foundation that has deteriorated due to the presence of pyrrhotite and (A) is issued by a participating lender, (B) is subject to the

underwriting standards established by the participating lender, (C) carries a rate of interest in accordance with subsection (b) of this section, and (D) is made pursuant to the Collapsing Foundations Credit Enhancements Program.

(b) There is established a Collapsing Foundations Credit Enhancements Program, administered by the Connecticut Housing Finance Authority, for the purpose of assisting eligible borrowers to obtain necessary funding for replacement or repair of concrete foundations that have deteriorated due to the presence of pyrrhotite. The program shall, among other efforts, make one or more financial products or credit enhancements available, including, but not limited to, loan guarantees that may enable participating lenders to make qualifying loans with loan-to-value ratios in excess of regulatory standards. To participate in the program, the participating lender shall offer a qualifying loan with an interest rate that is not less than one-half of one percentage point below the interest rate that is otherwise available to the eligible borrower based on the creditworthiness of such eligible borrower.

(c) The Connecticut Housing Finance Authority shall seek the participation of banks and credit unions in the Collapsing Foundations Credit Enhancements Program and shall develop the terms, conditions and standards for such program, in consultation with the Lieutenant Governor and representatives of the banking and credit union industries, not later than thirty days before the program, or any phase of the program, is made available to eligible borrowers. The terms, conditions and standards that are developed shall identify the necessary form of inspection or testing to verify that the eligible borrower's foundation has deteriorated due to the presence of pyrrhotite and the terms and conditions of any financial product or credit enhancement that may be made available pursuant to the program, taking into account the funding that may be necessary to

support such financial product or credit enhancement. The program may be launched in phases and shall permit a participating lender to make a qualifying loan with or without utilizing any other financial products or credit enhancements developed pursuant to such program.

(d) The Connecticut Housing Finance Authority shall publish a plain language summary of such program and the borrower eligibility requirements on the Internet web site of the authority not later than fifteen days before such program, or any phase of such program, is made available to property owners.

Sec. 338. (NEW) (*Effective from passage*) (a) On and after the effective date of this section, no person shall reuse any part of recycled material known to contain the mineral pyrrhotite to produce structural concrete for residential or commercial construction, unless such reuse is consistent with the standard established pursuant to section 346 of this act.

(b) A violation of subsection (a) of this section shall be an unfair or deceptive act or practice pursuant to subsection (a) of section 42-110b of the general statutes.

Sec. 339. Section 29-263 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Except as provided in subsection (h) of section 29-252a and the State Building Code adopted pursuant to subsection (a) of section 29-252, after October 1, 1970, no building or structure shall be constructed or altered until an application has been filed with the building official and a permit issued. Such permit shall be issued or refused, in whole or in part, within thirty days after the date of an application. No permit shall be issued except upon application of the owner of the premises affected or the owner's authorized agent. No permit shall be issued to

a contractor who is required to be registered pursuant to chapter 400, for work to be performed by such contractor, unless the name, business address and Department of Consumer Protection registration number of such contractor is clearly marked on the application for the permit, and the contractor has presented such contractor's certificate of registration as a home improvement contractor. Prior to the issuance of a permit and within said thirty-day period, the building official shall review the plans of buildings or structures to be constructed or altered, including, but not limited to, plans prepared by an architect licensed pursuant to chapter 390, a professional engineer licensed pursuant to chapter 391 or an interior designer registered pursuant to chapter 396a acting within the scope of such license or registration, to determine their compliance with the requirements of the State Building Code and, where applicable, the local fire marshal shall review such plans to determine their compliance with the Fire Safety Code. Such plans submitted for review shall be in substantial compliance with the provisions of the State Building Code and, where applicable, with the provisions of the Fire Safety Code.

(b) On and after July 1, 1999, the building official shall assess an education fee on each building permit application. During the fiscal year commencing July 1, 1999, the amount of such fee shall be sixteen cents per one thousand dollars of construction value as declared on the building permit application and the building official shall remit such fees quarterly to the Department of Administrative Services, for deposit in the General Fund. Upon deposit in the General Fund, the amount of such fees shall be credited to the appropriation to the Department of Administrative Services and shall be used for the code training and educational programs established pursuant to section 29-251c and the educational programs required in subsections (a) and (b) of section 29-262. On and after July 1, 2000, the assessment shall be made in accordance with regulations adopted pursuant to subsection (d) of section 29-251c. All fees collected pursuant to this subsection

shall be maintained in a separate account by the local building department. During the fiscal year commencing July 1, 1999, the local building department may retain two per cent of such fees for administrative costs incurred in collecting such fees and maintaining such account. On and after July 1, 2000, the portion of such fees which may be retained by a local building department shall be determined in accordance with regulations adopted pursuant to subsection (d) of section 29-251c. No building official shall assess such education fee on a building permit application to repair or replace a concrete foundation that has deteriorated due to the presence of pyrrhotite.

(c) Any municipality may, by ordinance adopted by its legislative body, exempt Class I renewable energy source projects from payment of building permit fees imposed by the municipality.

(d) Notwithstanding any municipal charter, home rule ordinance or special act, no municipality shall collect an application fee on a building permit application to repair or replace a concrete foundation that has deteriorated due to the presence of pyrrhotite.

Sec. 340. Subsection (d) of section 20-327b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) (1) Not later than January 1, 2013, the Commissioner of Consumer Protection shall, by regulations adopted in accordance with the provisions of chapter 54, prescribe the form of the written residential disclosure report required by this section and sections 20-327c to 20-327e, inclusive. The regulations shall provide that the form include information concerning:

(A) Municipal assessments, including, but not limited to, sewer or water charges applicable to the property. Such information shall include: (i) Whether such assessment is in effect and the amount of the

assessment; (ii) whether there is an assessment on the property that has not been paid, and if so, the amount of the unpaid assessment; and (iii) to the extent of the seller's knowledge, whether there is reason to believe that the municipality may impose an assessment in the future;

(B) Leased items on the premises, including, but not limited to, propane fuel tanks, water heaters, major appliances and alarm systems;

(C) (i) Whether the real property is located in a municipally designated village district or municipally designated historic district or has been designated on the National Register of Historic Places, and (ii) a statement that information concerning village districts and historic districts may be obtained from the municipality's village or historic district commission, if applicable.

(2) Such form of the written residential disclosure report shall contain the following:

(A) A certification by the seller in the following form:

"To the extent of the seller's knowledge as a property owner, the seller acknowledges that the information contained above is true and accurate for those areas of the property listed. In the event a real estate broker or salesperson is utilized, the seller authorizes the brokers or salespersons to provide the above information to prospective buyers, selling agents or buyers' agents.

.... (Date)	.... (Seller)
.... (Date)	.... (Seller)"

(B) A certification by the buyer in the following form:

"The buyer is urged to carefully inspect the property and, if desired, to have the property inspected by an expert. The buyer understands

that there are areas of the property for which the seller has no knowledge and that this disclosure statement does not encompass those areas. The buyer also acknowledges that the buyer has read and received a signed copy of this statement from the seller or seller's agent.

.... (Date)	.... (Seller)
.... (Date)	.... (Seller)"

(C) A statement concerning the responsibility of real estate brokers in the following form:

"This report in no way relieves a real estate broker of the broker's obligation under the provisions of section 20-328-5a of the Regulations of Connecticut State Agencies to disclose any material facts. Failure to do so could result in punitive action taken against the broker, such as fines, suspension or revocation of license."

(D) A statement that any representations made by the seller on the written residential disclosure report shall not constitute a warranty to the buyer.

(E) A statement that the written residential disclosure report is not a substitute for inspections, tests and other methods of determining the physical condition of property.

(F) Information concerning environmental matters such as lead, radon, subsurface sewage disposal, flood hazards and, if the residence is or will be served by well water, as defined in section 21a-150, the results of any water test performed for volatile organic compounds and such other topics as the Commissioner of Consumer Protection may determine would be of interest to a buyer.

(G) A statement that information concerning the residence address of a person convicted of a crime may be available from law

enforcement agencies or the Department of Emergency Services and Public Protection and that the Department of Emergency Services and Public Protection maintains a site on the Internet listing information about the residence address of persons required to register under section 54-251, 54-252, 54-253 or 54-254, who have so registered.

(H) If the property is located in a common interest community, whether the property is subject to any community or association dues or fees.

(I) Whether, during the seller's period of ownership, there is or has ever been an underground storage tank located on the property, and, if there is or was, if it has been removed. If such underground storage tank has been removed, such seller shall state when it was removed, who removed it and shall provide any and all written documentation of such removal within the seller's possession and control.

(J) A statement that the prospective purchaser should consult with the municipal building official in the municipality in which the property is located to confirm that building permits and certificates of occupancy have been issued for work on the property, where applicable.

(K) A statement that the prospective purchaser should have the property inspected by a licensed home inspector.

(L) If the foundation of the property is made of concrete, a statement that the prospective purchaser should have the foundation inspected by a professional engineer licensed pursuant to chapter 391 who is a structural engineer, for deterioration of the foundation due to the presence of pyrrhotite.

(M) A question as to whether the seller has knowledge of any testing or inspection done by a licensed professional related to a foundation on the property.

(N) A question as to whether the seller has knowledge of any repairs related to a foundation on the property.

[(L)**]** (O) A question as to whether the seller is aware of any prior or pending litigation, government agency or administrative action, order or lien on the premises related to the release of any hazardous substance.

[(M)**]** (P) Whether there are smoke detectors and carbon monoxide detectors located in a dwelling on the premises, the number of such detectors, whether there have been any problems with such detectors and an explanation of any such problems.

Sec. 341. (NEW) (*Effective from passage and applicable to policies issued, renewed or in effect on or after said date*) (a) For the purposes of this section, "personal risk insurance" means homeowners, tenants, mobile manufactured home and other property and casualty insurance for personal, family or household needs except workers' compensation and automobile insurance.

(b) Any policy of personal risk insurance, master policy obtained pursuant to section 47-83 of the general statutes or property insurance policy maintained pursuant to section 47-255 of the general statutes shall allow suit against the insurer not later than one year after the date the insured receives written denial for all or any part of a claim under the property coverage provisions of the policy for foundation deterioration due to the presence of pyrrhotite.

Sec. 342. Subparagraph (B) of subdivision (20) of subsection (a) of section 12-701 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on and after January 1, 2017*):

(B) There shall be subtracted therefrom (i) to the extent properly includable in gross income for federal income tax purposes, any

income with respect to which taxation by any state is prohibited by federal law, (ii) to the extent allowable under section 12-718, exempt dividends paid by a regulated investment company, (iii) the amount of any refund or credit for overpayment of income taxes imposed by this state, or any other state of the United States or a political subdivision thereof, or the District of Columbia, to the extent properly includable in gross income for federal income tax purposes, (iv) to the extent properly includable in gross income for federal income tax purposes and not otherwise subtracted from federal adjusted gross income pursuant to clause (x) of this subparagraph in computing Connecticut adjusted gross income, any tier 1 railroad retirement benefits, (v) to the extent any additional allowance for depreciation under Section 168(k) of the Internal Revenue Code, as provided by Section 101 of the Job Creation and Worker Assistance Act of 2002, for property placed in service after December 31, 2001, but prior to September 10, 2004, was added to federal adjusted gross income pursuant to subparagraph (A)(ix) of this subdivision in computing Connecticut adjusted gross income for a taxable year ending after December 31, 2001, twenty-five per cent of such additional allowance for depreciation in each of the four succeeding taxable years, (vi) to the extent properly includable in gross income for federal income tax purposes, any interest income from obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut, (vii) to the extent properly includable in determining the net gain or loss from the sale or other disposition of capital assets for federal income tax purposes, any gain from the sale or exchange of obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut, in the income year such gain was recognized, (viii) any interest on indebtedness incurred or continued to purchase or carry obligations or securities the interest

on which is subject to tax under this chapter but exempt from federal income tax, to the extent that such interest on indebtedness is not deductible in determining federal adjusted gross income and is attributable to a trade or business carried on by such individual, (ix) ordinary and necessary expenses paid or incurred during the taxable year for the production or collection of income which is subject to taxation under this chapter but exempt from federal income tax, or the management, conservation or maintenance of property held for the production of such income, and the amortizable bond premium for the taxable year on any bond the interest on which is subject to tax under this chapter but exempt from federal income tax, to the extent that such expenses and premiums are not deductible in determining federal adjusted gross income and are attributable to a trade or business carried on by such individual, (x) (I) for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than fifty thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than fifty thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than sixty thousand dollars or a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is less than sixty thousand dollars, an amount equal to the Social Security benefits includable for federal income tax purposes; and (II) for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is fifty thousand dollars or more, or as a married individual filing separately whose federal adjusted gross income for such taxable year is fifty thousand dollars or more, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income from such taxable year is sixty thousand dollars or more or for a

person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is sixty thousand dollars or more, an amount equal to the difference between the amount of Social Security benefits includable for federal income tax purposes and the lesser of twenty-five per cent of the Social Security benefits received during the taxable year, or twenty-five per cent of the excess described in Section 86(b)(1) of the Internal Revenue Code, (xi) to the extent properly includable in gross income for federal income tax purposes, any amount rebated to a taxpayer pursuant to section 12-746, (xii) to the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, any distribution to such beneficiary from any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state, (xiii) to the extent allowable under section 12-701a, contributions to accounts established pursuant to any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state, (xiv) to the extent properly includable in gross income for federal income tax purposes, the amount of any Holocaust victims' settlement payment received in the taxable year by a Holocaust victim, (xv) to the extent properly includable in gross income for federal income tax purposes of an account holder, as defined in section 31-51ww, interest earned on funds deposited in the individual development account, as defined in section 31-51ww, of such account holder, (xvi) to the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, as defined in section 3-123aa, interest, dividends or capital gains earned on contributions to accounts established for the designated beneficiary pursuant to the Connecticut Homecare Option Program for the Elderly established by sections 3-123aa to 3-123ff, inclusive, (xvii) to the extent properly includable in gross income for federal income tax purposes, any income received

from the United States government as retirement pay for a retired member of (I) the Armed Forces of the United States, as defined in Section 101 of Title 10 of the United States Code, or (II) the National Guard, as defined in Section 101 of Title 10 of the United States Code, (xviii) to the extent properly includable in gross income for federal income tax purposes for the taxable year, any income from the discharge of indebtedness in connection with any reacquisition, after December 31, 2008, and before January 1, 2011, of an applicable debt instrument or instruments, as those terms are defined in Section 108 of the Internal Revenue Code, as amended by Section 1231 of the American Recovery and Reinvestment Act of 2009, to the extent any such income was added to federal adjusted gross income pursuant to subparagraph (A)(xi) of this subdivision in computing Connecticut adjusted gross income for a preceding taxable year, (xix) to the extent not deductible in determining federal adjusted gross income, the amount of any contribution to a manufacturing reinvestment account established pursuant to section 32-9zz in the taxable year that such contribution is made, **[**and**]** (xx) to the extent properly includable in gross income for federal income tax purposes, for the taxable year commencing January 1, 2015, ten per cent of the income received from the state teachers' retirement system, for the taxable year commencing January 1, 2016, twenty-five per cent of the income received from the state teachers' retirement system, and for the taxable year commencing January 1, 2017, and each taxable year thereafter, fifty per cent of the income received from the state teachers' retirement system, and (xxi) to the extent properly includable in gross income for federal income tax purposes, the amount of any financial assistance received from the Crumbling Foundations Assistance Fund or paid to or on behalf of the owner of a residential building pursuant to sections 337 and 343 of this act.

Sec. 343. (NEW) (*Effective from passage*) (a) Two or more municipalities may, subject to the provisions of section 10a-185 of the

general statutes and chapter 187 of the general statutes and the approval of the legislative body of each such municipality, jointly borrow from any source for the purpose of paying for all or part of the cost of any project entered into jointly to abate a deleterious condition on real property that, if left unabated, would cause the collapse of a concrete foundation due to the presence of pyrrhotite and damage the housing stock in such participating municipalities to such an extent that a negative impact on such participating municipalities' economies would result.

(b) In addition to the powers enumerated in section 7-148 of the general statutes, any two or more municipalities who jointly borrow pursuant to subsection (a) of this section may enter into an agreement with the captive insurance company established pursuant to section 336 of this act, or any participating lender, as defined in section 337 of this act, to jointly or otherwise provide financial assistance to owners of residential buildings with concrete foundations that have deteriorated due to the presence of pyrrhotite.

Sec. 344. Section 7-374b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) A municipality, as defined in section 7-369, and any regional school district, may authorize the issuance of bonds, notes or other obligations in accordance with the provisions of this chapter for the purpose of funding a judgment, a compromised or settled claim against it or an award or sum payable by it pursuant to a determination by a court, or an officer, body or agency acting in an administrative or quasi-judicial capacity, other than an award or sum arising out of an employment contract, in any case in which the amount of such judgment, claim, award or sum exceeds five per cent of the total annual receipts from taxation, as computed for the purposes of subsection (b) of section 7-374 or subsection (b) of section 10-56, as applicable, or two hundred fifty thousand dollars, whichever

is less, provided that the last principal installment of such bonds, notes or other obligations shall mature no later than twenty years from the date of original issue of such bonds, notes or other obligations issued for such purposes. The temporary borrowing periods provided by sections 7-378 and 7-378a shall apply to the computation of the maximum maturity permitted by this section. This section shall not be applicable to the issuance of bonds, notes or other obligations to fund judgments, settlements, awards or sums payable in connection with construction projects.

(b) Any municipality may authorize the issuance of bonds, notes or other obligations in accordance with the provisions of this chapter for the **[**purpose**]** purposes of (1) funding a reserve fund for property or casualty losses established pursuant to section 7-403a, or (2) funding for all or part of the cost of any project undertaken by such municipality to abate an actual or potential deleterious condition on real property that, if left unabated, would cause the collapse of a concrete foundation of a residential building due to the presence of pyrrhotite and damage the housing stock in such municipality to such an extent that a negative impact on such municipality's economy would result.

Sec. 345. (*Effective from passage*) (a) There is established a working group to develop a model quality control plan for quarries and to study the workforce of contractors engaged in the repair and replacement of concrete foundations that have deteriorated due to the presence of pyrrhotite.

(b) The working group shall consist of the following members:

(1) Two appointed by the speaker of the House of Representatives, one of whom shall have expertise in residential home building and one of whom shall have expertise in the construction industry;

(2) Two appointed by the president pro tempore of the Senate, one of whom shall be a member of the Capitol Region Council of Governments;

(3) One appointed by the majority leader of the House of Representatives;

(4) One appointed by the majority leader of the Senate;

(5) One appointed by the minority leader of the House of Representatives; and

(6) One appointed by the minority leader of the Senate.

(c) Any member of the working group may be a member of the General Assembly.

(d) All appointments to the working group shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(e) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the working group from among the members of the working group. Such chairpersons shall schedule the first meeting of the working group, which shall be held not later than sixty days after the effective date of this section.

(f) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to consumer protection shall serve as administrative staff of the working group.

(g) Not later than December 31, 2018, the working group shall submit a report on its findings and recommendations to the joint standing committee of the General Assembly having cognizance of matters relating to consumer protection, in accordance with the

provisions of section 11-4a of the general statutes. The working group shall terminate on the date that it submits such report or December 31, 2018, whichever is later.

Sec. 346. (NEW) (*Effective from passage*) If the federal Army Corps of Engineers, National Institute of Standards and Technology, ASTM International or other nationally recognized standards bureau establishes a standard for the presence of pyrrhotite in concrete intended for use in foundations of residential buildings and the State Building Inspector adopts such standard into the State Building Code, any person selling or offering such concrete for sale shall provide the purchaser or potential purchaser with written notice that such concrete is in compliance with such standard.

Sec. 347. (NEW) (*Effective from passage*) There shall be a special homeowner advocate within the Department of Housing. Said advocate shall be responsible for: (1) Coordinating the efforts of the state to provide assistance to owners of residential buildings with concrete foundations that have deteriorated due to the presence of pyrrhotite, (2) working with the federal government regarding any support provided by the federal government to the owners of such residential buildings, (3) advising and assisting the owners of such residential buildings in making claims for financial assistance pursuant to section 336 of this act, (4) assisting the owners of such buildings in accessing any other available assistance or support, (5) referring the owners of such residential buildings to any entity that provides assistance or support, (6) assisting in the resolution of complaints concerning the operations of the captive insurance company established pursuant to section 336 of this act, (7) filing a report, not less than annually, with the joint standing committees of the General Assembly having cognizance of matters relating to insurance, finance, planning and development, housing and public safety describing any trends in the complaints described in subdivision (6) of this section

and making recommendations to improve the efficiency, fairness or operations of the captive insurance company established pursuant to section 336 of this act, and (8) testifying at any hearing held by one or more committees of the General Assembly regarding the report described in subdivision (7) of this section.

Sec. 348. (NEW) (*Effective from passage*) The Commissioner of Consumer Protection shall, in consultation with the Labor Commissioner and within available appropriations, establish a training program for contractors engaged in the repair and replacement of concrete foundations that have deteriorated due to the presence of pyrrhotite.

Sec. 349. Section 7-560 of the general statutes, as amended by section 49 of public act 17-147, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Whenever used in subsection (a) of section 7-394b, **[**and**]** sections 7-560 to 7-579, inclusive, as amended by this act, sections 360, 363, 366 to 372, inclusive, and 376 of this act, the following definitions shall apply:

(1) "Attorney General" means the Attorney General of the state of Connecticut.

(2) "Certified municipality" means a municipality that has been certified as a tier I or tier II municipality by the secretary.

(3) "Chief executive officer" means the officer described in section 7-193.

(4) "Debt service payment fund" means the fund into which the proceeds of the property tax intercept procedure are deposited and from which debt service on all outstanding general obligations of a municipality which have a term of more than one year and additionally all outstanding general obligations which the

municipality determines are to be supported by the tax intercept procedure shall be paid as provided in subsection (a) of section 7-394b and sections 7-560 to 7-579, inclusive, as amended by this act.

(5) "Debt service payment fund requirement" means an amount at least equal to the aggregate amount of principal, sinking fund installments, if any, and interest during the then current fiscal year as the same become due and payable on all outstanding general obligations of the municipality which have a term of more than one year and additionally all outstanding general obligations which the municipality determines are to be supported by the tax intercept procedure.

(6) "Deficit" means with respect to the general fund of any municipality, any cumulative excess of expenditures, encumbrances, or other uses of funds for any fiscal year and all prior fiscal years over revenues of the municipality for such period and the prior year's unassigned fund balance, as reflected in the most recent audited financial statements of such municipality. For purposes of determining such excess, revenues shall not include the proceeds of tax anticipation notes and expenditures shall not include any principal payment of tax anticipation notes.

(7) "Deficit obligation" means any general obligation with a term of more than one year or any bond or any note issued in anticipation thereof, issued by a municipality either for the purpose of or having the effect of reducing, eliminating or preventing a general fund, special revenue fund or enterprise fund deficiency, other than any obligation issued pursuant to chapter 110.

(8) "Designated tier I municipality" means a municipality designated as a tier I municipality in accordance with the provisions of section 360 of this act.

(9) "Designated tier II municipality" means a municipality designated as a tier II municipality in accordance with the provisions of section 363 of this act.

(10) "Designated tier III municipality" means a municipality designated as a tier III municipality in accordance with the provisions of section 366 of this act.

(11) "Designated tier IV municipality" means a municipality designated as a tier IV municipality in accordance with the provisions of section 368 of this act.

(12) "Equalized mill rate" means the tax rate derived from the most recent available grand levy of a municipality divided by the equalized net grand list on which such levy is based, as determined by the secretary in accordance with section 10-261a.

(13) "Fund balance" means the amount that assets and deferred outflow of resources of a municipality's general fund exceeds the liabilities and deferred inflow of resources of the general fund of the municipality, as of the fiscal year ended as reflected in the municipality's most recent audited financial statements presented in accordance with generally accepted accounting principles.

(14) "Fund balance percentage" means the fund balance of the general fund of a municipality as of the fiscal year ended in the municipality's most recent audited financial statements and presented in accordance with generally accepted accounting principles, divided by the sum of revenues of the general fund and operating transfers into the general fund for the fiscal year.

[(8)**]** (15) "General fund deficiency" means a deficit or a projected fiscal year deficit, or both.

[(9)**]** (16) "General obligation" means an obligation issued by a

municipality and secured by the full faith and credit and taxing power of such municipality including any contingent obligation which is payable from the general fund and is subject to annual appropriation.

[(10)**]** (17) "Maximum required capital reserve" means the maximum aggregate amount of principal, interest and other amounts due and owing during any succeeding fiscal year, excluding any sinking fund installments payable in a prior fiscal year on outstanding general obligations of a certified municipality supported by a special capital reserve fund issued pursuant to subsection (a) of section 7-394b and sections 7-568 to 7-579, inclusive, as amended by this act.

[(11)**]** (18) "Minimum required capital reserve" means the aggregate amount of principal, sinking fund installments, interest and other amounts due and owing during the next succeeding fiscal year on outstanding general obligations of a certified municipality supported by a special capital reserve fund pursuant to subsection (a) of section 7-394b and sections 7-560 to 7-579, inclusive, as amended by this act.

(19) "Municipal Accountability Review Board" means the Municipal Accountability Review Board established pursuant to section 367 of this act.

(20) "Municipal aid" means formula grants, grants, payments in lieu of taxes, reimbursements, payments and other funding provided by the state to municipalities and used to fund municipal general fund budgets, including education budgets.

[(12)**]** (21) "Municipal Finance Advisory Commission" means the Municipal Finance Advisory Commission established in section 7-394b.

(22) "Municipal revenue increase in fiscal year ending June 30, 2018, as a per cent of revenues" means the net difference in estimated municipal revenues from state sources and new municipal taxing

authority as compiled by the secretary pursuant to section 4-71b for the fiscal year ending June 30, 2018, as compared to the estimated municipal revenues from such sources compiled by the secretary pursuant to section 4-71b for the fiscal year ending June 30, 2017, divided by the sum of revenues of the general fund and operating transfers into the general fund as reported in the municipality's audited financial statements for the fiscal year ending June 30, 2016.

[(13)**]** (23) "Municipality" means any town, city, borough, consolidated town and city, consolidated city and borough, any metropolitan district, any district, as defined in section 7-324, and any other political subdivision of the state having the power to levy taxes and to issue bonds, notes or other obligations.

[(14)**]** (24) "Obligation" means any bond, bond anticipation note or other interim funding obligation, certificate of participation, security, financing lease, installment purchase agreements, capital lease, receivable or other asset sale, refinancing covered by this definition and any other transaction which constitutes debt in accordance with both municipal reporting standards in section 7-394a and the regulations prescribing municipal financial reporting adopted by the secretary.

[(15)**]** (25) "Outstanding obligation" means any obligation with respect to which a principal or interest payment, sinking fund installment or other payment or deposit is, or will be, due in the future and for which moneys or defeasance securities have not been deposited in escrow.

[(16)**]** (26) "Projected fiscal year deficit" means, with respect to the general fund of any municipality during any fiscal year, the excess of estimated expenditures and uses of funds for the fiscal year over estimated revenues and any cumulative unassigned general fund balance from the prior fiscal year. For purposes of determining such

excess, estimated revenues shall not include the proceeds of tax anticipation notes and estimated expenditures shall not include any principal payment of tax anticipation notes.

[(17)**]** (27) "Property taxes" means all taxes on real and personal property levied by the municipality in accordance with the general statutes including any interest, penalties and other related charges, and shall not mean any rent, rate, fee, special assessment or other charge based on benefit or use.

[(18)**]** (28) "Property tax intercept procedure" means a procedure where a municipality provides for the collection and deposit in a debt service payment fund maintained with a trustee of all property taxes needed to meet the debt service payment fund requirement and which meets all the requirements of section 7-562, as amended by this act.

(29) "Property tax levy" means the mill rate of the municipality multiplied by the net taxable grand list of the municipality.

[(19)**]** (30) "Revenues" means, with respect to the general fund for any municipality for any fiscal year, property taxes and other moneys that are generally available for, accounted for and deposited in the municipality's general fund.

[(20)**]** (31) "Secretary" means the Secretary of the Office of Policy and Management.

[(21)**]** (32) "Special capital reserve fund" means the fund established pursuant to section 7-571, as amended by this act, to secure the timely payment of principal and interest on general obligations issued by a certified municipality approved by the Treasurer pursuant to section 7-573, as amended by this act.

[(22)**]** (33) "State" means the state of Connecticut.

[(23)**]** (34) "Tier I municipality" means any municipality which has applied to and been certified by the secretary as a tier I municipality.

[(24)**]** (35) "Tier II municipality" means any municipality which has applied to and been certified by the secretary as a tier II municipality.

[(25)**]** (36) "Treasurer" means the Treasurer of the state of Connecticut.

[(26)**]** (37) "Trustee" means any trust company or bank having the powers of a trust company within or without the state, appointed by the municipality as trustee for the municipality's tax intercept procedure or special capital reserve fund and approved by the Treasurer, as well as any successor trust company or bank having the powers of a trust company within or without the state succeeding a prior trust company or bank as trustee, so appointed and approved.

Sec. 350. Section 7-561 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Any municipality may establish a property tax intercept procedure and a debt service payment fund, as provided in sections 7-562 to 7-564, inclusive, as amended by this act. The municipal officer or body empowered to issue general obligations or to determine the details of general obligations authorized by the municipality may establish such tax intercept procedure and such debt service payment fund, may determine the details and approve the terms of all indentures and agreements and other instruments necessary or appropriate to establish and implement a tax intercept procedure and a debt service payment fund as provided in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and may bind the municipality, pursuant to any such indenture or agreement, with the requirements of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and of any ordinance

or resolution authorizing the issuance of such general obligations of the municipality.

Sec. 351. Section 7-562 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any municipality which proposes to issue general obligations supported by a tax intercept procedure shall deliver to the secretary, together with the notice described in this section, documentation demonstrating that: (1) Such municipality has authorized the issuance of such obligations in accordance with the general statutes, charter, special act or home rule ordinance or the provisions of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act; (2) such municipality has established a property tax intercept procedure and a debt service payment fund with a trustee in accordance with the provisions of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act; and (3) such property tax intercept procedure shall assure that the property tax receipts transferred to the trustee and deposited in the debt service payment fund shall be in an amount at least equal to and deposited by such dates so as to satisfy the debt service payment fund requirement.

(b) Each such property tax intercept procedure and debt service payment fund shall: (1) Take effect immediately upon the issuance of such obligations; (2) provide that all outstanding general obligations of the municipality which have a term of more than one year shall be supported by and paid from debt service payment fund and that property taxes collected by the tax collector of such municipality shall be deposited in such debt service payment fund as provided in subsection (a) of this section; and (3) provide that the tax intercept procedure, the debt service payment fund, any indenture or agreement establishing them, may be amended by the municipality without the consent of any holder of any obligation of the municipality if such amendment does not impair the rights of the holders and is requested

by the secretary or the Treasurer.

(c) Prior to the issuance of any general obligation and on or prior to the first day of each fiscal year thereafter, a municipality pursuant to its tax intercept procedure shall determine the percentage or amounts of property taxes to be deposited in such debt service payment fund, the time that such taxes shall be deposited therein and such other terms, conditions and requirements as such municipality shall determine to be in the best interest of the municipality, provided such terms, conditions and requirements shall assure that the debt service payment fund shall have money deposited therein by such dates so as to satisfy, and in amounts equal to or in excess of, the debt service payment requirement. Pursuant to the tax intercept procedure, the chief executive officer of such municipality shall certify to both the tax collector of such municipality and the trustee of the debt service payment requirement, the percentage or amount and the time for deposit of the property taxes therein and such other matters with respect to the operations of the fund as may be required by the tax intercept procedure. Such percentage, amount and time shall be sufficient to assure that the debt service payment fund shall at all times have sufficient moneys available to meet the debt service payment fund requirement. The tax collector shall, immediately upon receipt, remit such property taxes in the percentage or amount and at the time set forth in such certificate to the trustee for deposit in the debt service payment fund. Nothing shall preclude the municipality or its duly authorized officers from causing additional amounts of municipal taxes or other funds to be deposited in the fund.

(d) If the percentage or amount and the time for deposit of the property taxes and such other matters with respect to the operations of the fund as may be required by the tax intercept procedure are not sufficient to meet the debt service payment fund requirement, the trustee and the chief executive officer shall notify the secretary and the

Treasurer and thereafter all property taxes of such municipality shall be intercepted by the tax collector and tendered to the trustee for deposit in the debt service payment fund until the moneys deposited therein shall be at least equal to the debt service payment fund requirement.

(e) Funds in the debt service payment fund shall be applied only to pay the outstanding general obligations of the municipality as and when the same shall become due, provided if at any time during any fiscal year, the moneys in the debt service payment fund exceed the debt service payment fund requirement for such fiscal year, the municipality, may instruct the trustee to, and the trustee shall, subject to any restrictions in the tax intercept procedures, pay over to such municipality the amount of such excess for use by the municipality in any manner allowed by law.

(f) The trustee shall from time to time withdraw from the debt service payment fund all amounts required for the payment of debt service on all general obligations of the municipality, as the same shall become due, and shall cause the amounts so withdrawn and disbursed to the paying agents for such general obligations to be applied to such payment.

(g) The debt service payment fund and all moneys or securities therein or payable thereto are hereby declared to be property of the depositing municipality devoted to essential governmental purposes and accordingly shall not be applied to any purpose other than as provided in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, <u>as amended by this act,</u> and shall not be subject to any order, judgment, lien, execution, attachment, set-off or counterclaim by any creditor of the municipality, except the trustee.

Sec. 352. Section 7-563 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The tax intercept procedure and the debt service payment fund shall be established pursuant to an indenture or other agreement between the municipality and the trustee. Such indenture or agreement shall include all the terms, conditions and requirements pertaining to the tax intercept procedure and the debt service payment fund in accordance with the requirements of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and the municipality shall agree to comply with all such terms, conditions and requirements for the benefit of the holders of any general obligations supported by such tax intercept procedure. Such indenture or agreement may also include covenants to pay the fees and expenses of the trustee and to indemnify the trustee from claims against the trustee, covenants of the municipality to protect and safeguard the security and rights of the holders of the obligations issued and sold subject thereto and inclusion of such covenants in the contract of the municipality with such holders and for the benefit of any holders of outstanding general obligations, provided such benefit conferred thereon shall not be deemed to restrict, preclude or otherwise impair any rights that such holders currently may assert and, without limiting said rights, such indenture or agreement shall contain covenants as to: (1) Establishment, maintenance and implementation of both the property tax intercept procedure and the debt service payment fund in a manner such that the municipality can transfer to the trustee for deposit in the debt service payment fund amounts at least equal to the debt service payment fund requirement, and the temporary investment of proceeds of such funds pending their use in accordance with **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and subject to such limitations on investment of public funds otherwise provided for by the general statutes; (2) the appointment, rights, powers and duties of the trustee including limiting or abrogating the rights of the holders of such general obligations to appoint any other trustee and vesting in the trustee all or any such rights, duties and powers; and (3) conditions which would give rise to

an event of default under the terms and conditions of such general obligations and actions and remedies which the trustee may take and assert on behalf of such holders. Any requirement set forth in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, pertaining to the tax intercept procedure and debt service payment fund may be modified to the extent necessary to comply with any covenant of the municipality necessary to ensure the exclusion of interest on such obligations from gross income for federal income tax purposes.

Sec. 353. Section 7-564 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The holders of general obligations for the benefit of whom the property tax intercept procedure and debt service payment fund is established shall have, in addition to all other rights and remedies under law, the following rights and remedies subject to the terms and conditions of the applicable indenture or agreement with the trustee:

(1) In the event the municipality shall fail or refuse to comply with the indenture or agreement with the trustee or shall default in any contract made with the holders of such general obligations, the holders of twenty-five per cent in aggregate principal amounts of such then outstanding obligations, by instrument or instruments filed with the trustee and proved or acknowledged to the satisfaction of the trustee may cause the trustee to take action for the purposes provided for in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act.

(2) Such trustee may, upon written request of the holders of twenty-five per cent in principal amount of such general obligations then outstanding, in its own name, exercise all or any of the powers of any such holders including: (A) By mandamus or other suit, action or proceeding at law or in equity, enforce all rights of the holders of such

general obligations, including requiring the municipality to carry out the provisions of any contract with the holders or any indenture or agreement with the trustee and to perform its duty thereunder; (B) bring suit upon such general obligations; and (C) by action or suit in equity, enjoin any acts or things which may be unlawful or in violation of the rights of the holders of such obligations.

(3) Such trustee shall have and possess all of the powers necessary or appropriate for the exercise of any functions specifically set forth in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, or incident to the general representation of the holders of such general obligations of such issue in the enforcement and protection of their rights.

(4) The Superior Court shall have jurisdiction of any suit, action or proceeding by or on behalf of the holders of obligations. The venue of such suit, action or proceeding shall be the judicial district in which such municipality is located.

Sec. 354. Section 7-565 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

The state does hereby pledge to and agree with the holders of any general obligations issued under **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and with those parties who may enter into contracts with a municipality pursuant to the provisions of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, that the state will not limit or alter the rights hereby vested in a municipality until such obligations, together with the interest thereon, are fully met and discharged and such contracts are fully performed on the part of the municipality, provided nothing in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, shall preclude limitation or alteration if and when adequate provision shall

be made by law for the protection of the holders of such general obligations of a municipality or those entering into such contracts with a municipality. A municipality as agent for the state is authorized to include this pledge and undertaking by the state in such general obligations.

Sec. 355. Section 7-568 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Except as expressly provided in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, no municipality shall issue any deficit obligation to fund a general fund deficiency.

(b) Notwithstanding any charter, special act or home-rule ordinance to the contrary, any municipality which has no outstanding deficit obligation and which has not issued a deficit obligation in the past five years, is authorized and empowered to issue deficit obligations to fund a deficit, provided such municipality shall, within the time and in the manner prescribed by regulations adopted by the secretary, in consultation with the Treasurer: (1) Notify the secretary of its intent to issue such deficit obligations, (2) provide the secretary with the documentation required under **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, (3) establish a property tax intercept procedure, and (4) establish and covenant to maintain with a trustee a debt service payment fund into which the property tax receipts shall be deposited pursuant to the property tax intercept procedure in an amount at least equal to the debt service payment requirement and from which the trustee shall disburse funds to pay debt service on all general obligations of such municipality which have a term of over one year as and when the same shall become due. **[**The secretary shall refer to the Municipal Finance Advisory Commission, pursuant to the provisions of section 7-395, any municipality which notifies the secretary that it intends to issue deficit

obligations under this section.] Notwithstanding any other provisions of sections 7-560 to 7-565, inclusive, as amended by this act, sections 7-568 to 7-579, inclusive, as amended by this act, and sections 360, 363 and 366 to 371, inclusive, of this act, any municipality that issues a deficit obligation pursuant to this section or in the five years preceding July 1, 2017, shall be designated a tier III municipality by the secretary.

Sec. 356. Section 7-569 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

No municipality, including any certified or designated municipality, shall issue any obligation for which there is a special capital reserve fund of any kind which is in any way contributed to or guaranteed by the state unless and until such obligation, and the indenture or agreement establishing such special capital reserve fund, is approved by the Treasurer. The approval of the Treasurer shall be based on documentation provided and certified by such municipality demonstrating to the Treasurer's satisfaction that (1) (A) the secretary has certified the municipality, (B) the municipality has requested designation as a tier I, II or III municipality, or (C) the secretary has designated the municipality as a tier III or IV municipality, (2) the Municipal Finance Advisory Commission, in the case of a certified municipality or designated tier I municipality, or the Municipal Accountability Review Board, in the case of a designated tier II, III or IV municipality, has approved the obligation to be issued under [subsection (a) of section 7-394b and] sections 7-560 to 7-579, inclusive, as amended by this act, (3) the municipality is not in default on any general obligation after giving effect to an obligation approved under this section, (4) the municipality has funded or made due provision to fund the special capital reserve fund, (5) the financing is in the public interest, and (6) the secretary and the Treasurer have approved the property tax intercept procedure authorized by [subsection (a) of section 7-394b and] sections 7-560 to 7-579, inclusive, as amended by

this act.

Sec. 357. Section 7-570 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Any certified or designated municipality which has authorized the issue of its general obligations and proposed to issue and secure such general obligations by a special capital reserve fund is hereby empowered to authorize and issue additional general obligations in the manner described in this section, solely for the purposes and in such amounts as are necessary (1) to fund all or a portion of such special capital reserve fund and (2) to pay all or a portion of the costs of issuing such authorized general obligations and such additional general obligations. Such additional general obligations and the appropriation of the proceeds thereof shall be authorized by a resolution adopted by a majority of all the members of the legislative body of the municipality, which for purposes of this section shall mean the body described below, notwithstanding the provisions of any general statute, special act, charter, special act charter, home-rule ordinance, local ordinance or local law governing the authorization of bonds or other obligations of such municipality or the appropriation of the proceeds thereof, all of which provisions are hereby superseded solely for the purposes of this section, including, but not limited to, any public hearing requirement, referendum approval requirement, referendum petition requirement, or recommendation or approval by any official, board, commission, agency, town meeting, representative town meeting, board of finance or other entity. The legislative body of the municipality empowered to authorize such additional obligations shall mean (A) the board of selectmen in any town without a charter, (B) the board of selectmen, council, board of directors, board of aldermen or board of burgesses in any municipality with a charter, (C) the board of education in any regional school district, (D) the city council in any unconsolidated city, (E) the board of burgesses in any

unconsolidated borough, and (F) the board of directors or similar body in any other municipality. Notwithstanding any provision of a local law, ordinance, charter, special act charter, home-rule ordinance or the provisions of any bond authorizing ordinance or resolution, a certified or designated municipality's obligations may be sold at public sale on sealed proposal, by negotiation or by private placement in such manner at such price or prices, at such time or times and on such terms or conditions as the Treasurer determines to be in the best interest of the municipality and the state. Any certified or designated municipality which issues general obligations under **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, shall transfer bond proceeds and such other funds to the special capital reserve fund in the amount necessary to cause the amount of money in the special capital reserve fund to equal the maximum required capital reserve and to maintain therein an amount equal to the maximum required capital reserve.

Sec. 358. Section 7-571 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Any certified or designated municipality may establish a special capital reserve fund to secure general obligations with a term of more than one year issued pursuant to **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act. The special capital reserve fund shall be established pursuant to an indenture or other agreement between the municipality and the trustee. Such indenture or agreement shall include all the terms, conditions and requirements pertaining to the special capital reserve fund in accordance with the requirements of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, any requirements imposed by the secretary or the Treasurer, and any requirements imposed by the ordinance or resolution authorizing the issuance of such general obligations, and the municipality shall agree

to comply with all such terms, conditions and requirements for the benefit of the holders of any general obligations supported by such special capital reserve fund and for the benefit of the state. Such indenture or agreement may also include covenants to pay the fees and expenses of the trustee and to indemnify the trustee against claims against the trustee and any other provisions which the municipality determines are necessary or appropriate to secure general obligations. The municipal officer or body empowered to issue such general obligations or to determine the details of such general obligations authorized by the municipality may establish such capital reserve fund and may determine the details and approve the terms of all indentures and agreements and other instruments necessary or appropriate to establish and implement such special capital reserve fund as provided in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and may bind the municipality pursuant to any such indenture or agreement.

(b) The special capital reserve fund shall consist of (1) bond proceeds and other moneys of the municipality available to be deposited therein and (2) any money made available therefor by the state in accordance with this section. All moneys held in the special capital reserve fund, except as hereinafter provided, shall be used to pay interest due and owing in respect of general obligations of the municipality secured by such special capital reserve fund and for the redemption and retirement of such general obligations as they mature or become due pursuant to any sinking fund redemption provisions, or for the redemption and retirement of such general obligations pursuant to any refinancing or refunding provided any such refinancing or refunding obligations are not supported by any special capital reserve fund and any amounts in such special capital reserve fund are first applied to repay to the state any amounts which the state has paid or deposited in the special capital reserve fund and which the municipality has not repaid to the state. Income and interest from the

investment of moneys in the special capital reserve fund shall be retained therein to meet any deficiencies in the maximum required capital reserve. Any amounts in excess of the maximum required capital reserve may be transferred first to the state in an amount equal to the aggregate amount transferred by the state for deposit in the special capital payment fund minus the aggregate amount of all previous reimbursements to the state, second to the debt service payment fund until the moneys in the debt service reserve fund equal or exceed the debt service payment requirement, and third to the municipality. Notwithstanding any provisions of this section, no municipality shall issue an obligation secured by a special capital reserve fund unless and until there is in the special capital reserve fund moneys and investments in an aggregate amount equal to the maximum required capital reserve, after giving effect to such obligations being issued. Any municipality may appropriate and deposit bond proceeds into the special capital reserve fund to bring the amount of money and investments therein to the maximum required capital reserve. Any requirement set forth in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, pertaining to the special capital reserve fund may be modified to the extent necessary to comply with any covenant of the municipality necessary to ensure the exclusion of interest on general obligations of the municipality supported by the special capital reserve fund from gross income for federal income tax purposes. On or before December first of each year, there is deemed to be appropriated from the state General Fund such sums, if any, as shall be certified by the chief executive officer of a certified or designated municipality to the secretary, the Treasurer and the Municipal Finance Advisory Commission for a certified municipality or a designated tier I municipality, or the Municipal Accountability Review Board, for a designated tier II, III or IV municipality, as necessary to restore special capital reserve fund to an amount equal to the minimum required capital reserve, and such amounts shall be allotted and paid from the

General Fund of the state to the trustee for deposit in the special capital reserve fund. Such amounts, if any, shall be repaid by the municipality to the state and credited to the General Fund as soon as possible, from any moneys available therefor. For purposes of valuation of the special capital reserve fund, securities acquired as an investment for such fund shall be valued at par, actual cost to the certified or designated municipality or market value, whichever value is lower.

Sec. 359. Section 7-572 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Any municipality that desires to issue general obligations under section 7-573, as amended by this act, shall apply to the secretary for certification or designation. The secretary may certify as a **[**Tier**]** tier I municipality any municipality which applies to be certified, provided such municipality (1) has a long-term bond rating from at least one bond rating agency which is investment grade or higher, (2) is unable to secure municipal bond insurance from any bond insurance company on reasonable terms and conditions on the date the secretary certifies such municipality, and (3) otherwise meets the standards established by the secretary. Such standards shall be **[**adopted as regulations**]** established in writing by the secretary, **[**in consultation**]** after consulting with the Treasurer, **[**and**]** shall provide for a level of supervision over such municipality which the secretary deems to be sufficient to minimize the risk of a draw upon the special capital reserve fund and a transfer from the state General Fund and shall be posted on the Internet web site of the Office of Policy and Management. The secretary may recertify and decertify any municipality then certified, provided the secretary shall not automatically decertify any municipality which is able to secure bond insurance after it has been certified by the secretary.

Sec. 360. (NEW) (*Effective from passage*) (a) The chief elected official of a municipality may apply to the secretary to request designation as

a tier I municipality if any of the following conditions exist: (1) The municipality has no bond rating, or its highest bond rating is A or above, provided the municipality has no rating that is not investment grade, receives less than thirty per cent of its current fiscal year general fund budget revenues in the form of municipal aid from the state, has a positive fund balance percentage, and has a municipal revenue increase in fiscal year ending June 30, 2018, as a per cent of revenues of two per cent or more, (2) the municipality has no bond rating or its highest bond rating is A, provided the municipality has no rating that is not investment grade, receives less than thirty per cent of its current fiscal year general fund budget revenues in the form of municipal aid from the state, and had a positive fund balance percentage of less than five per cent, or (3) the municipality's highest bond rating is AA or above, provided the municipality has no rating that is not investment grade, receives thirty per cent or more of its current fiscal year general fund budget revenues in the form of municipal aid from the state, has an equalized mill rate of less than thirty, has a positive fund balance percentage, and has a municipal revenue increase in the fiscal year ending June 30, 2018, as a per cent of revenues of two per cent or more.

(b) The secretary shall refer any municipality which has requested designation as a tier I municipality to the Municipal Finance Advisory Commission, pursuant to the provisions of section 7-395 of the general statutes. In addition to the requirements of section 7-394b of the general statutes, such municipality shall prepare and present a three-year financial plan to the Municipal Finance Advisory Commission for its review and approval.

Sec. 361. Section 7-573 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Any **[**Tier I**]** <u>tier I certified</u> municipality <u>or designated tier I municipality that meets the eligibility requirements of subdivisions (1) to (3), inclusive, of section 7-572, as amended by this act,</u> may issue

general obligations with a term of more than one year which are supported by a special capital reserve fund, but not general obligations to fund a general fund deficiency, as provided in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act. Any such **[**Tier**]** tier I municipality shall, within the time and in the manner prescribed by **[**regulations**]** written procedures adopted by the secretary, in consultation with the Treasurer: (1) Notify the secretary of its intent to issue such obligations, (2) provide the secretary with the documentation required under **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, (3) establish a property tax intercept procedure and debt service payment fund in accordance with the provisions of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and (4) comply with sections 7-569 to 7-571, inclusive, as amended by this act. The secretary shall refer to the Municipal Finance Advisory Commission, pursuant to the provisions of section 7-395, any tier I certified municipality which notifies the secretary that it intends to issue obligations under this section.

Sec. 362. Section 7-574 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Any municipality that desires to issue general obligations under section 7-575, as amended by this act, shall apply to the secretary for certification. The secretary may certify as a tier II municipality any municipality which applies to be certified to issue a general obligation authorized by **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, provided such municipality (1) has a long-term bond rating from at least one bond rating agency which is investment grade or higher, (2) is unable to obtain municipal bond insurance from any bond insurance company on reasonable terms and conditions on the date the secretary certifies such municipality, (3) has not issued a deficit obligation in the last five

years, (4) has no deficit obligations outstanding, and (5) otherwise meets the standards established by the secretary. Such standards shall be **[**adopted as regulations**]** established in writing by the secretary, **[**in consultation**]** after consulting with the Treasurer, **[**and**]** shall provide for a level of supervision over such municipality which the secretary deems to be sufficient to minimize the risk of a draw upon the special capital reserve fund and a transfer from the state General Fund and shall be posted on the Internet web site of the Office of Policy and Management. The secretary may recertify and decertify any municipality then certified, provided the secretary shall not automatically decertify any municipality which is able to secure bond insurance after it has been certified by the secretary.

Sec. 363. (NEW) (*Effective from passage*) (a) The chief elected official of a municipality may apply to the secretary to request designation as a tier II municipality if any of the following conditions exist: (1) The municipality has no bond rating from a bond rating agency, or, if its highest bond rating is A, provided the municipality has no rating that is not investment grade, receives thirty per cent or more of its current or prior fiscal year general fund budget revenues were or are in the form of municipal aid from the state, has a positive fund balance percentage of five per cent or more, has an equalized mill rate of less than thirty, and has a municipal revenue increase in fiscal year ending June 30, 2018, as a per cent of revenues of two per cent or more, (2) the municipality has no bond rating from a bond rating agency, or, if its highest bond rating is A, provided the municipality has no rating that is not investment grade, receives thirty per cent or more of its current or prior fiscal year general fund budget revenues were or are in the form of municipal aid from the state, has an equalized mill rate of less than thirty, and has a positive fund balance percentage of less than five per cent, (3) the municipality's highest bond rating is AA or higher, provided the municipality has no rating that is not investment grade, receives thirty per cent or more of its current or prior fiscal year

general fund budget revenues were or are in the form of municipal aid from the state, and has an equalized mill rate of thirty or more, (4) the municipality's highest bond rating is AA or higher, provided the municipality has no rating that is not investment grade, and has a negative fund balance percentage, or (5) the municipality's highest bond rating is Baa or BBB, provided the municipality has no rating that is not investment grade, has a positive fund balance percentage and an equalized mill rate of less than thirty.

(b) The secretary shall refer any municipality which has requested designation as a tier II municipality to the Municipal Accountability Review Board established pursuant to section 367 of this act. Said board shall have the same authority and responsibilities possessed by the Municipal Finance Advisory Commission with respect to tier II certified municipalities referred to it, including, but not limited to, requiring that such municipalities prepare and present to said board for its review and approval a three-year financial plan and monthly financial reports, in a manner prescribed by said board. In preparing and adopting its annual budgets, such municipality shall only include assumptions respecting state revenues and property tax revenues as approved by such board and such board shall approve or disapprove all obligations issued by a designated tier II municipality pursuant to section 7-575 of the general statutes, as amended by this act, and this section, provided it shall only approve such obligations which in its judgment improve the financial condition of such municipality.

Sec. 364. Section 7-575 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Any tier II <u>certified</u> municipality <u>or any designated tier II, III or IV municipality that meets the eligibility requirements of subdivisions (1) to (5), inclusive, of section 7-574, as amended by this act, or any designated tier IV municipality that does not meet such eligibility requirements but receives approval by the Municipal Accountability</u>

Review Board pursuant to subdivision (7) of subsection (a) of section 368 of this act, may issue general obligations with a term of more than one year which are supported by a special capital reserve fund, including general obligations to fund a deficit, as provided in **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, provided no municipality shall issue an obligation with a term of more than one year to fund a projected fiscal year deficit. Any such certified or designated tier II municipality shall, within the time and in the manner prescribed by **[**regulations adopted**]** written standards established by the secretary, **[**in consultation**]** after consulting with the Treasurer: (1) Notify the secretary of its intent to issue such obligations, (2) provide the secretary with the documentation required under **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, (3) establish a property tax intercept procedure and debt service payment fund in accordance with the provisions of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, and (4) comply with sections 7-569 to 7-571, inclusive, as amended by this act. The secretary shall refer to the Municipal Finance Advisory Commission, pursuant to the provisions of section 7-395, any certified tier II municipality which notifies the secretary that it intends to issue obligations under this section. A municipality that issues a deficit obligation pursuant to this section shall be a designated tier III municipality.

Sec. 365. Section 7-576 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Each tier II certified municipality shall work with and report to the Municipal Finance Advisory Commission as provided for in this section. The secretary shall refer to the Municipal Finance Advisory Commission any tier II certified municipality for the purpose of improving the fiscal condition of such municipality. Such municipality

shall prepare and present to the Municipal Finance Advisory Commission for its review and approval a three-year financial plan and monthly financial report in the manner prescribed by the Municipal Finance Advisory Commission. In addition, in preparing and adopting its annual budgets, such municipality shall include assumptions respecting state revenues and property tax revenues as approved by the Municipal Finance Advisory Commission. The Municipal Finance Advisory Commission shall approve or disapprove all obligations issued by a tier II certified municipality pursuant to section 7-575, as amended by this act, and this section, **[**inclusive,**]** provided it shall only approve such obligations which in its judgment improve the financial condition of such municipality.

Sec. 366. (NEW) (*Effective from passage*) (a) The chief elected official of a municipality, or the legislative body of such municipality, by majority vote, may apply to the secretary to request designation as a tier III municipality if any of the following conditions exist: (1) The municipality has at least one bond rating from a bond rating agency that is below investment grade, or (2) the municipality has no bond rating from a bond rating agency, or, if its highest bond rating is A, Baa or BBB, provided the municipality has no rating that is not investment grade, and it has either (A) a negative fund balance percentage, or (B) an equalized mill rate that is thirty or more and it receives thirty per cent or more of its current or prior fiscal year general fund budget revenues were or are in the form of municipal aid from the state. Prior to submission of such request by a chief elected official, such official shall provide notice of intent to apply for such designation to the legislative body of such municipality. Such legislative body shall have thirty days from receipt of such notice to approve or reject the chief elected official's decision to submit such a request. If such legislative body does not approve or reject such decision during such thirty-day period, the chief elected official's decision to submit such request shall be deemed approved by such

legislative body. The secretary shall designate a municipality as tier III if: (i) A municipality meets either condition described in subdivision (1) or (2) of this subsection and based on reports and findings of the Municipal Finance Advisory Commission, the secretary finds that the fiscal condition of the municipality warrants such designation, (ii) the municipality issues refunding bonds that (I) have a term of more than twenty-five years, (II) do not achieve net present value savings pursuant to the provisions of section 7-370c of the general statutes, as amended by public act 17-147, and (III) have annual debt service obligations associated with any existing debt and such refunding bonds in any year that are greater than the first full year debt service obligation following the issuance of such refunding bonds, or (iii) the municipality issues a deficit obligation or has issued a deficit obligation in the five years preceding July 1, 2017.

(b) The secretary shall refer any municipality that is a designated tier III municipality to the Municipal Accountability Review Board established pursuant to the provisions of section 367 of this act.

(c) Notwithstanding any provision of this section, no municipality shall be designated a tier III municipality prior to July 1, 2018, by any means other than an application as described in subsection (a) of this section, except a municipality with a population of one hundred twenty thousand or more that has a bond rating of Caa1 or less.

Sec. 367. (NEW) (*Effective from passage*) (a) There is established a Municipal Accountability Review Board, which shall be in the Office of Policy and Management for administrative purposes only and which shall be comprised of the Secretary of the Office of Policy and Management, or the secretary's designee, who shall be the chairperson of such board, the State Treasurer, or the State Treasurer's designee, who shall be the cochairperson of such board, five members appointed by the Governor, one of whom shall be a municipal finance director, one of whom shall be a municipal bond or bankruptcy attorney, one of

whom shall be a town manager, one of whom shall have significant experience in representing organized labor and who shall be selected from a list of three recommendations by the American Federation of State, County and Municipal Employees and one of whom shall have significant experience as a teacher or representing a teacher's organization and who shall be selected from a list of three joint recommendations by the Connecticut Education Association and the American Federation of Teachers-Connecticut, and one member appointed by the president pro tempore of the Senate, one member appointed by the speaker of the House of Representatives, one member appointed by the minority leader of the Senate and one member appointed by the minority leader of the House of Representatives. Each member appointed by the president pro tempore of the Senate, the speaker of the House of Representatives, the minority leader of the Senate and the minority leader of the House of Representatives shall have experience in business, finance or municipal management. All appointed members shall serve for terms of six years and until a successor is appointed except that two of the five initial appointments by the Governor shall each be for a term of three years with all subsequent appointments being for a term of six years. The filling of any vacancy shall be for the remainder of the applicable member's terms. If there are two or more designated tier II, III or IV municipalities, the Governor may appoint alternates for one or more of the appointments made by the Governor pursuant to this section. Such alternates shall have the same qualifications as the member for whom they serve as an alternate and the term of each such alternate shall coincide with the term of such member. The members of the board shall serve without compensation, but shall be reimbursed for expenses incurred in performance of their duties. Expenses of the board related to its work with designated tier III or IV municipalities, including any staff, consultants and other expenses adopted by the board, may, following consultation with such municipalities, be charged to such municipalities by the board and may be paid from the

proceeds of any deficit obligation or debt restructuring bonds.

(b) Each designated tier III municipality shall work with the Municipal Accountability Review Board and report to it as provided for in this section. In addition to possessing such powers granted to such board with respect to the designated or certified tier II municipalities referred to it, the following responsibilities and authorities of the board shall apply:

(1) The board shall review and comment on any such municipality's annual budget prior to its adoption by the legislative body of such municipality.

(2) In preparing and adopting its annual budgets, any such municipality shall only include assumptions respecting state revenues and property tax revenues and a mill rate as are approved by the board.

(3) All obligations issued by a tier III municipality that is eligible to issue bonds pursuant to the provisions of section 7-575 of the general statutes, as amended by this act, and the issuance of refunding bonds pursuant to section 7-370c of the general statutes, as amended by public act 17-147, and section 50 of public act 17-147 shall require approval by the board, provided the board, by a vote of five or more of its members, shall only approve such obligations which in its judgment improve the financial condition of any such municipality. Notwithstanding any provision of the general statutes, the board may approve and authorize the municipality's issuance of bonds with a term of not more than forty years from the date of such issuance.

(4) The board shall review and comment on proposed debt obligations of the municipality not covered by section 7-575 of the general statutes, as amended by this act, prior to their issuance.

(5) The board may require that the municipality or its board of

education notify the board of any or all municipal or board of education contracts that exceed: (A) Fifty thousand dollars for municipalities with a resident population under seventy thousand, or (B) one hundred thousand dollars for municipalities with a resident population of seventy thousand or more, not less than thirty days prior to execution of such contract, for board review and comment regarding such proposed contract. The board shall establish policies and procedures, in consultation with any such municipality and such municipality's board of education, to implement the provisions of this subdivision.

(6) With respect to any proposed collective bargaining agreement or amendments negotiated pursuant to sections 7-467 to 7-477, inclusive, of the general statutes or pursuant to section 10-153d of the general statutes, the board shall have the same opportunity and authority to approve or reject, on not more than two occasions, collective bargaining agreements or amendments as is provided to the legislative body of such municipality in said respective sections.

(7) (A) The board shall be provided with the same opportunity and authority to reject, on not more than two occasions, an arbitration award, by a vote of the board, as is provided to the legislative body of the municipality in subdivision (12) of subsection (d) of section 7-473c of the general statutes and to provide a written statement to the State Board of Mediation and Arbitration in accordance with said section.

(B) The board shall be provided with the same opportunity and authority to reject, on not more than two occasions, an arbitration award, by a vote of the board, as is provided to the legislative body of the local school district or municipality in subdivision (7) of subsection (c) of section 10-153f of the general statutes and to provide a written statement to the Commissioner of Education and to the exclusive representative of the administrators unit as is required in said section. The provisions of this subparagraph shall not be construed to apply to

an arbitration award to which a teacher's unit is a party.

(8) The board shall monitor compliance with the municipality's three-year financial plan and annual budget and recommend that the municipality make such changes as are necessary to ensure budgetary balance in such plan and budget.

(9) The board shall recommend that the municipality and its board of education implement measures relating to the efficiency and productivity of the municipality's and board of education's operations and management as the board deems appropriate, to reduce costs and improve services so as to advance the purposes of sections 7-560 to 7-565, inclusive, of the general statutes, as amended by this act, sections 7-568 to 7-579, inclusive, of the general statutes, as amended by this act, and sections 360, 363 and 366 to 371, inclusive, of this act. Such recommendations may include, but shall not be limited to, policies and procedures for the responsible use of municipal and board of education credit and purchasing cards, vehicles and other municipal and board of education property and resources.

(10) The board may obtain information on the financial condition and financial needs of any such municipality and board of education of any such municipality.

(11) The board, in consultation with the municipality, may retain such staff and hire consultants experienced in the field of municipal finance, municipal law, governmental operations and administration or governmental accounting as it deems necessary or desirable for accomplishing its purposes.

(12) The board may require the municipality and such municipality's board of education to apply LEAN practices and principles, and to participate in efforts to establish common strategies and goals and to organize around collective impacts for the

municipality, such municipality's residents, businesses and employees, to result in an improved fiscal sustainability and municipal vitality.

(13) The board may consult with federal, state, quasi-public and nongovernmental agencies to accomplish its purposes.

(14) The board shall establish such written procedures as the board deems necessary to carry out its responsibilities and meet the purposes of sections 7-560 to 7-565, inclusive, of the general statutes, as amended by this act, sections 7-568 to 7-579, inclusive, of the general statutes, as amended by this act, and sections 360, 363 and 366 to 371, inclusive, of this act.

(c) With respect to any municipality referred to the Municipal Accountability Review Board, such municipality and each of its administrative units, including such municipality's board of education, shall supply the board with such financial reports, data, audits, statements and any other records or documentation as the board may require to exercise its powers and to perform its duties and functions. Such reports may include, but shall not be limited to, (1) proposed budgets, (2) monthly reports of the financial condition of the municipality, (3) the status of the municipality's current annual budget and progress under its financial plan for the then current fiscal year, (4) estimates of the operating results for all funds or accounts to the end of the then current fiscal year, (5) pension plan and debt projections, (6) statements and projections of general fund cash flow reserves, (7) the number of municipal employees on the municipal payroll, and (8) debt service requirements on all bonds and notes of the municipality for the following month.

(d) With respect to collective bargaining negotiations associated with the municipal or board of education employees of a tier III municipality with a population of one hundred thousand or more, the parties to such negotiations shall request that the Secretary of the

Office of Policy and Management designate a staff member and that the local legislative body of such municipality designate one of its members to meet with the parties for the purpose of providing mediation assistance associated with such negotiations. Such mediation may include, but shall not be limited to, assisting the parties in resolving any differences associated with projecting the benefits and costs of the proposals made by the parties. Such mediation assistance shall have a duration of not longer than sixty days.

Sec. 368. (NEW) (*Effective from passage*) (a) (1) The chief elected official of a tier III municipality or the legislative body of such municipality, by a majority vote, may apply to the secretary to request designation as a tier IV municipality. The secretary may approve the request if the secretary determines that such designation is necessary to ensure the fiscal sustainability of the municipality and is in the best interests of the state. Prior to submission of any such request by the chief elected official, such official shall provide notice of intent to apply for such designation to the legislative body of such municipality. Such legislative body shall have thirty days from receipt of such notice to approve or reject the chief elected official's decision to submit such a request. If such legislative body does not approve or reject such decision to seek such designation during such thirty-day period, the chief elected official's decision to submit such request shall be deemed approved by such legislative body.

(2) The Municipal Accountability Review Board may designate a tier III municipality as a tier IV municipality based on a finding by the board that the fiscal condition of such municipality warrants such a designation based upon an evaluation of the following criteria: (A) the balance in the municipal reserve fund; (B) the short and long-term liabilities of the municipality, including, but not limited to, the municipality's ability to meet minimum funding levels required by law, contract or court order; (C) the initial budgeted revenue for the

municipality for the past five fiscal years as compared to the actual revenue received by the municipality for such fiscal years; (D) budget projections for the following three fiscal years; (E) the economic outlook for the municipality; and (F) the municipality's access to capital markets. For the purpose of determining whether to make a finding pursuant to this subdivision, the membership of the board shall additionally include the chief elected official of such municipality, the treasurer of such municipality and a member of the legislative body of such municipality, as selected by such body. In conducting a vote on any such determination, the treasurer of such municipality shall be a non-voting member of the board. The board shall submit such finding and recommended designation to the secretary, who shall provide for a thirty-day notice and public comment period related to such finding and recommendation. Following the public notice and comment period, the secretary shall forward the board's finding and recommended designation and a report regarding the comments received in this regard to the Governor. Following the receipt of such documentation from the secretary, the Governor may approve or disapprove the board's recommended designation.

(3) If any municipality is designated as a tier IV municipality, the following individuals shall serve as ex-officio, nonvoting members of the Municipal Accountability Review Board, provided such additional members shall only serve for purposes of the tier IV municipality that they represent: (A) The chief elected official of such municipality, or the chief elected official's designee, (B) an elected member of the local legislative body of such municipality, or such member's designee, as selected by a majority vote of the local legislative body of such municipality, (C) in the case where the municipality has an elected treasurer, the municipal treasurer or other municipal official responsible for the issuance of bonds, and (D) a member of the minority party of the municipality's legislative body as elected by such

minority party members. Notwithstanding the provisions of sections 7-568 to 7-575, inclusive, of the general statutes, as amended by this act, and sections 360 and 363 of this act, a municipality designated as a tier IV municipality pursuant to this section shall retain such designation following the issuance of a deficit obligation subsequent to such municipality's designation as a tier IV municipality. With respect to a designated tier IV municipality, the Municipal Accountability Review Board shall have the same powers and responsibilities as it has with respect to designated tier III municipalities in addition to which it shall have the following additional or superseding authority and responsibilities:

(i) To review and approve or disapprove the municipality's annual budget, including, but not limited to, the general fund, other governmental funds, enterprise funds and internal service funds. No annual budget, annual tax levy or user fee for the municipality shall become operative until it has been approved by the board. If the board disapproves any annual budget, not later than the May twenty-first prior to the beginning of the new fiscal year, the board shall specify the reasons for such disapproval and shall provide the legislative body until the June fifteenth prior to the beginning of the new fiscal year to resubmit the annual budget in accordance with this section. If the legislative body has not adopted a budget by such June fifteenth date or its resubmitted annual budget is not approved by the board, the board shall adopt an interim budget and establish a tax rate and user fees. Such interim budget shall take effect at the commencement of the fiscal year and shall remain in effect until the municipality submits and the board approves a modified budget. Notwithstanding any provision of the general statutes, or any public or special act, local law, charter or ordinance or resolution, a municipality may approve a modified budget pursuant to this section after any applicable deadline for such adoption has passed.

(ii) To review and approve all bond ordinances and bond resolutions of the municipality.

(iii) To monitor compliance with the municipality's three-year financial plan and annual budget and require that the municipality make such changes as are necessary to ensure budgetary balance in such plan and budget.

(iv) To approve or reject all collective bargaining agreements for a new term, other than modifications, amendments or reopening of an agreement, to be entered into by the municipality or any of its agencies or administrative units, including the board of education. If it rejects an agreement, the board shall indicate the specific provisions of the proposed agreement present or missing which caused the rejection, as well as its rationale for the rejection. The board may indicate the total cost impact or savings that are acceptable in a new agreement. At any time during negotiations and prior to reaching any agreement, or a modified agreement, the parties, by mutual agreement, may request guidance from the board as to the level and areas of savings that may be acceptable to the board in a new agreement. Following any rejection of a proposed collective bargaining agreement, the parties to the agreement shall have ten days from the date of the board's rejection to consider the board's concerns and propose a modified agreement. After the expiration of such ten-day period, the board shall approve or reject any such modified agreement. If the parties have been unable to reach a modified agreement or the board rejects such modified agreement, the board shall impose binding arbitration on the parties, in accordance with clause (v) of this subdivision, to arbitrate issues identified by the board as the cause for such inability or rejection. In establishing the issues to be arbitrated, as well as in making a determination to reject a proposed agreement, the board shall not be limited to matters raised or negotiated by the parties. Also, to approve or reject all modifications, amendments or reopeners to collective

bargaining agreements entered into by the municipality or any of its agencies or administrative units, including the board of education. If it rejects a modification, amendment or reopener to an agreement, the board shall indicate the specific provisions of the proposed modification, amendment or reopener which caused the rejection, as well as its rationale for the rejection. The board may indicate the total cost impact or savings acceptable in a new modification, amendment or reopener. If the board rejects a proposed amendment or reopener to a collective bargaining agreement, the parties to the agreement shall have ten days from the date of the board's rejection to consider the board's concerns and put forth a revised modification, amendment or reopener. After the expiration of such ten-day period, the board shall approve or reject any revised modification, amendment or reopener amendment. If the parties are unable to reach a revised modification, amendment or reopener or the board rejects such revised modification, amendment or reopener, the board shall impose binding arbitration upon the parties in accordance with clause (v) of this subdivision. The issues to be arbitrated shall be those identified by the board as causing such inability or rejection. Prior to the board taking action on any such modification, amendment or reopener, the parties shall have an opportunity to make a presentation to the board.

(v) Except as otherwise provided in this subdivision, with respect to collective bargaining agreements of the municipality or any of its agencies or administrative units, including, but not limited to, the board of education, that are in or are subject to binding arbitration, the board shall have the power to impose binding arbitration upon the parties any time after the seventy-fifth day following the commencement of negotiations or to reject any arbitration award pending municipal or board of education action pursuant to section 7-473c or 10-153f of the general statutes on the date the board is established. If, upon the date of a municipality's designation as a tier IV municipality, the parties are in binding arbitration, or if the board

rejects a pending arbitration award, the board shall immediately replace any established binding arbitration panel with an arbitrator selected in accordance with this section. If the board imposes binding arbitration or replaces an existing binding arbitration panel, it shall do so with an arbitrator selected by the Governor from a list of three potential arbitrators approved by and submitted to the Governor by the board. Such list of potential arbitrators shall include former judges of the state or federal judicial systems or other persons who have experience with arbitration or similar proceedings. Prior to the Governor's selection of an arbitrator, the parties may provide recommendations for such selection to the board. The board shall not be limited to selecting arbitrators from those recommended by the parties. The board may reduce the time limits in the applicable provisions of the general statutes or any public or special acts governing binding arbitration by one-half. In imposing such arbitration or in replacing an arbitration panel, the board shall not be limited to consideration and inclusion in the collective bargaining agreement of the last best offers or the matters raised by or negotiated by the parties provided the board shall indicate reasons for raising any matters not negotiated by the parties. The board shall be given the opportunity to make a presentation before the arbitrator. In addition to any statutory factors that shall be considered by the arbitrator with respect to proposed municipal or board of education collective bargaining agreements, the arbitrator shall give highest priority to the short and long-term fiscal exigencies that resulted in the municipality's designation as a tier IV municipality. Not later than ten days after the issuance of any of the arbitrator's decisions on the matters subject to such binding arbitration, the board may request reconsideration of one or more of such decisions and state its position as to the impact of such decisions on the short and long-term fiscal sustainability of the municipality. Not later than five days after the board's request for such reconsideration, the parties may submit comments to the arbitrator in response to the board's stated position. Not later than thirty days

following the board's request for such reconsideration, the arbitrator, based on the record of the arbitration, may either modify or maintain the original arbitration decisions. The arbitrator's decisions shall be binding upon the parties. With respect to collective bargaining agreements negotiated pursuant to section 10-153d of the general statutes and arbitration awards issued pursuant to section 10-153f of the general statutes, the provisions of this subdivision shall not apply until the board has rejected such agreement or award pursuant to subdivision (7) of subsection (b) of section 367 of this act on two occasions.

(4) (A) To require its approval of proposed transfers of a municipality's appropriations in excess of fifty thousand dollars, (B) to require its review, approval, disapproval or modification of the budget of the board of education for the municipality on a line-item basis and to require the board of education to submit to it any budget transfers, or (C) to appoint a financial manager and delegate to such manager, in writing, such powers as the board deems necessary or appropriate for the purpose of managing the financial and administrative affairs of the municipality for the period of time during which the municipality is subject to the powers of the board provided the board may override any actions taken by such manager at any time and shall not delegate the powers enumerated under subdivisions (2), (3) and (5) to (7), inclusive, and (11) to (13), inclusive, of subsection (b) of section 367 of this act, or subdivisions (1), (2) and (4) to (6), inclusive of this subsection. The board shall consult with such municipality and the board of education of such municipality, as applicable, to establish policies and procedures for the implementation of the provisions of subparagraphs (A) and (B) of this subdivision.

(5) The board may require that the municipality or its board of education notify and submit to the board any or all municipal or board of education contracts that exceed (A) fifty thousand dollars for

municipalities with a resident population under seventy thousand, or (B) one hundred thousand dollars for municipalities with a resident population of seventy thousand or more, not less than thirty days prior to execution of such contract, for the purpose of the board's review and approval of such contracts. The board shall establish policies and procedures, in consultation with any such municipality and such municipality's board of education, to implement the provisions of this subdivision.

(6) To approve and authorize the issuance of obligations under section 7-575 of the general statutes, as amended by this act, including, with regard to a designated tier IV municipality otherwise ineligible to issue such obligations, for the purposes of issuing general obligations for purposes of deficit financing, addressing pension liabilities in accordance with section 7-374c of the general statutes, debt restructuring and other purposes allowed for which municipal obligations are authorized by the general statutes.

(b) Notwithstanding the provisions of section 7-370c of the general statutes, or any other public or special act, local law or charter, or ordinance or resolution, which limits or imposes conditions on the date of the first maturity of, or the due date of the first sinking fund payment for, or on the amount of any principal or any principal and interest installments on, or sinking fund payment deposit for, refunding bonds issued by any municipality, the board may authorize a designated tier IV municipality to issue refunding bonds for which the provisions of section 7-371 of the general statutes regarding such limitations shall not apply, regardless of whether or not such refunding bonds achieve net present value savings, as described in section 7-370c of the general statutes, with respect to the refunded bonds. The board shall only approve the issue of such refunding bonds upon a determination that, in its judgment, the issue of such bonds will improve the financial condition of such municipality.

(c) Notwithstanding the provisions of section 7-370c or 7-371 of the general statutes, or any other public or special act, local law or charter, or ordinance or resolution, which limits or imposes conditions on the final maturity of, or the due date of the last sinking fund payment for, bonds issued by any municipality, the board may authorize a designated tier IV municipality to issue bonds for which the last installment of any series of such bonds shall mature, or the last sinking fund payment for such series of bonds shall be due, not later than forty years from the date of issue of such bonds. The board shall only approve the issuance of such bonds upon a determination that, in its judgment, such issuance will improve the financial condition of such municipality.

(d) Notwithstanding any provision of the section, no municipality shall be designated a tier IV municipality, by any means other than that provided in subdivision (1) of subsection (a) of this section, until April 1, 2018.

Sec. 369. (NEW) (*Effective from passage*) A municipality designated as a tier I municipality in accordance with section 360 of this act or designated as a tier II municipality in accordance with section 363 of this act shall retain such designation, notwithstanding any positive changes in the factors leading to its current designation, or until, in the fiscal years following such designation, (1) there have been no annual operating budgetary deficits in the general fund of the municipality for two consecutive fiscal years, (2) the municipality's bond rating has either improved or remained unchanged since its most current designation, (3) the municipality has presented and the commission or board has approved a financial plan that projects a positive unreserved fund for the three succeeding consecutive fiscal years covered by such financial plan, and (4) the municipality's audits for such consecutive fiscal years have been completed and contain no general fund deficit. Notwithstanding any other provisions of sections 7-560 to 7-575,

inclusive, of the general statutes, as amended by this act, sections 7-568 to 7-579, inclusive, of the general statutes, as amended by this act, and sections 360, 363 and 366 to 371, inclusive, of this act, the municipality shall remain undesignated for purposes of a tier designation, unless circumstances would result in the municipality being designated as a tier numerically higher than its most recent designation.

Sec. 370. (NEW) (*Effective from passage*) (a) Any designated tier II, III, or IV municipality shall be eligible to receive funding from the Municipal Restructuring Fund, which fund shall be nonlapsing. A designated tier II, III or IV municipality seeking such funds shall submit, for approval by the Secretary of the Office of Policy and Management, a plan detailing its overall restructuring plan, including local actions to be taken and its proposed use of such funds. Notwithstanding section 10-262j of the general statutes, a municipality may, as part of such plan and in consultation with its local board of education, submit a proposed reduction in the minimum budget requirement related to its education budget. The secretary shall consult with the Commissioner of Education in approving or rejecting such proposed reduction. The secretary shall consult with the municipal accountability review board in making distribution decisions and attaching appropriate conditions thereto, including the timing of any such distributions. The distribution of such assistance funds shall be based on the relative fiscal needs of the requesting municipalities. The secretary may approve all, none or a portion of the funds requested by a municipality. In attaching conditions to such funding, the secretary shall consider the impact of such conditions on the ability of a municipality to meet legal and other obligations. The board shall monitor and report to the secretary on the use of such funds and adherence to the conditions attached thereto. The secretary shall develop and issue guidance on the (1) administration of the municipal restructuring fund, (2) criteria for participation by municipalities and requirements for plan submission, and (3) prioritization for the awarding

of assistance funds pursuant to this section. Any municipality that receives funding from the municipal restructuring fund, in addition to the other responsibilities and authority given to the board with respect to designated tiers II, III and IV municipalities, shall be required to receive board approval of its annual budgets.

(b) Notwithstanding the provisions of subsection (a) of this section, in making distributions from the Municipal Restructuring Fund, the board shall give immediate consideration to any municipality that shall default on debt obligations by January 1, 2018, without an immediate distribution of such funds.

Sec. 371. (NEW) (*Effective from passage*) (a) A municipality designated as a tier III municipality in accordance with section 366 of this act or designated as a tier IV municipality in accordance with section 368 of this act shall retain such designation, notwithstanding any positive changes in the factors leading to its current designation, or until, in the fiscal years following its most current designation: (1) There have been no annual operating budgetary deficits in the general fund of the municipality for three consecutive fiscal years, (2) the municipality's bond rating has either improved or remained unchanged since its most current designation, provided it has no bond ratings that are below investment grade, (3) the municipality has presented and the board has approved a financial plan that projects a positive unreserved fund balance for the three succeeding consecutive fiscal years covered by such financial plan, and (4) the audits for the aforementioned consecutive fiscal years have been completed and contain no general fund deficit. The board may give consideration to the fiscal year preceding the municipality's designation in determining the number of sufficient fiscal years pursuant to subdivision (1) of this subsection.

(b) Notwithstanding any other provisions of sections 7-560 to 7-565, inclusive, of the general statutes, as amended by this act, sections 7-568

to 7-579, inclusive, of the general statutes, as amended by this act, and sections 360, 363 and 366 to 371, inclusive, of this act, the municipality shall remain undesignated for purposes of a tier designation, unless it has an annual operating budgetary deficit in its general fund equal to one per cent or more of its most recently completed annual general fund budget or if it experiences an annual operating budgetary deficit in its general fund in consecutive years of any amount or if it has one or more bond ratings that are below investment grade.

Sec. 372. (NEW) (*Effective from passage*) A designated tier IV municipality shall not enact a property tax levy in its annual budget that is more than three per cent greater than the property tax levy contained in its annual budget for the prior fiscal year. The secretary shall develop such procedures and guidelines as may be needed to assist in the implementation of such property tax levy limitation. Any designated tier II, III or IV municipality may apply to the Municipal Accountability Review Board for exceptions to such property tax levy limitation. Factors to be considered by such board in approving or disapproving such exception shall include the need to address critical matters impacting the health and welfare of the citizens, funding needed to reduce a municipality's long-term obligations and the implementation of court orders or legal settlements.

Sec. 373. Section 7-577 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The Attorney General may apply for a writ of mandamus on behalf of the **[**commission**,** acting through its chairperson**]** Municipal Finance Advisory Commission or the Municipal Accountability Review Board, requiring any official, employee or agent of the municipality to carry out and give effect to any determination of **[**the**]** such commission or board authorized by **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, or section 367 of this act and any obligation by a municipality to repay to

the state any amounts the state pays into a special capital reserve fund and compliance by a municipality with any agreements or indenture pertaining to a special capital reserve fund or tax intercept procedure or debt service payment fund related thereto. Each such application shall be filed in superior court for the judicial district of Hartford.

(b) The superior court for the judicial district of Hartford may, by application of the secretary, the commission, the board or the Attorney General, enforce, by appropriate decree or process, any provisions of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, or sections 360, 363 and 366 to 371, inclusive, of this act, or any act or determination of the commission or board rendered pursuant to **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-579, inclusive, as amended by this act, or section 367 of this act, as applicable.

Sec. 374. Section 7-578 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Within one year of initial participation **[**in**]** as a certified tier I or tier II municipality, a participating municipality may develop a comprehensive economic development plan designed to increase the tax base of the municipality to a level that will allow the municipality to provide an adequate level of municipal services. The plan shall be approved by the legislative authority of the municipality. If at any time after the comprehensive economic development plan has been completed and the municipality fails to show substantial progress in meeting the goals of the plan, the state may suspend further assistance to the municipality. The secretary, in consultation with the Commissioner of Economic and Community Development, shall evaluate the comprehensive economic development plan annually. The secretary may provide qualified staff and financial assistance to the qualifying municipality for purposes of developing a comprehensive economic development plan.

Sec. 375. Section 7-579 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the purposes of **[**subsection (a) of section 7-394b and**]** sections 7-560 to 7-578, inclusive, as amended by this act, deficit obligation, as defined in section 7-560, as amended by this act, with respect to the town and city of New Haven, means such obligation issued on or after July 1, 1993.

Sec. 376. (NEW) (*Effective from passage*) (a) The Secretary of the Office of Policy and Management and the State Treasurer may enter the state into a contract with any designated tier III or tier IV municipality for the provision of contract assistance to such municipality in accordance with the provisions of this section. Any such contract assistance shall be limited to an amount equal to (1) the annual debt service on the outstanding amount of (A) refunding bonds to be issued by such municipality pursuant to section 7-370c of the general statutes, or (B) any other bonds or notes issued by such municipality, provided such refunding bonds or other bonds or notes are for payment, funding, refunding, redemption, replacement or substitution of bonds, notes or other obligations previously issued by such municipality, plus (2) costs of issuance on any such refunding bonds and any other costs or expenses, including, but not limited to, any tax payments, that result directly from the refunding of debt.

(b) Any contract described in subsection (a) of this section may provide that such contract assistance that is necessary to make debt service payments on behalf of such municipality shall be paid directly by the state to the municipality, trustee, paying agent or holder of the refunding bonds, other bonds or notes that are the subject of such contract.

(c) Notwithstanding the provisions of subsection (a) of this section, no such contract shall be entered into by the secretary and the

Treasurer unless such designated tier III or tier IV municipality files a certificate with the secretary and the Treasurer that sets forth the amount of debt service and costs of issuance expected to be paid on any such refunding bonds to be secured by such state assistance contract.

(d) In making any requisite finding or determination for the purpose of entering into or executing any contract described in subsection (a) of this section, the secretary and the Treasurer may rely upon any reports or estimates of experts, as appropriate, to evaluate the feasibility of any such refunding of debt.

(e) Any provision of a contract described in subsection (a) of this section shall constitute a full faith and credit obligation of the state and as part of any such contractual obligation of the state to such municipality, trustee, paying agent or holder of any such refunding bonds, other bonds or notes, as applicable, appropriation of all amounts necessary to timely meet the terms of such contractual obligation is hereby made and the State Treasurer shall pay such amounts as the same become due to such municipality, trustee, paying agent or holder, as applicable.

(f) Any designated tier III or tier IV municipality that enters into a contract with the state pursuant to subsection (a) of this section may pledge such contract assistance of the state as security for the payment of such refunding bonds issued by such municipality.

(g) In lieu of contract assistance in accordance with subsection (a) of this section, the secretary and the Treasurer may agree to provide other forms of credit support to any designated tier III or tier IV municipality, including, but not limited to, an assumption of all or any portion of any bonds, notes or other obligations of such municipality or issuance of new state obligations in replacement of such bonds, notes or other obligations, provided such credit support shall not

exceed the amount of contract assistance that could otherwise be provided by the state to such municipality in accordance with subsection (a) of this section.

(h) Nothing in this section shall be construed to limit the total funds available to a distressed municipality.

(i) The secretary and the Treasurer shall not enter into a contract, as described in subsection (a) of this section, with any municipality that files for bankruptcy.

Sec. 377. (*Effective from passage*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 378 to 383, inclusive, of this act, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate not exceeding $240,836,905.

Sec. 378. (*Effective from passage*) The proceeds of the sale of bonds described in sections 377 to 383, inclusive, of this act, to the extent hereinafter stated, shall be used for the purpose of acquiring, by purchase or condemnation, undertaking, constructing, reconstructing, improving or equipping, or purchasing land or buildings or improving sites for the projects hereinafter described, including payment of architectural, engineering, demolition or related costs in connection therewith, or of payment of the cost of long-range capital programming and space utilization studies as hereinafter stated:

(a) For the Office of Policy and Management:

(1) For transit-oriented development and predevelopment activities, not exceeding $6,000,000;

(2) For an information technology capital investment program, not exceeding $50,000,000.

(b) For the Department of Administrative Services:

(1) Infrastructure repairs and improvements, including fire, safety and compliance with the Americans with Disabilities Act improvements, improvements to state-owned buildings and grounds, including energy conservation and off-site improvements, and preservation of unoccupied buildings and grounds, including office development, acquisition, renovations for additional parking and security improvements, not exceeding $10,000,000;

(2) Removal or encapsulation of asbestos and hazardous materials in state-owned buildings, not exceeding $5,000,000;

(3) Upgrade and replacement of technology infrastructure for the Connecticut Education Network, not exceeding $1,500,000.

(c) For the Department of Emergency Services and Public Protection:

(1) Alterations and improvements to buildings and grounds, including utilities, mechanical systems and energy conservation projects, not exceeding $2,000,000;

(2) Planning and design for a new Forensic Science Laboratory, not exceeding $6,000,000;

(3) Upgrades to the Statewide Monitoring and Notification System, not exceeding $4,000,000.

(d) For the Military Department:

(1) Alterations, renovations and improvements to the drill shed at the William A. O'Neill Armory in Hartford, not exceeding $1,000,000;

(2) State matching funds for construction of a warehouse at Camp Hartell in Windsor Locks, not exceeding $500,000.

(e) For the Department of Energy and Environmental Protection:

(1) Dam repairs, including state-owned dams, not exceeding $5,500,000;

(2) For the purpose of funding any energy services project that results in increased efficiency measures in state buildings pursuant to section 16a-38*l* of the general statutes, or for any renewable energy or combined heat and power project in state buildings, not exceeding $20,000,000;

(3) For water pollution control projects at state facilities, not exceeding $1,250,000.

(f) For the Capital Region Development Authority:

(1) Alterations, renovations and improvements to improve operational efficiency, to increase facility revenues, to modernize security systems and operations, and to improve the overall sport, entertainment and exhibition value of the XL Center in Hartford, including capital improvements, acquisition of abutting real estate and rights of way, tenant and fan amenities and necessary infrastructure connections, not exceeding $40,000,000;

(2) Alterations, renovations and improvements at the Connecticut Convention Center and Rentschler Field, not exceeding $1,500,000;

(3) Alterations, renovations and improvements to parking garages in Hartford, not exceeding $5,000,000;

(4) Infrastructure renovations and improvements to the Front Street district in Hartford, not exceeding $3,000,000.

(g) For the Department of Developmental Services: Fire, safety and environmental improvements to regional facilities and intermediate care facilities for client and staff needs, including improvements in

compliance with current codes, site improvements, handicapped access improvements, utilities, repair or replacement of roofs, air conditioning and other interior and exterior building renovations and additions at all state-owned facilities, not exceeding $2,500,000.

(h) For the Department of Mental Health and Addiction Services: Fire, safety and environmental improvements to regional facilities and intermediate care facilities for client and staff needs, including improvements in compliance with current codes, site improvements, handicapped access improvements, utilities, repair or replacement of roofs, air conditioning and other interior and exterior building renovations and additions at all state-owned facilities, not exceeding $2,000,000.

(i) For the Connecticut State Colleges and Universities:

(1) All colleges and universities:

(A) New and replacement instruction, research or laboratory equipment, not exceeding $3,000,000;

(B) System telecommunications infrastructure upgrades, improvements and expansions, not exceeding $2,000,000;

(C) Advanced manufacturing and emerging technology programs, not exceeding $2,750,000;

(D) Security improvements, not exceeding $3,000,000;

(2) All community colleges: Deferred maintenance, code compliance and infrastructure improvements, not exceeding $14,000,000;

(3) All universities: Deferred maintenance, code compliance and infrastructure improvements, not exceeding $7,000,000;

(4) Naugatuck Valley Community College: Upgrades to mechanical

systems, not exceeding $6,000,000;

(5) Norwalk Community College: Alterations, renovations and improvements to the B wing building, not exceeding $18,600,000;

(6) Quinebaug Valley Community College: New maintenance and office building, not exceeding $476,088;

(7) Northwestern Community College:

(A) Alterations, renovations and improvements to the White building, not exceeding $825,000;

(B) Alterations, renovations and improvements to the Greenwoods Hall, not exceeding $2,685,817.

(j) For the Department of Children and Families: Alterations, renovations and improvements to buildings and grounds, including new or revised juvenile justice facilities, not exceeding $3,750,000.

(k) For the Judicial Department:

(1) Alterations, renovations and improvements to buildings and grounds at state-owned and maintained facilities, not exceeding $5,000,000;

(2) Exterior renovations and improvements at the superior courthouse in New Haven, not exceeding $2,000,000;

(3) Alterations and improvements in compliance with the Americans with Disabilities Act, not exceeding $1,000,000;

(4) Security improvements at various state-owned and maintained facilities, not exceeding $2,000,000.

Sec. 379. (*Effective from passage*) All provisions of section 3-20 of the general statutes or the exercise of any right or power granted thereby

which are not inconsistent with the provisions of sections 377 to 383, inclusive, of this act are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to sections 377 to 383, inclusive, of this act, and temporary notes issued in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds.

Sec. 380. (*Effective from passage*) None of the bonds described in sections 377 to 383, inclusive, of this act, shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require.

Sec. 381. (*Effective from passage*) For the purposes of sections 377 to 383, inclusive, of this act, "state moneys" means the proceeds of the sale of bonds authorized pursuant to said sections 377 to 383, inclusive, or of temporary notes issued in anticipation of the moneys to be derived from the sale of such bonds. Each request filed as provided in section 380 of this act for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 380, shall include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for costs in connection with any such project should be added to the state moneys available or becoming available hereunder for such project. If the request includes a recommendation that some amount of such

federal, private or other moneys should be added to such state moneys, then, if and to the extent directed by the State Bond Commission at the time of authorization of such bonds, such amount of such federal, private or other moneys then available, or thereafter to be made available for costs in connection with such project, may be added to any state moneys available or becoming available hereunder for such project and shall be used for such project. Any other federal, private or other moneys then available or thereafter to be made available for costs in connection with such project shall, upon receipt, be used by the State Treasurer, in conformity with applicable federal and state law, to meet the principal of outstanding bonds issued pursuant to sections 377 to 383, inclusive, of this act, or to meet the principal of temporary notes issued in anticipation of the money to be derived from the sale of bonds theretofore authorized pursuant to said sections 377 to 383, inclusive, for the purpose of financing such costs, either by purchase or redemption and cancellation of such bonds or notes or by payment thereof at maturity. Whenever any of the federal, private or other moneys so received with respect to such project are used to meet the principal of such temporary notes or whenever principal of any such temporary notes is retired by application of revenue receipts of the state, the amount of bonds theretofore authorized in anticipation of which such temporary notes were issued, and the aggregate amount of bonds which may be authorized pursuant to section 377 of this act, shall each be reduced by the amount of the principal so met or retired. Pending use of the federal, private or other moneys so received to meet principal as hereinabove directed, the amount thereof may be invested by the State Treasurer in bonds or obligations of, or guaranteed by, the state or the United States or agencies or instrumentalities of the United States, shall be deemed to be part of the debt retirement funds of the state, and net earnings on such investments shall be used in the same manner as the moneys so invested.

Sec. 382. (*Effective from passage*) Any balance of proceeds of the sale of said bonds authorized for any project described in section 378 of this act in excess of the cost of such project may be used to complete any other project described in said section 378, if the State Bond Commission shall so determine and direct. Any balance of proceeds of the sale of said bonds in excess of the costs of all the projects described in said section 335 shall be deposited to the credit of the General Fund.

Sec. 383. (*Effective from passage*) The bonds issued pursuant to sections 377 to 383, inclusive, of this act, shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 384. (*Effective from passage*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 385 and 386 of this act, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding $125,000,000.

Sec. 385. (*Effective from passage*) The proceeds of the sale of bonds described in sections 384 to 387, inclusive, of this act shall be used by the Department of Housing for the purposes hereinafter stated: Housing development and rehabilitation, including moderate cost housing, moderate rental, congregate and elderly housing, urban homesteading, community housing development corporations, housing purchase and rehabilitation, housing for the homeless, housing for low-income persons, limited equity cooperatives and mutual housing projects, abatement of hazardous material including asbestos and lead-based paint in residential structures, emergency

repair assistance for senior citizens, housing land bank and land trust, housing and community development, predevelopment grants and loans, reimbursement for state and federal surplus property, private rental investment mortgage and equity program, housing infrastructure, demolition, renovation or redevelopment of vacant buildings or related infrastructure, septic system repair loan program, acquisition and related rehabilitation including loan guarantees for private developers of rental housing for the elderly, projects under the program established in section 8-37pp of the general statutes, and participation in federal programs, including administrative expenses associated with those programs eligible under the general statutes, not exceeding $125,000,000, provided in using such proceeds, the department shall prioritize areas of the state with low homeownership rates, and provided not more than $30,000,000 shall be used for revitalization of state moderate rental housing units on the Connecticut Housing Finance Authority's State Housing Portfolio.

Sec. 386. (*Effective from passage*) None of the bonds described in sections 384 to 387, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require.

Sec. 387. (*Effective from passage*) All provisions of section 3-20 of the general statutes, or the exercise of any right or power granted thereby which are not inconsistent with the provisions of this section and sections 384 to 387, inclusive, of this act are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to this section and sections 384 to 387, inclusive, of this act and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with

said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. Such bonds issued pursuant to section 384 of this act shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on such bonds as the same become due, and accordingly and as part of the contract of the state with the holders of such bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 388. (*Effective from passage*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 389 to 395, inclusive, of this act, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding $250,950,000.

Sec. 389. (*Effective from passage*) The proceeds of the sale of the bonds described in sections 387 to 395, inclusive, of this act shall be used for the purpose of providing grants-in-aid and other financing for the projects, programs and purposes hereinafter stated:

(a) For the Office of Policy and Management:

(1) Grants-in-aid to private, nonprofit health and human service organizations that are exempt under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, and that receive funds from the state to provide direct health or human services to state agency clients, for alterations, renovations, improvements, additions and new construction, including health, safety, compliance with the Americans with Disabilities Act and

energy conservation improvements, information technology systems, technology for independence, purchase of vehicles and acquisition of property, not exceeding $25,000,000;

(2) For the Responsible Growth Incentive Fund, not exceeding $2,000,000.

(b) For the Department of Administrative Services:

(1) Grants-in-aid to alliance districts to assist in paying for general improvements to school buildings, not exceeding $30,000,000;

(2) Grants-in-aid to municipalities for the purpose of a regional school district incentive grant, not exceeding $5,000,000.

(c) For the Department of Energy and Environmental Protection:

(1) For a program to establish energy microgrids to support critical municipal infrastructure, not exceeding $5,000,000;

(2) Grants-in-aid to municipalities and state agencies for improvements to incinerators and landfills, including, but not limited to, bulky waste landfills and landfills formerly operated by the Connecticut Resources Recovery Authority, not exceeding $1,450,000;

(3) Grants-in-aid for containment, removal or mitigation of identified hazardous waste disposal sites, not exceeding $2,500,000.

(d) For the Department of Economic and Community Development:

(1) For the Small Business Express program established by section 32-7g of the general statutes, not exceeding $5,000,000;

(2) Connecticut Manufacturing Innovation Fund established by section 32-7o of the general statutes, not exceeding $8,500,000, provided $3,500,000 shall be used as a grant-in-aid to the Connecticut

Center for Advanced Technology for research and development to assist the Connecticut manufacturing supply chain;

(3) For the Brownfield Remediation and Revitalization program, not exceeding $30,000,000;

(4) Funding grants-in-aid to homeowners with homes located in the immediate vicinity of the West River in the Westville section of New Haven and Woodbridge for structurally damaged homes due to subsidence and to homeowners with homes abutting the Yale Golf Course in the Westville section of New Haven for damage to such homes from water infiltration or structural damage due to subsidence, not exceeding $4,000,000.

(e) For Connecticut Innovations, Incorporated: For the purpose of recapitalizing the programs established in chapter 581 of the general statutes, not exceeding $20,000,000.

(f) For the Capital Region Development Authority:

(1) For the purposes of encouraging development, as provided in section 32-602 of the general statutes, not exceeding $40,000,000;

(2) Grant-in-aid to the municipality of East Hartford for the purposes of general economic development activities, including the development of the infrastructure and improvements to the riverfront; the creation of housing units through rehabilitation and new construction; the demolition or redevelopment of vacant buildings and redevelopment, not exceeding $10,000,000.

(g) For the Department of Education: Grants-in-aid to assist targeted local and regional school districts for alterations, repairs, improvements, technology and equipment in low-performing schools, not exceeding $10,000,000.

(h) For the State Library: Grants-in-aid to public libraries for construction, renovations, expansions, energy conservation and handicapped accessibility, not exceeding $2,500,000.

(i) For the Department of Transportation: Grants-in-aid to municipalities for use in the manner set forth in, and in accordance with the provisions of, sections 13a-175a to 13a-175k, inclusive, of the general statutes, not exceeding $30,000,000.

(j) For the Labor Department: For the Workforce Training Authority Fund, not exceeding $10,000,000.

(k) For the Department of Housing: Funding for the Department of Housing and Connecticut Children's Medical Center's Healthy Homes Program for the abatement of lead in homes in the state, not exceeding $10,000,000.

Sec. 390. (*Effective from passage*) All provisions of section 3-20 of the general statutes or the exercise of any right or power granted thereby which are not inconsistent with the provisions of sections 388 to 395, inclusive, of this act are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to sections 388 to 395, inclusive, of this act, and temporary notes issued in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said sections 388 to 395, inclusive, and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds.

Sec. 391. (*Effective from passage*) None of the bonds described in sections 388 to 395, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the

Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require.

Sec. 392. (*Effective from passage*) For the purposes of sections 388 to 352, inclusive, of this act, "state moneys" means the proceeds of the sale of bonds authorized pursuant to said sections 388 to 395, inclusive, or of temporary notes issued in anticipation of the moneys to be derived from the sale of such bonds. Each request filed as provided in section 391 of this act for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 391, include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for costs in connection with any such project should be added to the state moneys available or becoming available under said sections 395 to 388, inclusive, for such project. If the request includes a recommendation that some amount of such federal, private or other moneys should be added to such state moneys, then, if and to the extent directed by the State Bond Commission at the time of authorization of such bonds, such amount of such federal, private or other moneys then available or thereafter to be made available for costs in connection with such project may be added to any state moneys available or becoming available hereunder for such project and be used for such project. Any other federal, private or other moneys then available or thereafter to be made available for costs in connection with such project upon receipt shall, in conformity with applicable federal and state law, be used by the State Treasurer to meet the principal of outstanding bonds issued pursuant to said sections 388 to 395, inclusive, or to meet the principal of temporary notes issued in anticipation of the money to be derived from the sale of bonds theretofore authorized pursuant to said sections 388 to 395, inclusive, for the purpose of financing such costs, either by

purchase or redemption and cancellation of such bonds or notes or by payment thereof at maturity. Whenever any of the federal, private or other moneys so received with respect to such project are used to meet the principal of such temporary notes or whenever the principal of any such temporary notes is retired by application of revenue receipts of the state, the amount of bonds theretofore authorized in anticipation of which such temporary notes were issued, and the aggregate amount of bonds which may be authorized pursuant to section 388 of this act shall each be reduced by the amount of the principal so met or retired. Pending use of the federal, private or other moneys so received to meet the principal as directed in this section, the amount thereof may be invested by the State Treasurer in bonds or obligations of, or guaranteed by, the state or the United States or agencies or instrumentalities of the United States, shall be deemed to be part of the debt retirement funds of the state, and net earnings on such investments shall be used in the same manner as the moneys so invested.

Sec. 393. (*Effective from passage*) The bonds issued pursuant to sections 388 to 395, inclusive, of this act shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 394. (*Effective from passage*) In accordance with section 389 of this act, the state, through the state agencies specified in said section 389, may provide grants-in-aid and other financings to or for the agencies for the purposes and projects as described in said section 389. All financing shall be made in accordance with the terms of a contract at

such time or times as shall be determined within authorization of funds by the State Bond Commission.

Sec. 395. (*Effective from passage*) In the case of any grant-in-aid made pursuant to subsection (a), (b), (c), (d), (e), (f), (g), (h), (i), (j) or (k) of section 389 of this act that is made to any entity which is not a political subdivision of the state, the contract entered into pursuant to section 394 of this act shall provide that if the premises for which such grant-in-aid was made ceases, within ten years of the date of such grant, to be used as a facility for which such grant was made, an amount equal to the amount of such grant, minus ten per cent per year for each full year which has elapsed since the date of such grant, shall be repaid to the state and that a lien shall be placed on such land in favor of the state to ensure that such amount shall be repaid in the event of such change in use, provided if the premises for which such grant-in-aid was made are owned by the state, a municipality or a housing authority, no lien need be placed.

Sec. 396. (*Effective July 1, 2018*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 397 to 402, inclusive, of this act, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding $149,896,250.

Sec. 397. (*Effective July 1, 2018*) The proceeds of the sale of bonds described in sections 396 to 402, inclusive, of this act, to the extent hereinafter stated, shall be used for the purpose of acquiring, by purchase or condemnation, undertaking, constructing, reconstructing, improving or equipping, or purchasing land or buildings or improving sites for the projects hereinafter described, including payment of architectural, engineering, demolition or related costs in connection therewith, or of payment of the cost of long-range capital programming and space utilization studies as hereinafter stated:

(a) For the Office of Policy and Management:

(1) For transit-oriented development and predevelopment activities, not exceeding $6,000,000;

(2) For an information technology capital investment program, not exceeding $25,000,000.

(b) For the Department of Administrative Services:

(1) Alterations and improvements in compliance with the Americans with Disabilities Act, not exceeding $1,000,000;

(2) Infrastructure repairs and improvements, including fire, safety and compliance with the Americans with Disabilities Act improvements, improvements to state-owned buildings and grounds, including energy conservation and off-site improvements, and preservation of unoccupied buildings and grounds, including office development, acquisition, renovations for additional parking and security improvements, not exceeding $10,000,000;

(3) Removal or encapsulation of asbestos and hazardous materials in state-owned buildings, not exceeding $5,000,000;

(4) Upgrade and replacement of technology infrastructure for the Connecticut Education Network, not exceeding $1,500,000.

(c) For the Military Department: Acquisition of property for development of readiness centers in Litchfield county, not exceeding $2,000,000.

(d) For the Department of Energy and Environmental Protection:

(1) Dam repairs, including state-owned dams, not exceeding $5,500,000;

(2) For the purpose of funding any energy services project that results in increased efficiency measures in state buildings pursuant to section 16a-38*l* of the general statutes, or for any renewable energy or combined heat and power project in state buildings, not exceeding $20,000,000.

(e) For the Capital Region Development Authority:

(1) Alterations, renovations and improvements at the Connecticut Convention Center and Rentschler Field, not exceeding $1,500,000;

(2) Alterations, renovations and improvements to parking garages in Hartford, not exceeding $5,000,000;

(3) Infrastructure renovations and improvements to the Front Street district in Hartford, not exceeding $7,000,000.

(f) For the Department of Developmental Services: Fire, safety and environmental improvements to regional facilities and intermediate care facilities for client and staff needs, including improvements in compliance with current codes, site improvements, handicapped access improvements, utilities, repair or replacement of roofs, air conditioning and other interior and exterior building renovations and additions at all state-owned facilities, not exceeding $2,500,000.

(g) For the Department of Mental Health and Addiction Services: Fire, safety and environmental improvements to regional facilities and intermediate care facilities for client and staff needs, including improvements in compliance with current codes, site improvements, handicapped access improvements, utilities, repair or replacement of roofs, air conditioning and other interior and exterior building renovations and additions at all state-owned facilities, not exceeding $2,000,000.

(h) For the Connecticut State Colleges and Universities:

(1) All colleges and universities:

(A) System telecommunications infrastructure upgrades, improvements and expansions, not exceeding $2,000,000;

(B) Advanced manufacturing and emerging technology programs, not exceeding $2,875,000;

(C) Security improvements, not exceeding $5,000,000;

(2) All community colleges: Deferred maintenance, code compliance and infrastructure improvements, not exceeding $14,000,000;

(3) All universities: Deferred maintenance, code compliance and infrastructure improvements, not exceeding $7,000,000;

(4) Naugatuck Valley Community College: Alterations and improvements in compliance with the Americans with Disabilities Act, not exceeding $5,000,000;

(5) Northwestern Community College: Alterations, renovations and improvements to the White building, not exceeding $2,021,250.

(i) For the Judicial Department:

(1) Alterations, renovations and improvements to buildings and grounds at state-owned and maintained facilities, not exceeding $5,000,000;

(2) Implementation of the Technology Strategic Plan Project, not exceeding $3,000,000.

(j) For the Department of Correction: Renovations and improvements to existing state-owned buildings for inmate housing, programming and staff training space and additional inmate capacity, and for support facilities and off-site improvements, not exceeding

$10,000,000.

Sec. 398. (*Effective July 1, 2018*) All provisions of section 3-20 of the general statutes or the exercise of any right or power granted thereby which are not inconsistent with the provisions of sections 396 to 402, inclusive, of this act are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to sections 396 to 402, inclusive, of this act, and temporary notes issued in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds.

Sec. 399. (*Effective July 1, 2018*) None of the bonds described in sections 396 to 402, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require.

Sec. 400. (*Effective July 1, 2018*) For the purposes of sections 396 to 402, inclusive, of this act, "state moneys" means the proceeds of the sale of bonds authorized pursuant to said sections 396 to 402, inclusive, or of temporary notes issued in anticipation of the moneys to be derived from the sale of such bonds. Each request filed as provided in section 399 of this act for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 399, shall include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for

costs in connection with any such project should be added to the state moneys available or becoming available hereunder for such project. If the request includes a recommendation that some amount of such federal, private or other moneys should be added to such state moneys, then, if and to the extent directed by the State Bond Commission at the time of authorization of such bonds, such amount of such federal, private or other moneys then available, or thereafter to be made available for costs in connection with such project, may be added to any state moneys available or becoming available hereunder for such project and shall be used for such project. Any other federal, private or other moneys then available or thereafter to be made available for costs in connection with such project shall, upon receipt, be used by the State Treasurer, in conformity with applicable federal and state law, to meet the principal of outstanding bonds issued pursuant to sections 396 to 402, inclusive, of this act, or to meet the principal of temporary notes issued in anticipation of the money to be derived from the sale of bonds theretofore authorized pursuant to said sections 396 to 402, inclusive, for the purpose of financing such costs, either by purchase or redemption and cancellation of such bonds or notes or by payment thereof at maturity. Whenever any of the federal, private or other moneys so received with respect to such project are used to meet the principal of such temporary notes or whenever principal of any such temporary notes is retired by application of revenue receipts of the state, the amount of bonds theretofore authorized in anticipation of which such temporary notes were issued, and the aggregate amount of bonds which may be authorized pursuant to section 396 of this act, shall each be reduced by the amount of the principal so met or retired. Pending use of the federal, private or other moneys so received to meet principal as hereinabove directed, the amount thereof may be invested by the State Treasurer in bonds or obligations of, or guaranteed by, the state or the United States or agencies or instrumentalities of the United States, shall be deemed to be part of the debt retirement funds of the state, and net earnings on

such investments shall be used in the same manner as the moneys so invested.

Sec. 401. (*Effective July 1, 2018*) Any balance of proceeds of the sale of said bonds authorized for any project described in section 397 of this act in excess of the cost of such project may be used to complete any other project described in said section 397, if the State Bond Commission shall so determine and direct. Any balance of proceeds of the sale of said bonds in excess of the costs of all the projects described in said section 354 shall be deposited to the credit of the General Fund.

Sec. 402. (*Effective July 1, 2018*) The bonds issued pursuant to sections 396 to 402, inclusive, of this act shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 403. (*Effective July 1, 2018*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 404 to 406, inclusive, of this act, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding $100,000,000.

Sec. 404. (*Effective July 1, 2018*) The proceeds of the sale of bonds described in sections 403 to 406, inclusive, of this act shall be used by the Department of Housing for the purposes hereinafter stated: Housing development and rehabilitation, including moderate cost housing, moderate rental, congregate and elderly housing, urban homesteading, community housing development corporations, housing purchase and rehabilitation, housing for the homeless,

housing for low-income persons, limited equity cooperatives and mutual housing projects, abatement of hazardous material including asbestos and lead-based paint in residential structures, emergency repair assistance for senior citizens, housing land bank and land trust, housing and community development, predevelopment grants and loans, reimbursement for state and federal surplus property, private rental investment mortgage and equity program, housing infrastructure, demolition, renovation or redevelopment of vacant buildings or related infrastructure, septic system repair loan program, acquisition and related rehabilitation including loan guarantees for private developers of rental housing for the elderly, projects under the program established in section 8-37pp of the general statutes, and participation in federal programs, including administrative expenses associated with those programs eligible under the general statutes, not exceeding $100,000,000, provided in using such proceeds, the department shall prioritize areas of the state with low rates of homeownership, and provided not more than $30,000,000 shall be used for revitalization of state moderate rental housing units on the Connecticut Housing Finance Authority's State Housing Portfolio.

Sec. 405. (*Effective July 1, 2018*) None of the bonds described in sections 403 to 406, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion may require.

Sec. 406. (*Effective July 1, 2018*) All provisions of section 3-20 of the general statutes, or the exercise of any right or power granted thereby which are not inconsistent with the provisions of this section and sections 403 to 405, inclusive, of this act, are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant

to this section and sections 403 to 405, inclusive, of this act, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. Such bonds issued pursuant to section 360 of this act shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on such bonds as the same become due, and accordingly and as part of the contract of the state with the holders of such bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 407. (*Effective July 1, 2018*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 408 to 414, inclusive, of this act, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding $213,500,000.

Sec. 408. (*Effective July 1, 2018*) The proceeds of the sale of the bonds described in sections 407 to 414, inclusive, of this act shall be used for the purpose of providing grants-in-aid and other financing for the projects, programs and purposes hereinafter stated:

(a) For the Office of Policy and Management:

(1) Grants-in-aid to private, nonprofit health and human service organizations that are exempt under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, and that receive funds from the state to provide direct health or human

services to state agency clients, for alterations, renovations, improvements, additions and new construction, including health, safety, compliance with the Americans with Disabilities Act and energy conservation improvements, information technology systems, technology for independence, purchase of vehicles and acquisition of property, not exceeding $25,000,000;

(2) For the Responsible Growth Incentive Fund, not exceeding $2,000,000.

(b) For the Department of Administrative Services: Grants-in-aid to alliance districts to assist in paying for general improvements to school buildings, not exceeding $30,000,000.

(c) For the Department of Economic and Community Development:

(1) Grants-in-aid to nonprofit organizations sponsoring cultural and historic sites, not exceeding $2,500,000;

(2) Connecticut Manufacturing Innovation Fund established by section 32-7o of the general statutes, not exceeding $6,500,000, provided $1,500,000 shall be used as a grant-in-aid to the Connecticut Center for Advanced Technology for research and development to assist the Connecticut manufacturing supply chain;

(3) For the Brownfield Remediation and Revitalization program, not exceeding $10,000,000.

(d) For Connecticut Innovations, Incorporated: For the purpose of recapitalizing the programs established in chapter 581 of the general statutes, not exceeding $20,000,000.

(e) For the Capital Region Development Authority:

(1) For the purposes of encouraging development, as provided in section 32-602 of the general statutes, not exceeding $40,000,000;

(2) Grant-in-aid to the municipality of East Hartford for the purposes of general economic development activities, including the development of the infrastructure and improvements to the riverfront; the creation of housing units through rehabilitation and new construction; the demolition or redevelopment of vacant buildings and redevelopment, not exceeding $10,000,000.

(f) For the Department of Education: Grants-in-aid to assist targeted local and regional school districts for alterations, repairs, improvements, technology and equipment in low-performing schools, not exceeding $5,000,000.

(g) For the State Library: Grants-in-aid to public libraries for construction, renovations, expansions, energy conservation and handicapped accessibility, not exceeding $2,500,000.

(h) For the Department of Transportation: Grants-in-aid to municipalities for use in the manner set forth in, and in accordance with the provisions of, sections 13a-175a to 13a-175k, inclusive, of the general statutes, not exceeding $30,000,000.

(i) For the Labor Department: For the Workforce Training Authority Fund, not exceeding $20,000,000.

(j) For the Department of Housing: Funding for the Department of Housing and Connecticut Children's Medical Center's Healthy Homes Program for the abatement of lead in homes in the state, not exceeding $10,000,000.

Sec. 409. (*Effective July 1, 2018*) All provisions of section 3-20 of the general statutes or the exercise of any right or power granted thereby which are not inconsistent with the provisions of sections 407 to 414, inclusive, of this act are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to sections 407 to 414, inclusive, of this act, and temporary notes issued in anticipation of

the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said sections 407 to 414, inclusive, and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds.

Sec. 410. (*Effective July 1, 2018*) None of the bonds described in sections 407 to 414, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require.

Sec. 411. (*Effective July 1, 2018*) For the purposes of sections 407 to 414, inclusive, of this act, "state moneys" means the proceeds of the sale of bonds authorized pursuant to said sections 407 to 414, inclusive, or of temporary notes issued in anticipation of the moneys to be derived from the sale of such bonds. Each request filed as provided in section 410 of this act for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 410, include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for costs in connection with any such project should be added to the state moneys available or becoming available under said sections 407 to 414, inclusive, for such project. If the request includes a recommendation that some amount of such federal, private or other moneys should be added to such state moneys, then, if and to the extent directed by the State Bond Commission at the time of authorization of such bonds, such amount of such federal, private or other moneys then available or

thereafter to be made available for costs in connection with such project may be added to any state moneys available or becoming available hereunder for such project and be used for such project. Any other federal, private or other moneys then available or thereafter to be made available for costs in connection with such project upon receipt shall, in conformity with applicable federal and state law, be used by the State Treasurer to meet the principal of outstanding bonds issued pursuant to said sections 407 to 414, inclusive, or to meet the principal of temporary notes issued in anticipation of the money to be derived from the sale of bonds theretofore authorized pursuant to said sections 407 to 414, inclusive, for the purpose of financing such costs, either by purchase or redemption and cancellation of such bonds or notes or by payment thereof at maturity. Whenever any of the federal, private or other moneys so received with respect to such project are used to meet the principal of such temporary notes or whenever the principal of any such temporary notes is retired by application of revenue receipts of the state, the amount of bonds theretofore authorized in anticipation of which such temporary notes were issued, and the aggregate amount of bonds which may be authorized pursuant to section 407 of this act shall each be reduced by the amount of the principal so met or retired. Pending use of the federal, private or other moneys so received to meet the principal as directed in this section, the amount thereof may be invested by the State Treasurer in bonds or obligations of, or guaranteed by, the state or the United States or agencies or instrumentalities of the United States, shall be deemed to be part of the debt retirement funds of the state, and net earnings on such investments shall be used in the same manner as the moneys so invested.

Sec. 412. (*Effective July 1, 2018*) The bonds issued pursuant to sections 407 to 414, inclusive, of this act shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds

as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 413. (*Effective July 1, 2018*) In accordance with section 408 of this act, the state, through the state agencies specified in said section 408, may provide grants-in-aid and other financings to or for the agencies for the purposes and projects as described in said section 408. All financing shall be made in accordance with the terms of a contract at such time or times as shall be determined within authorization of funds by the State Bond Commission.

Sec. 414. (*Effective July 1, 2018*) In the case of any grant-in-aid made pursuant to subsection (b), (c), (d), (e), (f), (g), (h), (i) or (j) of section 408 of this act that is made to any entity which is not a political subdivision of the state, the contract entered into pursuant to section 413 of this act shall provide that if the premises for which such grant-in-aid was made ceases, within ten years of the date of such grant, to be used as a facility for which such grant was made, an amount equal to the amount of such grant, minus ten per cent per year for each full year which has elapsed since the date of such grant, shall be repaid to the state and that a lien shall be placed on such land in favor of the state to ensure that such amount shall be repaid in the event of such change in use, provided if the premises for which such grant-in-aid was made are owned by the state, a municipality or a housing authority no lien need be placed.

Sec. 415. (*Effective from passage*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 416 to 420, inclusive, of this act, from time to time to authorize the issuance of special tax obligation bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding

$820,333,750.

Sec. 416. (*Effective from passage*) The proceeds of the sale of bonds described in sections 415 to 420, inclusive, of this act, to the extent hereinafter stated, shall be used for the purpose of payment of the transportation costs, as defined in subdivision (6) of section 13b-75 of the general statutes, with respect to the projects and uses hereinafter described, which projects and uses are hereby found and determined to be in furtherance of one or more of the authorized purposes for the issuance of special tax obligation bonds set forth in section 13b-74 of the general statutes. For the Department of Transportation:

(a) For the Bureau of Engineering and Highway Operations:

(1) Interstate Highway Program, not exceeding $13,000,000;

(2) Urban Systems Projects, not exceeding $14,776,250;

(3) Intrastate Highway Program, not exceeding $44,000,000;

(4) Environmental compliance, soil and groundwater remediation, hazardous materials abatement, demolition, salt shed construction and renovation, storage tank replacement, and environmental emergency response at or in the vicinity of state-owned properties or related to Department of Transportation operations, not exceeding $17,660,000;

(5) State bridge improvement, rehabilitation and replacement projects, not exceeding $33,000,000;

(6) Capital resurfacing and related reconstruction, not exceeding $75,000,000;

(7) Fix-it-First program to repair the state's bridges, not exceeding $111,115,000, provided not more than $10,900,000 shall be made available for the Stratford Bridge carrying US1 over the Metro North Rail Line;

(8) Fix-it-First program to repair the state's roads, not exceeding $55,000,000;

(9) Local Transportation Capital Program, not exceeding $62,000,000;

(10) Grants-in-aid to municipalities for use in the manner set forth in, and in accordance with the provisions of, sections 13b-74 to 13b-77, inclusive, of the general statutes, not exceeding $30,000,000;

(11) Highway and bridge renewal equipment, not exceeding $10,400,000.

(b) For the Bureau of Public Transportation: Bus and rail facilities and equipment, including rights-of-way, other property acquisition and related projects, not exceeding $236,250,000, provided not more than $10,000,000 shall be made available for service and equipment improvements to the Danbury Rail Line and not more than $250,000 shall be made available for a feasibility study to explore possibilities for a new passenger rail station at the Wall Street location on the Danbury Rail Line in Norwalk.

(c) For the Bureau of Administration:

(1) Department facilities, not exceeding $63,132,500;

(2) Cost of issuance of special tax obligation bonds and debt service reserve, not exceeding $55,000,000.

Sec. 417. (*Effective from passage*) None of the bonds described in sections 415 to 420, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it (1) a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and

conditions as said commission, in its discretion, may require, and (2) any capital development impact statement and any human services facility colocation statement required to be filed with the Secretary of the Office of Policy and Management pursuant to section 4b-31 of the general statutes, any advisory report regarding the state conservation and development policies plan required pursuant to section 16a-31 of the general statutes, and any statement regarding farmland required pursuant to subsection (g) of section 3-20 of the general statutes and section 22-6 of the general statutes, provided the State Bond Commission may authorize said bonds without a finding that the reports and statements required by subdivision (2) of this section have been filed with it if said commission authorizes the secretary of said commission to accept such reports and statements on its behalf. No funds derived from the sale of bonds authorized by said commission without a finding that the reports and statements required by subdivision (2) of this section have been filed with it shall be allotted by the Governor for any project until the reports and statements required by subdivision (2) of this section, with respect to such project, have been filed with the secretary of said commission.

Sec. 418. (*Effective from passage*) For the purposes of sections 415 to 420, inclusive, of this act, each request filed, as provided in section 417 of this act, for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 417, include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for costs in connection with any such project should be added to the state moneys available or becoming available from the proceeds of bonds and temporary notes issued in anticipation of the receipt of the proceeds of bonds. If the request includes a recommendation that some amount of such federal, private or other moneys should be added to

such state moneys, then, if and to the extent directed by the State Bond Commission at the time of authorization of such bonds, such amount of such federal, private or other moneys then available or thereafter to be made available for costs in connection with such project shall be added to such state moneys.

Sec. 419. (*Effective from passage*) Any balance of proceeds of the sale of bonds authorized for the projects or purposes of section 416 of this act, in excess of the aggregate costs of all the projects so authorized, shall be used in the manner set forth in sections 13b-74 to 13b-77, inclusive, of the general statutes, and in the proceedings of the State Bond Commission respecting the issuance and sale of said bonds.

Sec. 420. (*Effective from passage*) Bonds issued pursuant to sections 415 to 420, inclusive, of this act shall be special obligations of the state and shall not be payable from or charged upon any funds other than revenues of the state pledged therefor in subsection (b) of section 13b-61 of the general statutes and section 13b-61a of the general statutes, or such other receipts, funds or moneys as may be pledged therefor. Said bonds shall not be payable from or charged upon any funds other than such pledged revenues or such other receipts, funds or moneys as may be pledged therefor, nor shall the state or any political subdivision thereof be subject to any liability thereon, except to the extent of such pledged revenues or such other receipts, funds or moneys as may be pledged therefor. Said bonds shall be issued under and in accordance with the provisions of sections 13b-74 to 13b-77, inclusive, of the general statutes.

Sec. 421. (*Effective July 1, 2018*) The State Bond Commission shall have power, in accordance with the provisions of this section and sections 422 to 426, inclusive, of this act, from time to time to authorize the issuance of special tax obligation bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding $824,624,392.

Sec. 422. (*Effective July 1, 2018*) The proceeds of the sale of bonds described in sections 421 to 426, inclusive, of this act, to the extent hereinafter stated, shall be used for the purpose of payment of the transportation costs, as defined in subdivision (6) of section 13b-75 of the general statutes, with respect to the projects and uses hereinafter described, which projects and uses are hereby found and determined to be in furtherance of one or more of the authorized purposes for the issuance of special tax obligation bonds set forth in section 13b-74 of the general statutes. For the Department of Transportation:

(a) For the Bureau of Engineering and Highway Operations:

(1) Interstate Highway Program, not exceeding $13,000,000;

(2) Urban Systems Projects, not exceeding $16,217,392;

(3) Intrastate Highway Program, not exceeding $44,000,000;

(4) Environmental compliance, soil and groundwater remediation, hazardous materials abatement, demolition, salt shed construction and renovation, storage tank replacement, and environmental emergency response at or in the vicinity of state-owned properties or related to Department of Transportation operations, not exceeding $15,000,000;

(5) State bridge improvement, rehabilitation and replacement projects, not exceeding $33,000,000;

(6) Capital resurfacing and related reconstruction, not exceeding $75,000,000;

(7) Fix-it-First program to repair the state's bridges, not exceeding $99,760,000;

(8) Fix-it-First program to repair the state's roads, not exceeding $55,000,000;

(9) Local Transportation Capital Program, not exceeding $64,000,000;

(10) Grants-in-aid to municipalities for use in the manner set forth in, and in accordance with the provisions of, sections 13b-74 to 13b-77, inclusive, of the general statutes, not exceeding $30,000,000;

(11) Local Bridge Program, not exceeding $24,000,000;

(12) Highway and bridge renewal equipment, not exceeding $10,400,000.

(b) For the Bureau of Public Transportation: Bus and rail facilities and equipment, including rights-of-way, other property acquisition and related projects, not exceeding $246,000,000, provided not more than $10,000,000 shall be made available for service and equipment improvements to the Danbury Rail Line.

(c) For the Bureau of Administration:

(1) Department facilities, not exceeding $44,247,000;

(2) Cost of issuance of special tax obligation bonds and debt service reserve, not exceeding $55,000,000.

Sec. 423. (*Effective July 1, 2018*) None of the bonds described in sections 421 to 426, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it (1) a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require, and (2) any capital development impact statement and any human services facility colocation statement required to be filed with the Secretary of the Office of Policy and Management pursuant to section 4b-31 of the

general statutes, any advisory report regarding the state conservation and development policies plan required pursuant to section 16a-31 of the general statutes, and any statement regarding farmland required pursuant to subsection (g) of section 3-20 of the general statutes, and section 22-6 of the general statutes, provided the State Bond Commission may authorize said bonds without a finding that the reports and statements required by subdivision (2) of this section have been filed with it if said commission authorizes the secretary of said commission to accept such reports and statements on its behalf. No funds derived from the sale of bonds authorized by said commission without a finding that the reports and statements required by subdivision (2) of this section have been filed with it shall be allotted by the Governor for any project until the reports and statements required by subdivision (2) of this section, with respect to such project, have been filed with the secretary of said commission.

Sec. 424. (*Effective July 1, 2018*) For the purposes of sections 421 to 426, inclusive, of this act, each request filed, as provided in section 423 of this act, for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 380, include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for costs in connection with any such project should be added to the state moneys available or becoming available from the proceeds of bonds and temporary notes issued in anticipation of the receipt of the proceeds of bonds. If the request includes a recommendation that some amount of such federal, private or other moneys should be added to such state moneys, then, if and to the extent directed by the State Bond Commission at the time of authorization of such bonds, such amount of such federal, private or other moneys then available or thereafter to be made available for costs in connection with such project shall be

added to such state moneys.

Sec. 425. (*Effective July 1, 2018*) Any balance of proceeds of the sale of the bonds authorized for the projects or purposes of section 422 of this act, in excess of the aggregate costs of all the projects so authorized, shall be used in the manner set forth in sections 13b-74 to 13b-77, inclusive, of the general statutes, and in the proceedings of the State Bond Commission respecting the issuance and sale of said bonds.

Sec. 426. (*Effective July 1, 2018*) Bonds issued pursuant to sections 421 to 426, inclusive, of this act, shall be special obligations of the state and shall not be payable from or charged upon any funds other than revenues of the state pledged therefor in subsection (b) of section 13b-61 of the general statutes and section 13b-61a of the general statutes, or such other receipts, funds or moneys as may be pledged therefor. Said bonds shall not be payable from or charged upon any funds other than such pledged revenues or such other receipts, funds or moneys as may be pledged therefor, nor shall the state or any political subdivision thereof be subject to any liability thereon, except to the extent of such pledged revenues or such other receipts, funds or moneys as may be pledged therefor. Said bonds shall be issued under and in accordance with the provisions of sections 13b-74 to 13b-77, inclusive, of the general statutes.

Sec. 427. Subsections (a) and (b) of section 4-66c of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes of subsection (b) of this section, the State Bond Commission shall have power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**one billion five hundred eighty-four million four hundred eighty-seven thousand five hundred forty-four**]** <u>one billion six hundred eighty-four million four hundred</u>

eighty-seven thousand five hundred forty-four dollars, provided [seventy-five] fifty million dollars of said authorization shall be effective July 1, [2016] 2018. All provisions of section 3-20, or the exercise of any right or power granted thereby, which are not inconsistent with the provisions of this section, are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to this section, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. None of said bonds shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization, which is signed by or on behalf of the Secretary of the Office of Policy and Management and states such terms and conditions as said commission in its discretion may require. Said bonds issued pursuant to this section shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the Treasurer shall pay such principal and interest as the same become due.

(b) (1) The proceeds of the sale of said bonds, to the extent hereinafter stated, shall be used, subject to the provisions of subsections (c) and (d) of this section, for the purpose of redirecting, improving and expanding state activities which promote community conservation and development and improve the quality of life for urban residents of the state as hereinafter stated: (A) For the Department of Economic and Community Development: Economic

and community development projects, including administrative costs incurred by the Department of Economic and Community Development, not exceeding sixty-seven million five hundred ninety-one thousand six hundred forty-two dollars, one million dollars of which shall be used for a grant to the development center program and the nonprofit business consortium deployment center approved pursuant to section 32-411; (B) for the Department of Transportation: Urban mass transit, not exceeding two million dollars; (C) for the Department of Energy and Environmental Protection: Recreation development and solid waste disposal projects, not exceeding one million nine hundred ninety-five thousand nine hundred two dollars; (D) for the Department of Social Services: Child day care projects, elderly centers, shelter facilities for victims of domestic violence, emergency shelters and related facilities for the homeless, multipurpose human resource centers and food distribution facilities, not exceeding thirty-nine million one hundred thousand dollars, provided four million dollars of said authorization shall be effective July 1, 1994; (E) for the Department of Economic and Community Development: Housing projects, not exceeding three million dollars; (F) for the Office of Policy and Management: (i) Grants-in-aid to municipalities for a pilot demonstration program to leverage private contributions for redevelopment of designated historic preservation areas, not exceeding one million dollars; (ii) grants-in-aid for urban development projects including economic and community development, transportation, environmental protection, public safety, children and families and social services projects and programs, including, in the case of economic and community development projects administered on behalf of the Office of Policy and Management by the Department of Economic and Community Development, administrative costs incurred by the Department of Economic and Community Development, not exceeding **[**one billion four hundred sixty-nine million eight hundred thousand**]** <u>one billion five hundred sixty-nine million eight hundred thousand</u> dollars,

provided **[**seventy-five**]** fifty million dollars of said authorization shall be effective July 1, **[**2016**]** 2018.

(2) (A) Five million dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection may be made available to private nonprofit organizations for the purposes described in said subparagraph (F)(ii). (B) Twelve million dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection may be made available for necessary renovations and improvements of libraries. (C) Five million dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection shall be made available for small business gap financing. (D) Ten million dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection may be made available for regional economic development revolving loan funds. (E) One million four hundred thousand dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection shall be made available for rehabilitation and renovation of the Black Rock Library in Bridgeport. (F) Two million five hundred thousand dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection shall be made available for site acquisition, renovation and rehabilitation for the Institute for the Hispanic Family in Hartford. (G) Three million dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection shall be made available for the acquisition of land and the development of commercial or retail property in New Haven. (H) Seven hundred fifty thousand dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection shall be made available for repairs and replacement of the fishing pier at Cummings Park in Stamford. (I) Ten million dollars of the grants-in-aid authorized in subparagraph (F)(ii) of subdivision (1) of this subsection shall be made available for development of an intermodal transportation facility in northeastern Connecticut.

Sec. 428. Subsection (a) of section 4-66g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate two hundred **[**eighty**]** seventy-one million dollars.

Sec. 429. Subsection (a) of section 4-66m of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**five million**]** four million nine hundred thirty-seven thousand one hundred forty-nine dollars.

Sec. 430. Subsection (a) of section 4a-10 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate four hundred **[**eighty-four**]** ninety-nine million one hundred thousand dollars.

Sec. 431. Subsection (a) of section 7-538 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time, to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**eight hundred twenty-five million**]** nine hundred fifty million dollars, provided **[**thirty million**]** thirty-five million dollars of said authorization shall be effective July 1, **[**2016**]** 2018.

Sec. 432. (*Effective from passage*) (a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate one hundred twenty million dollars, provided sixty million dollars of said authorization shall be effective July 1, 2018.

(b) The proceeds of the sale of said bonds, to the extent of the amount stated in subsection (a) of this section, shall be used by the Office of Policy and Management for grants-in-aid to municipalities for the purposes set forth in subsection (a) of section 13a-175a of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2018. Such grant payments shall be made annually as follows:

Municipalities	FY 18	FY 19
Andover	$2,620	$2,620
Ansonia	85,419	85,419
Ashford	3,582	3,582
Avon	261,442	261,442
Barkhamsted	41,462	41,462
Beacon Falls	43,809	43,809
Berlin	786,396	786,396
Bethany	67,229	67,229
Bethel	282,660	282,660

Bethlehem	7,945	7,945
Bloomfield	1,701,347	1,701,347
Bolton	24,859	24,859
Bozrah	138,521	138,521
Branford	374,850	374,850
Bridgeport	1,031,564	1,031,564
Bridgewater	587	587
Bristol	2,486,925	2,486,925
Brookfield	118,281	118,281
Brooklyn	10,379	10,379
Burlington	15,300	15,300
Canaan	20,712	20,712
Canterbury	2,022	2,022
Canton	7,994	7,994
Chaplin	601	601
Cheshire	736,700	736,700
Chester	89,264	89,264
Clinton	191,674	191,674
Colchester	39,009	39,009
Colebrook	550	550
Columbia	26,763	26,763
Cornwall		
Coventry	10,533	10,533
Cromwell	31,099	31,099
Danbury	1,726,901	1,726,901
Darien		
Deep River	104,136	104,136
Derby	14,728	14,728
Durham	153,897	153,897
Eastford	54,564	54,564
East Granby	537,454	537,454
East Haddam	1,696	1,696

East Hampton	18,943	18,943
East Hartford	4,447,536	4,447,536
East Haven	43,500	43,500
East Lyme	22,442	22,442
Easton	2,660	2,660
East Windsor	295,024	295,024
Ellington	223,527	223,527
Enfield	256,875	256,875
Essex	74,547	74,547
Fairfield	96,747	96,747
Farmington	545,804	545,804
Franklin	23,080	23,080
Glastonbury	240,799	240,799
Goshen	2,648	2,648
Granby	35,332	35,332
Greenwich	89,022	89,022
Griswold	31,895	31,895
Groton (Town of)	1,240,819	1,240,819
Guilford	64,848	64,848
Haddam	3,554	3,554
Hamden	286,689	286,689
Hampton		
Hartford	1,419,161	1,419,161
Hartland	955	955
Harwinton	21,506	21,506
Hebron	2,216	2,216
Kent		
Killingly	706,717	706,717
Killingworth	5,148	5,148
Lebanon	30,427	30,427
Ledyard	421,085	421,085
Lisbon	3,683	3,683

Litchfield	3,432	3,432
Lyme		
Madison	6,795	6,795
Manchester	1,072,449	1,072,449
Mansfield	6,841	6,841
Marlborough	7,313	7,313
Meriden	893,641	893,641
Middlebury	84,264	84,264
Middlefield	248,652	248,652
Middletown	1,987,145	1,987,145
Milford	1,344,868	1,344,868
Monroe	179,106	179,106
Montville	528,644	528,644
Morris	3,528	3,528
Naugatuck	341,656	341,656
New Britain	1,383,881	1,383,881
New Canaan	200	200
New Fairfield	1,149	1,149
New Hartford	139,174	139,174
New Haven	1,369,123	1,369,123
Newington	917,869	917,869
New London	33,169	33,169
New Milford	674,203	674,203
Newtown	235,371	235,371
Norfolk	7,207	7,207
North Branford	301,074	301,074
North Canaan	359,719	359,719
North Haven	1,445,730	1,445,730
North Stonington		
Norwalk	402,915	402,915
Norwich	187,132	187,132
Old Lyme	1,888	1,888

Old Saybrook	46,717	46,717
Orange	104,962	104,962
Oxford	84,313	84,313
Plainfield	144,803	144,803
Plainville	541,936	541,936
Plymouth	152,434	152,434
Pomfret	27,820	27,820
Portland	90,840	90,840
Preston		
Prospect	70,942	70,942
Putnam	171,800	171,800
Redding	1,329	1,329
Ridgefield	561,986	561,986
Rocky Hill	221,199	221,199
Roxbury	602	602
Salem	4,699	4,699
Salisbury	83	83
Scotland	7,681	7,681
Seymour	281,186	281,186
Sharon		
Shelton	584,121	584,121
Sherman		
Simsbury	77,648	77,648
Somers	82,324	82,324
Southbury	20,981	20,981
Southington	820,795	820,795
South Windsor	1,338,190	1,338,190
Sprague	386,528	386,528
Stafford	437,917	437,917
Stamford	416,142	416,142
Sterling	24,398	24,398
Stonington	100,332	100,332

Stratford	3,507,689	3,507,689
Suffield	180,663	180,663
Thomaston	395,346	395,346
Thompson	76,733	76,733
Tolland	85,064	85,064
Torrington	605,345	605,345
Trumbull	189,309	189,309
Union		
Vernon	151,598	151,598
Voluntown	2,002	2,002
Wallingford	1,948,455	1,948,455
Warren	288	288
Washington	158	158
Waterbury	2,516,158	2,516,158
Waterford	34,255	34,255
Watertown	642,281	642,281
Westbrook	267,405	267,405
West Hartford	805,784	805,784
West Haven	147,516	147,516
Weston	453	453
Westport		
Wethersfield	21,785	21,785
Willington	20,018	20,018
Wilton	307,058	307,058
Winchester	306,204	306,204
Windham	454,575	454,575
Windsor	1,321,000	1,321,000
Windsor Locks	1,907,971	1,907,971
Wolcott	234,916	234,916
Woodbridge	29,920	29,920
Woodbury	56,908	56,908
Woodstock	68,767	68,767

Jewett City (Bor.)	4,195	4,195
Barkhamsted F. D.	2,500	2,500
Berlin - Kensington F. D.	11,389	11,389
Berlin - Worthington F. D.	941	941
Bloomfield: Center F. D.	4,173	4,173
Bloomfield Blue Hills F. D.	103,086	103,086
Cromwell F. D.	1,832	1,832
Enfield F. D. 1	14,636	14,636
Enfield: Thompsonville F. D. 2	3,160	3,160
Enfield: Hazardville Fire #3	1,374	1,374
Enfield: N Thompsonville F. D. 4	69	69
Enfield: Shaker Pines F. D. 5	6,403	6,403
Groton City	164,635	164,635
Groton Sewer	1,688	1,688
Groton Old Mystic F. D. 5	1,695	1,695
Groton: Poq. Bridge F. D.	22,300	22,300
Killingly Attawaugan F. D.	1,836	1,836
Killingly Dayville F. D.	42,086	42,086
Killingly Dyer Manor	1,428	1,428
E. Killingly F. D.	95	95
So. Killingly F. D.	189	189
Killingly Williamsville F. D.	6,710	6,710
Manchester Eighth Util.	68,425	68,425
Middletown: South F. D.	207,081	207,081
Middletown Westfield F. D.	10,801	10,801
Middletown City Fire	33,837	33,837
New Htfd. Village F. D. #1	7,128	7,128
New Htfd. Pine Meadow #3	131	131
New Htfd. South End F. D.	10	10
Plainfield Central Village F. D.	1,466	1,466

Plainfield - Moosup F. D.	2,174	2,174
Plainfield: Plainfield F. D.	1,959	1,959
Plainfield Wauregan F. D.	5,136	5,136
Pomfret F. D.	1,031	1,031
Putnam: E. Putnam F. D.	10,110	10,110
Simsbury F. D.	2,638	2,638
Stafford Springs Service Dist.	15,246	15,246
Sterling F. D.	1,293	1,293
Stonington Mystic F. D.	601	601
Stonington Old Mystic F. D.	2,519	2,519
Stonington Pawcatuck F. D.	5,500	5,500
Stonington Quiambaug F. D.	72	72
Stonington Wequetequock F. D.	73	73
Trumbull Center	555	555
Trumbull Long Hill F. D.	1,105	1,105
Trumbull Nichols F. D.	3,435	3,435
W. Haven: West Shore F. D.	34,708	34,708
W. Haven: Allingtown F. D.	21,514	21,514
West Haven First Ctr. F. D. 1	4,736	4,736
Windsor Wilson F. D.	214	214
Windsor F. D.	14	14
Windham First	8,929	8,929
Grand Totals	$60,000,000	$60,000,000

(c) All provisions of section 3-20 of the general statutes, or the exercise of any right or power granted thereby, which are not inconsistent with the provisions of this section are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to this section, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not

exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. None of said bonds shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization which is signed by or on behalf of the Secretary of the Office of Policy and Management and states such terms and conditions as said commission, in its discretion, may require. Said bonds issued pursuant to this section shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 433. Subsection (a) of section 8-336n of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purpose of capitalizing the Housing Trust Fund created by section 8-336o, the State Bond Commission shall have power, in accordance with the provisions of this section, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**two hundred eighty-five**]** <u>three hundred fifteen</u> million dollars, provided (1) twenty million dollars shall be effective July 1, 2005, (2) twenty million dollars shall be effective July 1, 2006, (3) twenty million dollars shall be effective July 1, 2007, (4) thirty million dollars shall be effective July 1, 2008, (5) twenty million dollars shall be effective July 1, 2009, (6) twenty-five million dollars shall be effective July 1, 2011, (7) twenty-five million dollars shall be effective July 1, 2012, (8) thirty million

dollars shall be effective July 1, 2013, (9) thirty million dollars shall be effective July 1, 2014, (10) forty million dollars shall be effective July 1, 2015, **[**and**]** (11) twenty-five million dollars shall be effective July 1, 2016, and (12) thirty million dollars shall be effective July 1, 2018. The proceeds of the sale of bonds pursuant to this section shall be deposited in the Housing Trust Fund.

Sec. 434. Subsection (a) of section 10-66jj of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time, to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**thirty-five**]** forty-five million dollars, provided five million dollars of said authorization shall be effective July 1, **[**2016**]** 2018.

Sec. 435. Section 10-287d of the general statutes, as amended by section 85 of public act 17-237, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the purposes of funding (1) grants to projects that have received approval of the Department of Administrative Services pursuant to sections 10-287 and 10-287a, subsection (a) of section 10-65 and section 10-76e, (2) grants to assist school building projects to remedy safety and health violations and damage from fire and catastrophe, and (3) technical high education and career school projects pursuant to section 10-283b, as amended by **[**this act**]** public act 17-237, the State Treasurer is authorized and directed, subject to and in accordance with the provisions of section 3-20, to issue bonds of the state from time to time in one or more series in an aggregate amount not exceeding **[**eleven billion two**]** twelve billion one hundred sixteen million one hundred sixty thousand dollars, provided **[**five hundred sixty**]** four hundred

fifty million dollars of said authorization shall be effective July 1, **[**2016**]** 2018. Bonds of each series shall bear such date or dates and mature at such time or times not exceeding thirty years from their respective dates and be subject to such redemption privileges, with or without premium, as may be fixed by the State Bond Commission. They shall be sold at not less than par and accrued interest and the full faith and credit of the state is pledged for the payment of the interest thereon and the principal thereof as the same shall become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due. The State Treasurer is authorized to invest temporarily in direct obligations of the United States, United States agency obligations, certificates of deposit, commercial paper or bank acceptances such portion of the proceeds of such bonds or of any notes issued in anticipation thereof as may be deemed available for such purpose.

Sec. 436. Section 10-292k of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For purposes of funding interest subsidy grants, except for interest subsidy grants made pursuant to subsection (b) of section 10-292m, the State Treasurer is authorized and directed, subject to and in accordance with the provisions of section 3-20, to issue bonds of the state from time to time in one or more series in an aggregate amount not exceeding **[**three hundred sixty-six million eight hundred thousand**]** three hundred seventy-one million nine hundred thousand dollars, provided two million one hundred thousand dollars of said authorization shall be effective July 1, **[**2016**]** 2018. Bonds of each series shall bear such date or dates and mature at such time or times not exceeding thirty years from their respective dates and be subject to such redemption privileges, with or without premium, as may be fixed

by the State Bond Commission. They shall be sold at not less than par and accrued interest and the full faith and credit of the state is pledged for the payment of the interest thereon and the principal thereof as the same shall become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due. The State Treasurer is authorized to invest temporarily in direct obligations of the United States, United States agency obligations, certificates of deposit, commercial paper or bank acceptances, such portion of the proceeds of such bonds or of any notes issued in anticipation thereof as may be deemed available for such purpose.

Sec. 437. Subsection (a) of section 10-508 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**one hundred million**]** <u>sixty-three million five hundred nineteen thousand one hundred forty-nine</u> dollars, provided **[**ten million**]** <u>three million five hundred nineteen thousand one hundred forty-nine</u> dollars of said authorization shall be effective July 1, 2015, **[**ten million dollars of said authorization shall be effective July 1, 2016, ten million dollars of said authorization shall be effective July 1, 2017, ten million dollars of said authorization shall be effective July 1, 2018,**]** ten million dollars of said authorization shall be effective July 1, 2019, ten million dollars of said authorization shall be effective July 1, 2020, ten million dollars of said authorization shall be effective July 1, 2021, ten million dollars of said authorization shall be effective July 1, 2022, and ten million dollars of

said authorization shall be effective July 1, 2023.

Sec. 438. Subsection (a) of section 10a-91d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) It is hereby determined and found to be in the best interest of this state and the system to establish CSCU 2020 as the efficient and cost-effective course to achieve the objective of renewing, modernizing, enhancing, expanding, acquiring and maintaining the infrastructure of the system, the particular project or projects, each being hereby approved as a project of CSCU 2020, and the presently estimated cost thereof being as follows:

	Phase I Fiscal Years Ending June 30, 2009-2011	Phase II Fiscal Years Ending June 30, 2012-2014	Phase III Fiscal Years Ending June 30, 2015-**[**2019**]** 2020
Central Connecticut State University			
Code Compliance/ Infrastructure Improvements	16,418,636	6,894,000	
Renovate/Expand Willard and DiLoreto Halls (design/construction)		57,737,000	
Renovate/Expand Willard and DiLoreto Halls (equipment)			3,348,000
New Classroom Office Building	29,478,000		

Renovate Barnard Hall	3,680,000		18,320,000
New Engineering Building (design/construction and equipment)	9,900,000		52,800,000
Burritt Library Renovation, (design, addition and equipment)			16,500,000
New Maintenance/Salt Shed Facility	2,503,000		
Renovate Kaiser Hall and Annex	6,491,809	210,000	18,684,000
Eastern Connecticut State University			
Code Compliance/ Infrastructure Improvements	8,938,849	5,825,000	
Fine Arts Instructional Center (design)	12,000,000		
Fine Arts Instructional Center (construction)		71,556,000	
Fine Arts Instructional Center (equipment)			4,115,000
Goddard Hall/ Communications Building Renovation (design/construction)		19,239,000	11,048,000
Goddard Hall Renovation (equipment)			1,095,000
Sports Center Addition and Renovation (design)			0
Outdoor Track-Phase II	1,506,396		
Athletic Support Building	1,921,000		

New Warehouse	1,894,868		
Southern Connecticut State University			
Code Compliance/ Infrastructure Improvements	16,955,915	8,637,000	2,356,723
New Academic Laboratory Building/Parking Garage (construct garage, design academic laboratory building, demolish Seabury Hall)	8,944,000		
New Academic Laboratory Building/Parking Garage (construct academic laboratory building)		63,171,000	
New School of Business Building (design/construction)			52,476,933
Health and Human Services Building			76,507,344
Additions and Renovations to Buley Library	16,386,585		
Fine Arts Instructional Center			0
Western Connecticut State University			
Code Compliance/ Infrastructure Improvements	7,658,330	4,323,000	5,054,000
Fine Arts Instructional Center (construction)	80,605,000		
Fine Arts Instructional Center			

(equipment)		4,666,000	
Higgins Hall Renovations (design)		2,982,000	
Higgins Hall Renovations (construction/equipment)			31,594,000
Berkshire Hall Renovations (design)			0
University Police Department Building (design)	500,000		
University Police Department Building (construction)		4,245,000	1,700,000
Midtown Campus Mini-Chiller Plant			0
Board of Regents for Higher Education			
New and Replacement Equipment, Smart Classroom Technology and Technology Upgrades	26,895,000	14,500,000	61,844,000
Alterations/Improvements: Auxiliary Service Facilities	18,672,422	15,000,000	20,000,000
Telecommunications Infrastructure Upgrade	10,000,000	3,415,000	5,000,000
Land and Property Acquisition	3,650,190	2,600,000	4,000,000
Deferred Maintenance/Code Compliance Infrastructure Improvements			48,557,000
Strategic Master Plan of Academic Programs			3,000,000
Consolidation and Upgrade of System Student and Financial			

Information Technology Systems			20,000,000
Advanced Manufacturing Center at Asnuntuck Community College			25,500,000
Supplemental Project Funding			16,000,000
Totals	285,000,000	285,000,000	[483,500,000] 499,500,000

Sec. 439. Subsection (a) of section 10a-91e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The State Bond Commission shall approve the CSCU 2020 program and authorize the issuance of bonds of the state in principal amounts not exceeding in the aggregate one billion [fifty-three] sixty-nine million five hundred thousand dollars. The amount provided for the issuance and sale of bonds in accordance with this section shall be capped in each fiscal year in the following amounts, provided, to the extent the board of regents does not provide for the issuance of all or a portion of such amount in a fiscal year, or the Governor disapproves the request for issuance of all or a portion of the amount of the bonds as provided in subsection (d) of this section, any amount not provided for or disapproved, as the case may be, shall be carried forward and added to the capped amount for a subsequent fiscal year, but not later than the fiscal year ending June 30, [2019] 2020, and provided further, the costs of issuance and capitalized interest, if any, may be added to the capped amount in each fiscal year, and each of the authorized amounts shall be effective on July first of the fiscal year indicated as follows:

Fiscal Year Ending June 30	Amount
2009	95,000,000
2010	0
2011	95,000,000
2012	95,000,000
2013	95,000,000
2014	95,000,000
2015	175,000,000
2016	118,500,000
2017	40,000,000
2018	**[**150,000,000**]** 40,000,000
2019	95,000,000
2020	126,000,000
Total	**[**$1,053,500,000**]**
	$1,069,500,000

Sec. 440. Section 10a-109c of the general statutes is amended by adding subdivision (34) as follows (*Effective from passage*):

(NEW) (34) "Utility, infrastructure, administrative and support facilities" includes any project as defined in subdivision (16) of this section for such facilities at Storrs or the regional campuses or at the health center including any building or structure essential, necessary or useful for such facilities and includes, without limitation, new construction, expansion, extension, addition, renovation, restoration, replacement, repair and deferred maintenance of such facilities, and all appurtenances and facilities either on, above or under the ground that are used or usable in connection with any of such facilities and all other aspects of a project related to or in support of such facilities.

Sec. 441. Subdivision (10) of subsection (a) of section 10a-109d of the

general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(10) To borrow money and issue securities to finance the acquisition, construction, reconstruction, improvement or equipping of any one project, or more than one, or any combination of projects, or to refund securities issued after June 7, 1995, or to refund any such refunding securities or for any one, or more than one, or all of those purposes, or any combination of those purposes, and to provide for the security and payment of those securities and for the rights of the holders of them, except that the amount of any such borrowing, the special debt service requirements for which are secured by the state debt service commitment, exclusive of the amount of borrowing to refund securities, or to fund issuance costs or necessary reserves, may not exceed the aggregate principal amount of (A) for the fiscal years ending June 30, 1996, to June 30, 2005, inclusive, one billion thirty million dollars, (B) for the fiscal years ending June 30, 2006, to June 30, **[**2024**]** 2027, inclusive, three billion two hundred seventy million nine hundred thousand dollars, and (C) such additional amount or amounts: (i) Required from time to time to fund any special capital reserve fund or other debt service reserve fund in accordance with the financing transaction proceedings, and (ii) to pay or provide for the costs of issuance and capitalized interest, if any; the aggregate amounts of subparagraphs (A), (B) and (C) of this subdivision are established as the authorized funding amount, and no borrowing within the authorized funding amount for a project or projects may be effected unless the project or projects are included in accordance with subsection (a) of section 10a-109e;

Sec. 442. Subsection (a) of section 10a-109e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The university may administer, manage, schedule, finance,

further design and construct UConn 2000, to operate and maintain the components thereof in a prudent and economical manner and to reserve for and make renewals and replacements thereof when appropriate, it being hereby determined and found to be in the best interest of the state and the university to provide this independent authority to the university along with providing assured revenues therefor as the efficient and cost effective course to achieve the objective of avoiding further decline in the physical infrastructure of the university and to renew, modernize, enhance and maintain such infrastructure, the particular project or projects, each being hereby approved as a project of UConn 2000, and the presently estimated cost thereof being as follows:

UConn 2000 Project	Phase I Fiscal Years 1996-1999	Phase II Fiscal Years 2000-2005	Phase III Fiscal Years 2005-**[**2024**]** 2027
Academic and Research Facilities			450,000,000
Agricultural Biotechnology Facility	9,400,000		
Agricultural Biotechnology Facility Completion		10,000,000	
Alumni Quadrant Renovations		14,338,000	
Arjona and Monteith (new classroom buildings)			66,100,000

Avery Point Campus Undergraduate and Library Building			35,000,000
Avery Point Marine Science Research Center – Phase I	34,000,000		
Avery Point Marine Science Research Center – Phase II		16,682,000	
Avery Point Renovation		5,600,000	15,000,000
Babbidge Library	0		
Balancing Contingency		5,506,834	
Beach Hall Renovations			10,000,000
Benton State Art Museum Addition		1,400,000	3,000,000
Biobehavioral Complex Replacement			4,000,000
Bishop Renovation			8,000,000
Budds Building Renovation		2,805,000	
Business School			

Renovation		4,803,000	
Chemistry Building	53,700,000		
Commissary Warehouse			1,000,000
Deferred Maintenance/ Code Compliance/ ADA Compliance/ Infrastructure Improvements & Renovation Lump Sum and Utility, Administrative and Support Facilities	39,332,000		805,000,000
Deferred Maintenance & Renovation Lump Sum Balance		104,668,000	
East Campus North Renovations		11,820,000	
Engineering Building (with Environmental Research Institute)			36,700,000
Equine Center		1,000,000	
Equipment, Library Collections & Telecommunications	60,500,000		470,000,000
Equipment, Library			

Collections & Telecommunications Completion		182,118,146	
Family Studies (DRM) Renovation			6,500,000
Farm Buildings Repairs/ Replacement			6,000,000
Fine Arts Phase II			20,000,000
Floriculture Greenhouse			3,000,000
Gant Building Renovations			34,000,000
Gant Plaza Deck		0	
Gentry Completion			10,000,000
Gentry Renovation		9,299,000	
Grad Dorm Renovations		7,548,000	
Gulley Hall Renovation		1,416,000	
Hartford Relocation Acquisition/Renovation		56,762,020	70,000,000
Hartford Relocation Design	1,500,000		
Hartford Relocation			

Feasibility Study	500,000		
Heating Plant Upgrade	10,000,000		
Hilltop Dormitory New		30,000,000	
Hilltop Dormitory Renovations		3,141,000	
Ice Rink Enclosure	2,616,000		
Incubator Facilities			10,000,000
International House Conversion		800,000	
Intramural, Recreational and Intercollegiate Facilities			31,000,000
Jorgensen Renovation			7,200,000
Koons Hall Renovation/ Addition			7,000,000
Lakeside Renovation			3,800,000
Law School Renovations/ Improvements			15,000,000
Library Storage Facility			5,000,000

Litchfield Agricultural Center – Phase I	1,000,000		
Litchfield Agricultural Center – Phase II		700,000	
Manchester Hall Renovation			6,000,000
Mansfield Apartments Renovation	2,612,000		
Mansfield Training School Improvements		27,614,000	29,000,000
Natural History Museum Completion			4,900,000
North Campus Renovation	2,654,000		
North Campus Renovation Completion		21,049,000	
North Hillside Road Completion			11,500,000
North Superblock Site and Utilities	8,000,000		
Northwest Quadrant Renovation	2,001,000		

Northwest Quadrant Renovation		15,874,000	
Observatory			1,000,000
Old Central Warehouse			18,000,000
Parking Garage #3			78,000,000
Parking Garage – North	10,000,000		
Parking Garage – South		15,000,000	
Pedestrian Spinepath		2,556,000	
Pedestrian Walkways		3,233,000	
Psychology Building Renovation/Addition			20,000,000
Residential Life Facilities			162,000,000
Roadways		10,000,000	
School of Business	20,000,000		
School of Pharmacy/ Biology	3,856,000		
School of Pharmacy/ Biology Completion		61,058,000	

Shippee/Buckley Renovations		6,156,000	
Social Science K Building		20,964,000	
South Campus Complex	13,127,000		
Stamford Campus Improvements/Housing			13,000,000
Stamford Downtown Relocation – Phase I	45,659,000		
Stamford Downtown Relocation – Phase II		17,392,000	
Storrs Hall Addition			4,300,000
Student Health Services			12,000,000
Student Union Addition		23,000,000	
Support Facility (Architectural and Engineering Services)			2,000,000
Technology Quadrant – Phase IA	38,000,000		
Technology Quadrant – Phase IB		16,611,000	

Technology Quadrant – Phase II		72,000,000	
Technology Quadrant – Phase III		15,000,000	
Torrey Life Science Renovation		17,000,000	
Torrey Renovation Completion and Biology Expansion			42,000,000
Torrington Campus Improvements			1,000,000
Towers Renovation		17,794,000	
UConn Products Store			1,000,000
Undergraduate Education Center	650,000		
Undergraduate Education Center		7,450,000	
Underground Steam & Water Upgrade	3,500,000		
Underground Steam & Water Upgrade Completion		9,000,000	

University Programs Building – Phase I	8,750,000		
University Programs Building – Phase II Visitors Center		300,000	
Waring Building Conversion	7,888,000		
Waterbury Downtown Campus			3,000,000
Waterbury Property Purchase	325,000		
West Campus Renovations		14,897,000	
West Hartford Campus Renovations/ Improvements			25,000,000
White Building Renovation	2,430,000		
Wilbur Cross Building Renovation		3,645,000	
Young Building Renovation/Addition			17,000,000

HEALTH CENTER

CLAC Renovation Biosafety Level 3 Lab	14,000,000
Deferred Maintenance/ Code Compliance/ADA Compliance/Infrastructure & Improvements Renovation Lump Sum and Utility, Administrative and Support Facilities – Health Center	61,000,000
Dental School Renovation	5,000,000
Equipment, Library Collections and Telecommunications – Health Center	75,000,000
Library/Student Computer Center Renovation	5,000,000
Main Building Renovation	125,000,000
Medical School Academic Building Renovation	9,000,000
Parking Garage – Health Center	8,400,000
Research Tower	60,000,000

Support Building Addition/Renovation			4,000,000
The University of Connecticut Health Center New Construction and Renovation			394,900,000
Planning and Design Costs			25,000,000
Total – Storrs and Regional Campus Project List			2,583,000,000
Total – Health Center Project List			786,300,000
TOTAL	382,000,000	868,000,000	3,369,300,000

Sec. 443. Subdivision (1) of subsection (a) of section 10a-109g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) The university is authorized to provide by resolution, at one time or from time to time, for the issuance and sale of securities, in its own name on behalf of the state, pursuant to section 10a-109f. The board of trustees of the university is hereby authorized by such resolution to delegate to its finance committee such matters as it may determine appropriate other than the authorization and maximum amount of the securities to be issued, the nature of the obligation of the securities as established pursuant to subsection (c) of this section and

the projects for which the proceeds are to be used. The finance committee may act on such matters unless and until the board of trustees elects to reassume the same. The amount of securities the special debt service requirements of which are secured by the state debt service commitment that the board of trustees is authorized to provide for the issuance and sale in accordance with this subsection shall be capped in each fiscal year in the following amounts, provided, to the extent the board of trustees does not provide for the issuance of all or a portion of such amount in a fiscal year, all or such portion, as the case may be, may be carried forward to any succeeding fiscal year and provided further, the actual amount for funding, paying or providing for the items described in subparagraph (C) of subdivision (10) of subsection (a) of section 10a-109d may be added to the capped amount in each fiscal year:

Fiscal Year	Amount
1996	$112,542,000
1997	112,001,000
1998	93,146,000
1999	64,311,000
2000	130,000,000
2001	100,000,000
2002	100,000,000
2003	100,000,000
2004	100,000,000
2005	100,000,000
2006	79,000,000
2007	89,000,000
2008	115,000,000
2009	140,000,000
2010	0
2011	138,800,000

2012		157,200,000
2013		143,000,000
2014		204,400,000
2015		315,500,000
2016		312,100,000
2017		240,400,000
2018	**[**295,500,000**]**	200,000,000
2019	**[**251,000,000**]**	200,000,000
2020	**[**269,000,000**]**	291,600,000
2021	**[**191,500,000**]**	186,200,000
2022	**[**144,000,000**]**	101,400,000
2023	**[**112,000,000**]**	98,000,000
2024	**[**73,500,000**]**	85,000,000
2025		70,100,000
2026		63,600,000
2027		40,600,000

Sec. 444. Subsection (a) of section 10a-109n of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the period from July 1, 2001, to June 30, **[**2024**]** 2027, or until completion of the UConn 2000 infrastructure improvement program, whichever is later, the university shall have charge and supervision of the design, planning, acquisition, remodeling, alteration, repair, enlargement or demolition of any real asset or any other project on its campuses.

Sec. 445. Subsection (a) of section 13b-236 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the

State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**ten million**]** seven million five hundred thousand dollars.

Sec. 446. Section 16a-40d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate five million dollars per year beginning in the fiscal year ending June 30, 2006, and until the fiscal year ending June 30, 2010, except that (1) such principal amounts shall not exceed in the aggregate two million five hundred thousand dollars for the fiscal year ending June 30, 2008, and (2) such principal amounts shall not exceed in the aggregate one million dollars for the fiscal year ending June 30, 2010. Except as provided in subsection (b) of this section, the proceeds of the sale of said bonds shall be deposited in the Energy Conservation Loan Fund established under section 16a-40a for the purposes of making and guaranteeing loans and deferred loans as provided in section 5 of public act 05-2 of the October 25 special session and section 16a-46e. All provisions of section 3-20, or the exercise of any right or power granted thereby which are not inconsistent with the provisions of sections 16a-40 to 16a-40b, inclusive, and this section are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to said sections 16a-40 to 16a-40b, inclusive, and this section, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing

such bonds. Said bonds issued pursuant to said sections 16a-40 to 16a-40b, inclusive, and this section shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the Treasurer shall pay such principal and interest as the same become due.

(b) As of July 1, 2010, proceeds of the sale of said bonds which have been authorized as provided in subsection (a) of this section, but have not been allocated by the State Bond Commission, **[**and the additional amount of five million dollars authorized by this section on July 1, 2010,**]** shall be deposited in the Green Connecticut Loan Guaranty Fund established pursuant to section 16a-40e, and shall be used by the Connecticut Green Bank for purposes of the Green Connecticut Loan Guaranty Fund program established pursuant to section 16a-40f, provided not more than eighteen million dollars shall be deposited in the Green Connecticut Loan Guaranty Fund. Such additional amounts may be deposited in the Green Connecticut Loan Guaranty Fund as the State Bond Commission may, from time to time, authorize.

Sec. 447. Subsection (a) of section 22a-483 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes of sections 22a-475 to 22a-483, inclusive, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts, not exceeding in the aggregate **[**one billion six hundred thirty million one hundred twenty-five thousand nine hundred seventy-six**]** <u>one billion seven hundred fifteen million one hundred twenty-five thousand nine hundred seventy-six</u> dollars,

provided [ninety-two million five hundred thousand] eighty-five million dollars of said authorization shall be effective July 1, [2016] 2018.

Sec. 448. Subsection (d) of section 22a-483 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) Notwithstanding the foregoing, nothing herein shall preclude the State Bond Commission from authorizing the issuance of revenue bonds, in principal amounts not exceeding in the aggregate [three billion three hundred seventy-five million five hundred eighty thousand dollars, provided one hundred eighty million] three billion eight hundred eighty-four million eighty thousand dollars, provided three hundred fifty million three hundred thousand dollars of said authorization shall be effective July 1, [2016] 2018, that are not general obligations of the state of Connecticut to which the full faith and credit of the state of Connecticut are pledged for the payment of the principal and interest. Such revenue bonds shall mature at such time or times not exceeding thirty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such revenue bonds. The revenue bonds, revenue state bond anticipation notes and revenue state grant anticipation notes authorized to be issued under sections 22a-475 to 22a-483, inclusive, shall be special obligations of the state and shall not be payable from nor charged upon any funds other than the revenues or other receipts, funds or moneys pledged therefor as provided in said sections 22a-475 to 22a-483, inclusive, including the repayment of municipal loan obligations; nor shall the state or any political subdivision thereof be subject to any liability thereon except to the extent of such pledged revenues or the receipts, funds or moneys pledged therefor as provided in said sections 22a-475 to 22a-483, inclusive. The issuance of revenue bonds, revenue state bond

anticipation notes and revenue state grant anticipation notes under the provisions of said sections 22a-475 to 22a-483, inclusive, shall not directly or indirectly or contingently obligate the state or any political subdivision thereof to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment. The revenue bonds, revenue state bond anticipation notes and revenue state grant anticipation notes shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the state or of any political subdivision thereof, except the property mortgaged or otherwise encumbered under the provisions and for the purposes of said sections 22a-475 to 22a-483, inclusive. The substance of such limitation shall be plainly stated on the face of each revenue bond, revenue state bond anticipation note and revenue state grant anticipation note issued pursuant to said sections 22a-475 to 22a-483, inclusive, shall not be subject to any statutory limitation on the indebtedness of the state and such revenue bonds, revenue state bond anticipation notes and revenue state grant anticipation notes, when issued, shall not be included in computing the aggregate indebtedness of the state in respect to and to the extent of any such limitation. As part of the contract of the state with the owners of such revenue bonds, revenue state bond anticipation notes and revenue state grant anticipation notes, all amounts necessary for the punctual payment of the debt service requirements with respect to such revenue bonds, revenue state bond anticipation notes and revenue state grant anticipation notes shall be deemed appropriated, but only from the sources pledged pursuant to said sections 22a-475 to 22a-483, inclusive. The proceeds of such revenue bonds or notes may be deposited in the Clean Water Fund for use in accordance with the permitted uses of such fund. Any expense incurred in connection with the carrying out of the provisions of this section, including the costs of issuance of revenue bonds, revenue state bond anticipation notes and revenue state grant anticipation notes may be paid from the accrued interest and premiums or from any other proceeds of the sale of such revenue

bonds, revenue state bond anticipation notes or revenue state grant anticipation notes and in the same manner as other obligations of the state. All provisions of subsections (g), (k), (l), (s) and (u) of section 3-20 or the exercise of any right or power granted thereby which are not inconsistent with the provisions of said sections 22a-475 to 22a-483, inclusive, are hereby adopted and shall apply to all revenue bonds, state revenue bond anticipation notes and state revenue grant anticipation notes authorized by the State Bond Commission pursuant to said sections 22a-475 to 22a-483, inclusive. For the purposes of subsection (o) of section 3-20, "bond act" shall be construed to include said sections 22a-475 to 22a-483, inclusive.

Sec. 449. Subsection (a) of section 29-1aa of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**two million eight hundred thousand**]** <u>two million</u> dollars.

Sec. 450. Subsection (d) of section 32-41cc of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) The Connecticut Bioscience Innovation Fund shall be used (1) to provide financial assistance to eligible recipients as may be approved by the advisory committee pursuant to subsection (e) of this section, (2) <u>to provide financial assistance to eligible institutions as defined in section 32-41jj and pursuant to the requirements of sections 32-41jj to 32-41mm, inclusive, (3)</u> for the repayment of state bonds in such amounts as may be required by the State Bond Commission, and **[**(3)**]** <u>(4)</u> to pay or reimburse the administrator for administrative costs

pursuant to subsection (j) of this section. Such financial assistance shall be awarded to further the development of bioscience, biomedical engineering, health information management, medical care, medical devices, medical diagnostics, pharmaceuticals, personalized medicine and other related disciplines that are likely to lead to an improvement in or development of services, therapeutics, diagnostics or devices that are commercializable and designed to advance the coordination, quality or efficiency of health care and lower health care costs, and that promise, directly or indirectly, to lead to job growth in the state in these or related fields.

Sec. 451. Subsection (a) of section 32-41dd of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) The State Bond Commission shall authorize the issuance of bonds of the state, in accordance with the provisions of section 3-20, in principal amounts not exceeding in the aggregate two hundred four million dollars for the Connecticut Bioscience Innovation Fund established pursuant to section 32-41cc. The amount authorized for the issuance and sale of such bonds in each of the following fiscal years shall not exceed the following corresponding amount for each such fiscal year, provided, to the extent the advisory committee does not provide for the use of all or a portion of such amount in any such fiscal year, such amount not provided for shall be carried forward and added to the authorized amount for the next succeeding fiscal year, and provided further, the costs of issuance and capitalized interest, if any, may be added to the capped amount in each fiscal year, and each of the authorized amounts shall be effective on July first of the fiscal year indicated as follows:

Fiscal Year Ending June Thirtieth	Amount

2013	$10,000,000
2014	10,000,000
2015	15,000,000
2016	15,000,000
2017	0
2018	**[**25,000,000**]** 15,000,000
2019	**[**25,000,000**]** 15,000,000
2020	25,000,000
2021	25,000,000
2022	25,000,000
2023	25,000,000
2024	24,000,000
Total	**[**$200,000,000**]** $204,000,000

(2) For each fiscal year ending June 30, 2018, June 30, 2019, and June 30, 2020, not less than three million dollars of the amount for each such fiscal year authorized in accordance with subdivision (1) of this subsection shall be made available as a grant-in-aid to the Yale Connecticut Precision Medicine Initiative.

Sec. 452. Subsection (c) of section 32-41kk of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) Commencing with the fiscal year ending June 30, 2006, and for each of the thirteen consecutive fiscal years thereafter, until the fiscal year ending June 30, 2019, **[**not less than ten million dollars**]** funds shall be available from the Regenerative Medicine Research Fund for financial assistance to eligible institutions for the purpose of conducting regenerative medicine research. Any **[**balance of such amount**]** funds not used for such financial assistance during a fiscal year shall be carried forward for the fiscal year next succeeding for

such financial assistance.

Sec. 453. Subsection (a) of section 32-41nn of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**forty**]** ten million dollars. **[**, provided (1) ten million dollars shall be effective July 1, 2016, (2) ten million dollars shall be effective July 1, 2017, and (3) ten million dollars shall be effective July 1, 2018.**]**

Sec. 454. Subsection (a) of section 32-235 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**one billion four hundred five million three hundred thousand**]** one billion seven hundred fifty-five million three hundred thousand dollars, provided (1) one hundred forty million dollars of said authorization shall be effective July 1, 2011, and twenty million dollars of said authorization shall be made available for small business development; (2) two hundred eighty million dollars of said authorization shall be effective July 1, 2012, and forty million dollars of said authorization shall be made available for the Small Business Express program established pursuant to section 32-7g and not more than twenty million dollars of said authorization may be made available for businesses that commit to relocating one hundred or more jobs that are outside of the United States to the state; and (3) **[**ninety**]** seventy-five million dollars of said

authorization shall be effective July 1, **[**2016**]** 2018. Any amount of said authorizations that are made available for small business development or businesses that commit to relocating one hundred or more jobs that are outside of the United States to the state, but are not exhausted for such purpose by the first day of the fiscal year subsequent to the fiscal year in which such amount was made available, shall be used for the purposes described in subsection (b) of this section. For purposes of this subsection, a "small business" is one employing not more than one hundred employees.

Sec. 455. Section 12 of public act 99-242, as amended by section 59 of special act 02-1 of the May 9 special session, section 69 of public act 10-44 and section 18 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 12 to 19, inclusive, of public act 99-242, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$75,396,747**]** $81,896,747.

Sec. 456. Section 31 of public act 99-242, as amended by section 50 of public act 00-167, section 87 of special act 04-2 of the May special session and section 78 of public act 10-44, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 31 to 38, inclusive, of public act 99-242, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$154,571,000**]** $148,071,000.

Sec. 457. Section 1 of special act 01-2 of the June special session, as amended by section 5 of special act 01-1 of the November 15 special

session, section 74 of special act 02-1 of the May 9 special session, section 94 of special act 04-2 of the May special session, section 123 of public act 07-7 of the June special session, section 83 of public act 10-44, section 83 of public act 11-57, section 73 of public act 15-1 of the June special session and section 21 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 1 to 7, inclusive, of special act 01-2 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$473,189,654**]** $478,189,654.

Sec. 458. Subdivision (2) of subsection (h) of section 2 of special act 01-2 of the June special session, as amended by section 74 of public act 15-1 of the June special session and section 22 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(2) For the American School for the Deaf: Alterations, renovations and improvements to buildings and grounds, including new construction, not exceeding **[**$4,405,709**]** $9,405,709.

Sec. 459. Section 16 of special act 01-2 of the June special session, as amended by section 91 of special act 02-1 of the May 9 special session, section 103 of special act 04-2 of the May special session, section 126 of public act 07-7 of the June special session, section 92 of public act 10-44, section 60 of public act 14-98 and section 75 of public act 15-1 of the June special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 16 to 22, inclusive, of special act 01-2 of the June special session, from time to time to authorize the issuance of

bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$152,056,705**]** $151,334,615.

Sec. 460. Subdivision (2) of subsection (d) of section 17 of special act 01-2 of the June special session, as amended by section 76 of public act 15-1 of the June special session, is amended to read as follows (*Effective from passage*):

(2) Alterations, renovations, additions and improvements, including new construction in accordance with the Department of Mental Health and Addiction Services master campus plan, not exceeding **[**$886,593**]** $164,503.

Sec. 461. Section 12 of special act 05-1 of the June special session, as amended by section 169 of public act 07-7 of the June special session, section 131 of public act 10-44, section 106 of public act 13-239, section 90 of public act 15-1 of the June special session and section 29 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 12 to 19, inclusive, of special act 05-1 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$80,855,426**]** $78,805,426.

Sec. 462. Subdivision (19) of subsection (d) of section 13 of special act 05-1 of the June special session is amended to read as follows (*Effective from passage*):

(19) Grant-in-aid to the town of East Lyme, for the purchase of Oswegatchie Hills for open space, not exceeding **[**$2,000,000**]** $200,000;

Sec. 463. Subdivision (3) of subsection (e) of section 13 of special act 05-1 of the June special session, as amended by section 175 of public act

07-7 of the June special session, is repealed. (*Effective from passage*)

Sec. 464. Section 31 of special act 05-1 of the June special session, as amended by section 202 of public act 07-7 of the June special session, section 168 of public act 10-44, section 111 of public act 13-239, section 105 of public act 15-1 of the June special session and section 47 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 31 to 38, inclusive, of special act 05-1 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$128,202,015**]** $126,202,015.

Sec. 465. Subdivision (19) of subsection (d) of section 32 of special act 05-1 of the June special session, as amended by section 179 of public act 10-44, is repealed. (*Effective from passage*)

Sec. 466. Subdivision (9) of subsection (j) of section 32 of special act 05-1 of the June special session, as amended by section 211 of public act 07-7 of the June special session, section 62 of public act 09-2 of the September special session, section 34 of public act 09-6 of the September special session and section 197 of public act 10-44, is repealed. (*Effective from passage*)

Sec. 467. Section 12 of public act 07-7 of the June special session, as amended by section 233 of public act 10-44, section 143 of public act 10-179, section 98 of public act 13-3, section 119 of public act 13-239, section 139 of public act 15-1 of the June special session and section 62 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 12 to 19, inclusive, of public act 07-7 of the

June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$114,920,005**]** $112,420,005.

Sec. 468. Subdivision (33) of subsection (d) of section 13 of public act 07-7 of the June special session, as amended by section 70 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 469. Subdivision (34) of subsection (d) of section 13 of public act 07-7 of the June special session, as amended by section 71 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(34) Grant-in-aid to the town of Fairfield for the Rooster River flood control project, not exceeding **[**$2,030,000**]** $30,000;

Sec. 470. Section 20 of public act 07-7 of the June special session, as amended by section 314 of public act 10-44, section 21 of public act 12-189, section 127 of public act 13-239, section 177 of public act 15-1 of the June special session and section 92 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 20 to 26, inclusive, of public act 07-7 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$220,188,336**]** $217,535,361.

Sec. 471. Subsection (c) of section 21 of public act 07-7 of the June special session, as amended by section 80 of public act 11-57, is amended to read as follows (*Effective from passage*):

For the Department of Administrative Services: Development and implementation of information technology systems for compliance with the Health Insurance Portability and Accountability Act, not

exceeding **[**$6,310,500**]** $3,657,525.

Sec. 472. Subdivision (6) of subsection (e) of section 42 of public act 09-2 of the September special session, as amended by section 120 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(6) At Three Rivers Community College: Design and construction of a new Tutoring and Academic Success Center, library modifications, **[**and**]** Student **[**Service**]** Center renovations and other miscellaneous campus improvements, not exceeding $5,700,000;

Sec. 473. Section 1 of public act 10-44, as amended by section 121 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 1 to 8, inclusive, of public act 10-44, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$7,900,000**]** $6,950,000.

Sec. 474. Subsection (b) of section 2 of public act 10-44, as amended by section 122 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(b) Grants-in-aid for economic development projects and programs in the city of Bridgeport, not exceeding **[**$2,200,000**]** $1,250,000, including, but not limited to, grants for (1) revitalization of the Hollow Neighborhood; (2) a feasibility study for the Congress Street Plaza urban renewal area; (3) planning and implementation of the Upper Reservoir Avenue Corridor Revitalization Initiative Project; (4) the Black Rock Gateway project; (5) the Madison Avenue Gateway Revitalization streetscape project; and (6) the purchase of development rights at Veterans' Memorial Park.

Sec. 475. Subsection (a) of section 32 of public act 11-1 of the October special session, as amended by section 89 of public act 13-239, is amended to read as follows (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**seventeen million eight hundred thousand**]** sixteen million eight hundred twenty-nine thousand five hundred dollars, provided eight million nine hundred thousand dollars of said authorization shall be effective July 1, 2012.

Sec. 476. Section 1 of public act 11-57, as amended by section 92 of public act 13-239, section 68 of public act 14-98, section 202 of public act 15-1 of the June special session and section 128 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 1 to 7, inclusive, of public act 11-57, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$235,306,923**]** $235,083,106.

Sec. 477. Subdivision (1) of subsection (o) of section 2 of public act 11-57 is amended to read as follows (*Effective from passage*):

(1) Alterations, renovations and improvements to buildings and grounds at state-owned and maintained facilities, not exceeding **[**$5,000,000**]** $4,776,183;

Sec. 478. Section 12 of public act 11-57, as amended by section 133 of public act 13-239 and section 136 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 12 to 19, inclusive, of public act 11-57, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$64,248,750**]** $58,615,072.

Sec. 479. Subsection (c) of section 13 of public act 11-57 is amended to read as follows (*Effective from passage*):

(c) For the Department of Public Health: Grants-in-aid to community health centers, primary care organizations and municipalities for the purchase of equipment, renovations, improvements and expansion of facilities, not exceeding **[**$2,000,000**]** $250,000.

Sec. 480. Subsection (e) of section 13 of public act 11-57 is amended to read as follows (*Effective from passage*):

(e) For the Department of Mental Health and Addiction Services: Grants-in-aid to private, non-profit organizations that are exempt under Section 501(c)(3) of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, for community-based residential and outpatient facilities for purchases, repairs, alterations, and improvements, not exceeding **[**$5,000,000**]** $3,956,164.

Sec. 481. Subsection (i) of section 13 of public act 11-57 is amended to read as follows (*Effective from passage*):

(i) For the Department of Children and Families: Grants-in-aid for construction, alteration, repairs and improvements to residential facilities, group homes, shelters and permanent family residences, not exceeding **[**$5,000,000**]** $2,160,158.

Sec. 482. Section 20 of public act 11-57, as amended by section 24 of

public act 12-189, section 69 of public act 14-98, section 207 of public act 15-1 of the June special session and section 139 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 20 to 26, inclusive, of public act 11-57, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$363,148,338**]** $362,720,338.

Sec. 483. Subsection (i) of section 21 of public act 11-57 is amended to read as follows (*Effective from passage*):

(i) For the Department of Developmental Services: Fire, safety and environmental improvements to regional facilities for client and staff needs, including improvements in compliance with current codes, including intermediate care facilities and site improvements, handicapped access improvements, utilities, repair or replacement of roofs, air conditioning and other interior and exterior building renovations and additions at all state-owned facilities, not exceeding **[**$5,000,000**]** $4,572,000.

Sec. 484. Section 1 of public act 12-189, as amended by section 152 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 1 to 7, inclusive, of public act 12-189, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$94,776,000**]** $90,776,000.

Sec. 485. Subdivision (2) of subsection (c) of section 2 of public act 12-189, as amended by section 100 of public act 13-239, is amended to

read as follows (*Effective from passage*):

(2) Design and construction of a firearms training facility and vehicle operations training center, including land acquisition, not exceeding **[**$6,576,000**]** $3,576,000.

Sec. 486. Subsection (d) of section 2 of public act 12-189 is repealed. (*Effective from passage*)

Sec. 487. Section 8 of public act 12-189, as amended by section 211 of public act 15-1 of the June special session and section 154 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of sections 8 to 15, inclusive, of public act 12-189, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$166,902,828**]** $156,137,861.

Sec. 488. Subdivision (1) of subsection (c) of section 9 of public act 12-189 is amended to read as follows (*Effective from passage*):

(1) Grants-in-aid to nursing homes for alterations, renovations and improvements for conversion to other uses in support of right-sizing, not exceeding **[**$10,000,000**]** $5,569,233, provided any amounts allocated after the effective date of this section shall be for the Department of Housing;

Sec. 489. Subdivision (2) of subsection (e) of section 9 of public act 12-189, as amended by section 103 of public act 13-239 and section 159 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(2) Grants-in-aid for alterations, repairs, improvements, technology,

equipment and capital start-up costs, including acquisition costs, to expand the availability of high-quality school models, and assist in the implementation of common CORE state standards and assessments, in accordance with procedures established by the Commissioner of Education, not exceeding **[**$24,888,946**]** $18,554,746;

Sec. 490. Section 84 of public act 13-3, as amended by section 15 of public act 13-122, section 191 of public act 13-247, section 73 of public act 14-98, section 1 of public act 15-5 and section 1 of public act 16-171, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) **[**For the fiscal years ending June 30, 2013, to June 30, 2017, inclusive, the**]** The Departments of Emergency Services and Public Protection, Administrative Services and Education shall jointly administer a school security infrastructure competitive grant program to reimburse a town, regional educational service center, the governing authority for a state charter school, the Department of Education on behalf of the technical high school system, an incorporated or endowed high school or academy approved by the State Board of Education pursuant to section 10-34 of the general statutes and the supervisory agent for a nonpublic school for certain expenses for schools incurred on or after January 1, 2013, for: (1) The development or improvement of the security infrastructure of schools, based on the results of school building security assessments pursuant to subsection (d) of this section, including, but not limited to, the installation of surveillance cameras, penetration resistant vestibules, ballistic glass, solid core doors, double door access, computer-controlled electronic locks, entry door buzzer systems, scan card systems, panic alarms, real time interoperable communications and multimedia sharing infrastructure or other systems; and (2) (A) the training of school personnel in the operation and maintenance of the security infrastructure of school buildings, or (B) the purchase of portable

entrance security devices, including, but not limited to, metal detector wands and screening machines and related training.

(b) (1) On and after April 4, 2013, each local and regional board of education may, on behalf of its town or its member towns, apply, at such time and in such manner as the Commissioner of Emergency Services and Public Protection prescribes, to the Department of Emergency Services and Public Protection for a grant for certain expenses for schools under the jurisdiction of such board of education incurred on or after January 1, 2013, for the purposes described in subsection (a) of this section. Prior to the date that the School Safety Infrastructure Council makes its initial submission of the school safety infrastructure standards, pursuant to subsection (c) of section 10-292r of the general statutes, the Commissioner of Emergency Services and Public Protection, in consultation with the Commissioners of Administrative Services and Education, shall determine which expenses are eligible for reimbursement under the program. On and after the date that the School Safety Infrastructure Council submits the school safety infrastructure standards, the decision to approve or deny an application and the determination of which expenses are eligible for reimbursement under the program shall be in accordance with the most recent submission of the school safety infrastructure standards, pursuant to subsection (c) of section 10-292r of the general statutes.

(2) **[**For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, a**]** A regional educational service center may apply, at such time and in such manner as the Commissioner of Emergency Services and Public Protection prescribes, to the Department of Emergency Services and Public Protection for a grant for certain expenses for schools under the jurisdiction of such regional educational service center incurred on or after January 1, 2013, for the purposes described in subsection (a) of this section. The department shall decide whether to approve or deny an application and which expenses are eligible for

reimbursement under the program. Such decisions shall be in accordance with the school safety infrastructure standards developed pursuant to subsection (c) of section 10-292r of the general statutes.

(3) **[**For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, the**]** The governing authority for a state charter school may apply, at such time and in such manner as the Commissioner of Emergency Services and Public Protection prescribes, to the Department of Emergency Services and Public Protection for a grant for certain expenses for schools under the jurisdiction of such governing authority incurred on or after January 1, 2013, for the purposes described in subsection (a) of this section. The department shall decide whether to approve or deny an application and which expenses are eligible for reimbursement under the program. Such decisions shall be in accordance with the school safety infrastructure standards developed pursuant to subsection (c) of section 10-292r of the general statutes.

(4) **[**For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, the**]** The superintendent of the technical high school system may apply, at such time and in such manner as the Commissioner of Emergency Services and Public Protection prescribes, to the Department of Emergency Services and Public Protection for a grant for certain expenses for schools in the technical high school system incurred on or after January 1, 2013, for the purposes described in subsection (a) of this section. The department shall decide whether to approve or deny an application and which expenses are eligible for reimbursement under the program. Such decisions shall be in accordance with the school safety infrastructure standards developed pursuant to subsection (c) of section 10-292r of the general statutes.

(5) **[**For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, an**]** An incorporated or endowed high school or academy may apply, at such time and in such manner as the Commissioner of

Emergency Services and Public Protection prescribes, to the Department of Emergency Services and Public Protection for a grant for certain expenses incurred on or after January 1, 2013, for the purposes described in subsection (a) of this section. The department shall decide whether to approve or deny an application and which expenses are eligible for reimbursement under the program. Such decisions shall be in accordance with the school safety infrastructure standards developed pursuant to subsection (c) of section 10-292r of the general statutes.

(6) (A) **[**For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, the**]** The supervisory agent for a nonpublic school may apply, at such time and in such manner as the Commissioner of Emergency Services and Public Protection prescribes, to the Department of Emergency Services and Public Protection for a grant for certain expenses for schools under the jurisdiction of such supervisory agent incurred on or after January 1, 2013, for the purposes described in subsection (a) of this section. The department shall decide whether to approve or deny an application and which expenses are eligible for reimbursement under the program. Such decisions shall be in accordance with the school safety infrastructure standards developed pursuant to subsection (c) of section 10-292r of the general statutes.

(B) **[**For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, ten**]** Ten per cent of the funds available under the program shall be awarded to the supervisory agents of nonpublic schools, in accordance with the provisions of subdivision (6) of subsection (c) of this section.

(c) (1) A town may receive a grant equal to a percentage of its eligible expenses. The percentage shall be determined as follows: (A) Each town shall be ranked in descending order from one to one hundred sixty-nine according to town wealth, as defined in

subdivision (26) of section 10-262f of the general statutes, (B) based upon such ranking, a percentage of not less than twenty or more than eighty shall be assigned to each town on a continuous scale, and (C) the town ranked first shall be assigned a percentage of twenty and the town ranked last shall be assigned a percentage of eighty.

(2) A regional educational service center may receive a grant equal to a percentage of its eligible expenses. The percentage shall be determined by its ranking. Such ranking shall be determined by (A) multiplying the population of each member town in the regional educational service center by such town's ranking, as determined in subsection (a) of section 10-285a of the general statutes; (B) adding together the figures for each town determined under subparagraph (A) of this subdivision; and (C) dividing the total computed under subparagraph (B) of this subdivision by the total population of all member towns in the regional educational service center. The ranking of each regional educational service center shall be rounded to the next higher whole number and each such center shall receive the same reimbursement percentage as would a town with the same rank.

(3) The governing authority for a state charter school may receive a grant equal to a percentage of its eligible expenses that is the same as the town in which such state charter school is located, as calculated pursuant to subdivision (1) of this subsection.

(4) The Department of Education, on behalf of the technical high school system, may receive a grant equal to one hundred per cent of its eligible expenses.

(5) An incorporated or endowed high school or academy may receive a grant equal to a percentage of its eligible expenses. The percentage shall be determined by its ranking. Such ranking shall be determined by (A) multiplying the total population, as defined in section 10-261 of the general statutes, of each town which at the time of

application for such school security infrastructure competitive grant has designated such school as the high school for such town for a period of not less than five years from the date of such application, by such town's percentile ranking, as determined in subsection (a) of section 10-285a of the general statutes, (B) adding together the figures for each town determined under subparagraph (A) of this subdivision, and (C) dividing the total computed under subparagraph (B) of this subdivision by the total population of all towns which designate the school as their high school under subparagraph (A) of this subdivision. The ranking determined pursuant to this subsection shall be rounded to the next higher whole number. Such incorporated or endowed high school or academy shall receive the reimbursement percentage of a town with the same rank.

(6) The supervisory agent for a nonpublic school may receive a grant equal to fifty per cent of its eligible expenses.

(d) (1) For the fiscal year ending June 30, 2014, if there are not sufficient funds to provide grants to all towns, based on the percentage determined pursuant to subsection (c) of this section, the Commissioner of Emergency Services and Public Protection, in consultation with the Commissioners of Administrative Services and Education, shall give priority to applicants on behalf of schools with the greatest need for security infrastructure, as determined by said commissioners based on school building security assessments of the schools under the jurisdiction of the town's school district conducted pursuant to this subdivision. Of the applicants on behalf of such schools with the greatest need for security infrastructure, said commissioners shall give first priority to applicants on behalf of schools that have no security infrastructure at the time of such school building security assessment and succeeding priority to applicants on behalf of schools located in priority school districts pursuant to section 10-266p of the general statutes. To be eligible for reimbursement

pursuant to this section, an applicant board of education shall (A) demonstrate that it has developed and periodically practices an emergency plan at the schools under its jurisdiction and that such plan has been developed in concert with applicable state or local first-responders, and (B) provide for a uniform assessment of the schools under its jurisdiction, including any security infrastructure, using the National Clearinghouse for Educational Facilities' Safe Schools Facilities Checklist. The assessment shall be conducted under the supervision of the local law enforcement agency.

(2) For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, if there are not sufficient funds to provide grants to all applicants that are towns, regional educational service centers, governing authorities for state charter schools, the Department of Education, on behalf of the technical high school system, and incorporated or endowed high schools or academies based on the percentage determined pursuant to subsection (c) of this section, the Commissioner of Emergency Services and Public Protection, in consultation with the Commissioners of Administrative Services and Education, shall give priority to applicants on behalf of schools with the greatest need for security infrastructure, as determined by said commissioners based on school building security assessments of the schools under the jurisdiction of the applicant conducted pursuant to this subdivision. Of the applicants on behalf of such schools with the greatest need for security infrastructure, said commissioners shall give first priority to applicants on behalf of schools that have no security infrastructure at the time of such school building security assessment and succeeding priority to applicants on behalf of schools located in priority school districts pursuant to section 10-266p of the general statutes. To be eligible for reimbursement pursuant to this section, an applicant shall (A) demonstrate that it has developed and periodically practices an emergency plan at the schools under its jurisdiction and that such plan has been developed in concert with applicable state or

local first-responders, and (B) provide for a uniform assessment of the schools under its jurisdiction, including any security infrastructure, using the National Clearinghouse for Educational Facilities' Safe Schools Facilities Checklist. The assessment shall be conducted under the supervision of the local law enforcement agency.

(3) For the fiscal years ending June 30, 2015, June 30, 2016, and June 30, 2017, if there are not sufficient funds to provide grants to all applicant supervisory agents for nonpublic schools, based on the percentages described in subsection (c) of this section, the Commissioner of Emergency Services and Public Protection, in consultation with the Commissioners of Administrative Services and Education, shall give priority to applicants on behalf of schools with the greatest need for security infrastructure, as determined by said commissioners. Of the applicants on behalf of such schools with the greatest need for security infrastructure, said commissioners shall give first priority to applicants on behalf of schools that have no security infrastructure at the time of application. To be eligible for reimbursement pursuant to this section, an applicant supervisory agent for a nonpublic school shall (A) demonstrate that it has developed and periodically practices an emergency plan at the school under its jurisdiction and that such plan has been developed in concert with applicable state or local first-responders, and (B) provide for a uniform assessment of the schools under its jurisdiction, including any security infrastructure, using the National Clearinghouse for Educational Facilities' Safe Schools Facilities Checklist. The assessment shall be conducted under the supervision of the local law enforcement agency.

Sec. 491. Section 1 of public act 13-239, as amended by section 214 of public act 15-1 of the June special session and section 161 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 2 to 7, inclusive, of public act 13-239, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$300,456,261**]** $297,885,986.

Sec. 492. Subparagraph (A) of subdivision (2) of subsection (l) of section 2 of public act 13-239 is amended to read as follows (*Effective from passage*):

(A) Parking and site improvements, not exceeding **[**$2,189,622**]** $1,964,347;

Sec. 493. Subparagraph (B) of subdivision (2) of subsection (l) of section 2 of public act 13-239 is amended to read as follows (*Effective from passage*):

(B) Heating, ventilating and air conditioning system improvements, not exceeding **[**$1,750,000**]** $1,605,000.

Sec. 494. Subdivision (2) of subsection (o) of section 2 of public act 13-239 is repealed. (*Effective from passage*)

Sec. 495. Subdivision (3) of subsection (o) of section 2 of public act 13-239 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(3) Mechanical upgrades and code-required improvements at the superior courthouse in New Haven, not exceeding **[**$1,000,000**]** $800,000;

Sec. 496. Section 12 of public act 13-239, as amended by section 166 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with

the provisions of this section and sections 13 to 19, inclusive, of public act 13-239, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$211,551,428**]** $195,409,596.

Sec. 497. Subsection (b) of section 13 of public act 13-239 is repealed. (*Effective from passage*)

Sec. 498. Subdivision (1) of subsection (c) of section 13 of public act 13-239 is repealed. (*Effective from passage*)

Sec. 499. Subdivision (2) of subsection (h) of section 13 of public act 13-239, as amended by section 75 of public act 14-98, is amended to read as follows (*Effective from passage*):

(2) For the Office of Early Childhood: Grants-in-aid to sponsors of school readiness programs and state-funded day care centers, for facility improvements and minor capital repairs to that portion of facilities that house school readiness programs and state-funded day care centers, not exceeding **[**$11,500,000**]** $5,858,168;

Sec. 500. Section 20 of public act 13-239, as amended by section 77 of public act 14-98 and section 173 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 21 to 26, inclusive, of public act 13-239, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$339,638,805**]** $272,433,776.

Sec. 501. Subdivision (4) of subsection (g) of section 21 of public act 13-239, as amended by section 81 of public act 14-98, is repealed. (*Effective from passage*)

Sec. 502. Subsection (h) of section 21 of public act 13-239 is amended to read as follows (*Effective from passage*):

(h) For the Capital Region Development Authority: Alterations, renovations and improvements at the Connecticut Convention Center and Rentschler Field, not exceeding **[**$3,727,500**]** $3,709,000.

Sec. 503. Subsection (i) of section 21 of public act 13-239 is amended to read as follows (*Effective from passage*):

(i) For the Department of Developmental Services: Fire, safety and environmental improvements to regional facilities and intermediate care facilities for client and staff needs, including improvements in compliance with current codes, site improvements, handicapped access improvements, utilities, repair or replacement of roofs, air conditioning and other interior and exterior building renovations and additions at all state-owned facilities, not exceeding **[**$5,000,000**]** $4,746,752.

Sec. 504. Subsection (k) of section 21 of public act 13-239 is amended to read as follows (*Effective from passage*):

(k) For the Department of Education: For the technical high school system: Alterations, renovations and improvements to buildings and grounds, including new and replacement equipment, tools and supplies necessary to update curricula, vehicles and technology at all technical high schools, not exceeding **[**$15,500,000**]** $4,500,000.

Sec. 505. Subparagraph (A) of subdivision (2) of subsection (l) of section 21 of public act 13-239 is amended to read as follows (*Effective from passage*):

(A) Parking garage improvements, not exceeding **[**$3,907,258**]** $3,673,977;

Sec. 506. Subdivision (3) of subsection (l) of section 21 of public act 13-239, as amended by section 176 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 507. Subdivision (2) of subsection (o) of section 21 of public act 13-239, as amended by section 178 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 508. Subdivision (3) of subsection (o) of section 21 of public act 13-239 is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(3) Mechanical upgrades and code-required improvements at the superior courthouse in New Haven, not exceeding **[**$8,500,000**]** $5,000,000;

Sec. 509. Section 31 of public act 13-239, as amended by section 86 of public act 14-98, section 218 of public act 15-1 of the June special session and section 179 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 32 to 38, inclusive, of public act 13-239, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$183,500,000**]** $188,000,000.

Sec. 510. Subsection (b) of section 32 of public act 13-239 is repealed. (*Effective from passage*)

Sec. 511. Subdivision (2) of subsection (g) of section 32 of public act 13-239, as amended by section 91 of public act 14-98 and section 185 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 512. Section 32 of public act 13-239, as amended by sections 87, 88, 89, 90 and 91 of public act 14-98, section 105 of public act 14-217, sections 219 and 220 of public act 15-1 of the June special session and sections 180, 181, 182, 183, 184 and 185 of public act 16-4 of the May special session, is amended by adding subsection (i) as follows (*Effective from passage*):

(NEW) (i) For Connecticut Innovations, Incorporated: For the Regenerative Medicine Research Fund established by section 19a-32e of the general statutes, not exceeding $10,000,000.

Sec. 513. Section 1 of public act 14-98, as amended by section 186 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 2 to 7, inclusive, of public act 14-98, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$132,409,322**]** <u>$126,679,322</u>.

Sec. 514. Subdivision (2) of subsection (a) of section 2 of public act 14-98 is amended to read as follows (*Effective from passage*):

(2) Production and studio equipment for the Connecticut Network, not exceeding **[**$3,230,000**]** <u>$1,000,000</u>.

Sec. 515. Subdivision (2) of subsection (e) of section 2 of public act 14-98 is repealed. (*Effective from passage*)

Sec. 516. Subdivision (2) of subsection (f) of section 2 of public act 14-98, as amended by section 187 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 517. Section 8 of public act 14-98, as amended by section 189 of

public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 9 to 15, inclusive, of public act 14-98, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$176,400,000**]** $164,100,000.

Sec. 518. Subsection (a) of section 9 of public act 14-98, as amended by section 190 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 519. Subsection (f) of section 9 of public act 14-98, as amended by section 194 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(f) For the Department of Housing: For the Shoreline Resiliency Fund, not exceeding **[**$8,000,000**]** $3,000,000.

Sec. 520. Subsection (i) of section 9 of public act 14-98, as amended by section 229 of public act 15-1 of the June special session, is repealed. (*Effective from passage*)

Sec. 521. Section 82 of public act 14-98, as amended by section 195 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate eight million five hundred thousand dollars.

(b) The proceeds of the sale of said bonds, to the extent of the

amount stated in subsection (a) of this section, shall be used by the Department of Education for:

(1) The technical high school system, to establish a pilot program to provide expanded educational opportunities by extending hours at technical high schools in Hamden, Hartford, New Britain and Waterbury for purposes of academic enrichment and training in trades for secondary and adult students, not exceeding **[**three million five hundred thousand**]** <u>four hundred thirty-four thousand</u> dollars;

(2) Grants-in-aid to technical high schools to provide evening training programs in skilled trades, including, but not limited to, manufacturing, masonry, electrical, plumbing and carpentry trades, provided the purpose of any such program shall be to prepare participants for earning a credential or degree recognized by employers or trade associations, as applicable, not exceeding **[**five million**]** <u>eight million sixty-six thousand</u> dollars.

(c) All provisions of section 3-20 of the general statutes, or the exercise of any right or power granted thereby, which are not inconsistent with the provisions of this section are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to this section, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. None of said bonds shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization which is signed by or on behalf of the Secretary of the Office of Policy and Management and states such terms and conditions as said commission, in its discretion, may require. Said bonds issued pursuant to this

section shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 522. Section 1 of public act 15-1 of the June special session, as amended by section 196 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 2 to 7, inclusive, of public act 15-1 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate not exceeding **[**$353,313,300**]** $349,813,300.

Sec. 523. Subdivision (4) of subsection (f) of section 2 of public act 15-1 of the June special session, as amended by section 198 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(4) Removal or encapsulation of asbestos and hazardous materials in state-owned buildings, not exceeding **[**$5,000,000**]** $10,000,000;

Sec. 524. Subdivision (6) of subsection (f) of section 2 of public act 15-1 of the June special session, as amended by section 199 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 525. Subdivision (2) of subsection (g) of section 2 of public act 15-1 of the June special session is repealed. (*Effective from passage*)

Sec. 526. Subdivision (5) of subsection (n) of section 2 of public act

15-1 of the June special session is repealed. (*Effective from passage*)

Sec. 527. Section 12 of public act 15-1 of the June special session, as amended by section 201 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 13 to 19, inclusive, of public act 15-1 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$376,600,000**]** $353,092,050.

Sec. 528. Subdivision (1) of subsection (d) of section 13 of public act 15-1 of the June special session, as amended by section 203 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(1) For a Long Island Sound stewardship and resiliency program for protection of costal marshes and other natural buffer areas and for grants-in-aid to increase the resiliency of wastewater treatment facilities, not exceeding **[**$15,000,000**]** $8,000,000;

Sec. 529. Subdivision (2) of subsection (d) of section 13 of public act 15-1 of the June special session, as amended by section 204 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 530. Subdivision (3) of subsection (e) of section 13 of public act 15-1 of the June special session, as amended by section 205 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(3) For the Brownfield Remediation and Revitalization program, not exceeding **[**$16,000,000**]** $20,000,000;

Sec. 531. Subsection (f) of section 13 of public act 15-1 of the June

special session is amended to read as follows (*Effective from passage*):

(f) For the Department of Housing: For the Main Street Investment Fund established by section 4-66h of the general statutes, not exceeding **[**$5,000,000**]** $2,000,000.

Sec. 532. Subdivision (1) of subsection (i) of section 13 of public act 15-1 of the June special session is amended to read as follows (*Effective from passage*):

(1) Grants-in-aid for the purpose of capital start-up costs related to the development of new interdistrict magnet school programs to assist the state in meeting the goals of the current stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., for the purpose of purchasing a building or portable classrooms, subject to the reversion provisions in subdivision (1) of subsection (c) of section 10-264h of the general statutes, leasing space and purchasing equipment, including, but not limited to, computers and classroom furniture, not exceeding **[**$20,000,000**]** $15,000,000;

Sec. 533. Subdivision (3) of subsection (i) of section 13 of public act 15-1 of the June special session is amended to read as follows (*Effective from passage*):

(3) Grants-in-aid to the American School for the Deaf for alterations, renovations and improvements to the buildings and grounds, not exceeding **[**$5,000,000**]** $2,492,050.

Sec. 534. Section 20 of public act 15-1 of the June special session, as amended by section 207 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 21 to 26, inclusive, of public act 15-1 of the June special session, from time to time to authorize the

issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$275,872,176**]** $275,372,176.

Sec. 535. Subsection (b) of section 21 of public act 15-1 of the June special session is repealed. (*Effective from passage*)

Sec. 536. Section 27 of public act 15-1 of the June special session is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 28 to 30, inclusive, of **[**this act**]** public act 15-1 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$135,000,000**]** $120,000,000.

Sec. 537. Section 31 of public act 15-1 of the June special session, as amended by section 219 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 32 to 38, inclusive, of public act 15-1 of the June special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$298,250,000**]** $282,750,000.

Sec. 538. Subsection (g) of section 32 of public act 15-1 of the June special session, as amended by section 225 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 539. Subdivision (1) of subsection (k) of section 32 of public act 15-1 of the June special session is repealed. (*Effective from passage*)

Sec. 540. Subsection (m) of section 32 of public act 15-1 of the June special session, as amended by section 230 of public act 16-4 of the

May special session, is amended to read as follows (*Effective from passage*):

(m) For the Connecticut Port Authority: Grants-in-aid for improvements to ports, harbors and marinas, including dredging and navigational improvements, not exceeding **[**$13,500,000**]** $6,750,000, provided not less than $5,000,000 shall be made available to the ports, harbors and marinas in the state other than the deep water ports in the cities of Bridgeport, New Haven and New London.

Sec. 541. Subsection (a) of section 57 of public act 15-1 of the June special session, as amended by section 234 of public act 16-4 of the May special session, is amended to read as follows (*Effective from passage*):

(a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate **[**twenty-six million dollars, provided fifteen million dollars of said authorization shall be effective July 1, 2016**]** twenty million eight hundred seventy-five thousand dollars.

Sec. 542. Section 224 of public act 15-1 of the June special session, as amended by section 235 of public act 16-4 of the May special session, is repealed. (*Effective from passage*)

Sec. 543. Section 1 of public act 16-4 of the May special session is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 2 to 7, inclusive, of **[**this act**]** public act 16-4 of the May special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$250,200,000**]**

$249,500,000.

Sec. 544. Subdivision (2) of subsection (a) of section 2 of public act 16-4 of the May special session is amended to read as follows (*Effective from passage*):

(2) For improvements to the Trout Brook Canal area in the town of West Hartford, not exceeding **[**$1,200,000**]** $500,000.

Sec. 545. Section 8 of public act 16-4 of the May special session is amended to read as follows (*Effective from passage*):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 9 to 15, inclusive, of **[**this act**]** public act 16-4 of the May special session, from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding **[**$47,500,000**]** $37,000,000.

Sec. 546. Subdivision (2) of subsection (a) of section 9 of public act 16-4 of the May special session is repealed. (*Effective from passage*)

Sec. 547. Subsection (c) of section 9 of public act 16-4 of the May special session is repealed. (*Effective from passage*)

Sec. 548. Section 14 of public act 16-4 of the May special session is amended to read as follows (*Effective from passage*):

In accordance with section 9 of **[**this act**]** public act 16-4 of the May special session, the state, through the Department of Energy and Environmental Protection, Department of Economic and Community Development and the Department of Housing may provide grants-in-aid and other financings to or for the agencies for the purposes and projects as described in said section 9. All financing shall be made in accordance with the terms of a contract at such time or times as shall

be determined within authorization of funds by the State Bond Commission.

Sec. 549. Section 227 of public act 16-4 of the May special session is amended to read as follows (*Effective from passage*):

Subsection (i) of section 32 of **[**special**]** public act 15-1 of the June special session is repealed.

Sec. 550. (*Effective from passage*) Notwithstanding the provision of subsection (b) of section 7-536 of the general statutes, the Secretary shall allocate zero dollars on February first of 2017 and fifty-five million dollars on February first of 2018 to municipalities in the state in accordance with the provisions of subsection (c) of section 7-536 of the general statutes.

Sec. 551. (NEW) (*Effective from passage*) (a) As used in this section, unless the context clearly indicates a different meaning or intent:

(1) "Debt service requirements" has the same meaning as provided in section 13b-75 of the general statutes;

(2) "Federal transportation bonds" means one or more special tax obligation bonds authorized to be issued pursuant to subsection (c) of this section;

(3) "Pledged revenues" has the same meaning as provided in section 13b-75 of the general statutes;

(4) "RRIF" means the Railroad Rehabilitation and Improvement Financing program established by the Transportation Equity Act for the 21st Century, P.L. 105-178, as amended from time to time;

(5) "RRIF loan agreement" means a loan agreement or other credit agreement by and between the state as the borrower and the United States Department of Transportation as the lender, pursuant to which a

loan or other form of financial assistance is made by said department to the state in accordance with RRIF;

(6) "Special Transportation Fund" means the Special Transportation Fund established pursuant to section 13b-68 of the general statutes;

(7) "State officials" means the Treasurer, the Commissioner of Transportation and the Secretary of the Office of Policy and Management;

(8) "TIFIA" means the Transportation Infrastructure Finance and Innovation Act, P.L. 105-178, as amended from time to time; and

(9) "TIFIA loan agreement" means a loan agreement or other credit agreement by and between the state as the borrower and the United States Department of Transportation as the lender, pursuant to which a loan or other form of financial assistance is made by said department to the state in accordance with TIFIA.

(b) The state, acting through the state officials, may enter into loan agreements or other credit agreements, including, but not limited to, RRIF loan agreements and TIFIA loan agreements, with the United States Department of Transportation. The state officials (1) may execute and deliver any documents, certificates and instruments related to such agreements and the obligations issued thereunder, (2) shall determine the terms, conditions, covenants and other provisions of such agreements in the best interest of the state, and (3) may take all other actions, including, but not limited to, the preparation, execution and submission of loan applications, necessary to enter into such agreements or receive loans or other financial assistance from said department under any federal program.

(c) Special tax obligation bonds may be issued pursuant to sections 13b-74 to 13b-77, inclusive, of the general statutes to evidence and secure loans or other forms of financial assistance made by the United

States Department of Transportation to the state under one or more federal programs, including, but not limited to, RRIF or programs established under TIFIA. Such bonds may be secured by a trust indenture by and between the state and a corporate trustee in accordance with the provisions of subsection (g) of section 13b-76 of the general statutes.

(d) The debt service requirements and any other obligations with respect to any federal transportation bonds shall be secured by a lien on the pledged revenues as they are received by the state and credited to the Special Transportation Fund. Such lien shall be subordinate and junior in all respects to every lien on pledged revenues securing any special tax obligation bonds issued pursuant to sections 13b-74 to 13b-77, inclusive, of the general statutes that are not federal transportation bonds.

(e) Whenever the General Assembly authorizes special tax obligation bonds pursuant to any bond act taking effect before, on or after the effective date of this section, such authorization shall be deemed to authorize the issuance of federal transportation bonds. Such federal transportation bonds shall be subject to the requirements, covenants and conditions applicable to special tax obligation bonds as set forth in sections 13b-74 to 13b-77, inclusive, of the general statutes, except as otherwise provided in this section.

(f) Notwithstanding the provisions of subsection (o) of section 13b-76 of the general statutes, federal transportation bonds may be issued as taxable bonds, whereby the interest on such bonds may be includable in the gross income of the holders or owners of such bonds under the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time.

Sec. 552. (NEW) (*Effective from passage*) (a) For the purposes

described in subsection (b) of this section, the State Bond Commission shall have the power from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate one hundred million dollars, provided (1) twenty million dollars shall be effective July 1, 2018, (2) twenty million dollars shall be effective July 1, 2019, (3) twenty million dollars shall be effective July 1, 2020, and (4) twenty million dollars shall be effective July 1, 2021.

(b) The proceeds of the sale of said bonds, to the extent of the amount stated in subsection (a) of this section, shall be used by the Office of Policy and Management, for the purposes of providing grants-in-aid to hospitals for capital improvements.

(c) All provisions of section 3-20 of the general statutes, or the exercise of any right or power granted thereby, which are not inconsistent with the provisions of this section are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to this section, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. None of said bonds shall be authorized except upon a finding by the State Bond Commission that there has been filed with it a request for such authorization which is signed by or on behalf of the Secretary of the Office of Policy and Management and states such terms and conditions as said commission, in its discretion, may require. Said bonds issued pursuant to this section shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and

accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 553. (NEW) (*Effective from passage*) (a) For the purposes described in subsection (b) of this section, the State Bond Commission shall have the power from time to time to authorize the issuance of bonds of the state in one or more series and in principal amounts not exceeding in the aggregate one hundred million dollars, provided (1) twenty million dollars shall be effective from the effective date of this section, (2) twenty million dollars shall be effective July 1, 2018, (3) twenty million dollars shall be effective July 1, 2019, (4) twenty million dollars shall be effective July 1, 2020, and (5) twenty million dollars shall be effective July 1, 2021.

(b) The proceeds of the sale of said bonds, to the extent of the amount stated in subsection (a) of this section, shall be used by the Department of Housing, for the purposes of the Crumbling Foundations Assistance Fund.

(c) All provisions of section 3-20 of the general statutes, or the exercise of any right or power granted thereby, which are not inconsistent with the provisions of this section are hereby adopted and shall apply to all bonds authorized by the State Bond Commission pursuant to this section, and temporary notes in anticipation of the money to be derived from the sale of any such bonds so authorized may be issued in accordance with said section 3-20 and from time to time renewed. Such bonds shall mature at such time or times not exceeding twenty years from their respective dates as may be provided in or pursuant to the resolution or resolutions of the State Bond Commission authorizing such bonds. None of said bonds shall be authorized except upon a finding by the State Bond Commission that

there has been filed with it a request for such authorization which is signed by or on behalf of the Secretary of the Office of Policy and Management and states such terms and conditions as said commission, in its discretion, may require. Said bonds issued pursuant to this section shall be general obligations of the state and the full faith and credit of the state of Connecticut are pledged for the payment of the principal of and interest on said bonds as the same become due, and accordingly and as part of the contract of the state with the holders of said bonds, appropriation of all amounts necessary for punctual payment of such principal and interest is hereby made, and the State Treasurer shall pay such principal and interest as the same become due.

Sec. 554. Section 16-19hh of the general statutes is amended by adding subsection (d) as follows (*Effective from passage*):

(NEW) (d) (1) As used in this subsection, "qualified manufacturer" means a manufacturer described in the North American Industry Classification System Codes 324000 to 325999, inclusive, and "qualified manufacturing facility" means a manufacturing facility owned by a qualified manufacturer that, during any calendar year beginning on or after January 1, 2016, used more than two million five hundred thousand centum cubic feet of natural gas.

(2) Each gas company shall propose, in its first application for an amendment of rates filed pursuant to section 16-19 on or after October 1, 2017, a rate for certain qualified manufacturers that are firm service gas customers of such gas company on October 1, 2017, and that do not qualify for interruptible gas sales or transportation service under such gas company's applicable interruptible service tariffs. No qualified manufacturing facility of a qualified manufacturer shall utilize such rate, as described in this subsection, unless (A) such qualified manufacturer petitions the authority for approval, and (B) the authority grants approval after determining that: (i) Participation of

such qualified manufacturer in such rate is in the public interest; (ii) participation of such qualified manufacturer in such rate will provide economic benefits to the state; and (iii) utilization of such rate will not endanger the integrity of the gas distribution system of the gas company.

(3) The rate proposed and approved pursuant to subdivision (2) of this subsection shall allow for a rate equal to not less than seventy per cent of the delivery component in the gas company's firm gas service rate that it charges to large commercial or industrial customers.

(4) A gas company shall recover its revenues lost resulting from the provisions of this subsection through such gas company's decoupling mechanism pursuant to section 16-19tt or a monthly surcharge assessed to all of such gas company's gas firm customers.

(5) Each gas company shall file with the authority, as part of such gas company's annual decoupling filing pursuant to 16-19tt or in a separate proceeding, an annual revenue reconciliation of actual revenues to allowed revenues associated with the implementation of the rate in this subsection.

Sec. 555. (*Effective from passage*) (a) There is established a working group to examine the issues of and make recommendations regarding:

(1) Broadband Internet access service consumer data privacy;

(2) Broadband Internet access service industry standards regarding protection of consumer data;

(3) Definitions of "sensitive customer personal information" and "nonsensitive customer personal information";

(4) Methods of customer notification of consumer data privacy provisions;

(5) Methods of enforcement of consumer data privacy laws.

(b) The working group shall consist of the following members:

(1) The Attorney General, or his or her designee;

(2) The Consumer Counsel, or his or her designee;

(3) One appointed by the president pro tempore of the Senate, who shall be a member of the joint standing committee of the General Assembly having cognizance of matters relating to commerce;

(4) One appointed by the Senate Republican president pro tempore, who shall be a member of the joint standing committee of the General Assembly having cognizance of matters relating to energy;

(5) One appointed by the speaker of the House of Representatives, who shall be a representative of a nonprofit organization with expertise in data privacy;

(6) One appointed by the minority leader of the House of Representatives, who shall be a representative of a nonprofit organization with expertise in data privacy;

(7) One appointed by the majority leader of the Senate, who shall be a member of the broadband Internet service provider industry;

(8) One appointed by the Deputy Senate Republican president pro tempore, who shall be an attorney with expertise in consumer privacy.

(c) All appointments to the working group shall be made not later than thirty days after the effective date of this section. Any vacancy shall be filled by the appointing authority.

(d) The speaker of the House of Representatives and the president pro tempore of the Senate shall select the chairpersons of the working

group from among the members of the working group. Such chairpersons shall schedule the first meeting of the working group, which shall be held not later than sixty days after the effective date of this section.

(e) The administrative staff of the joint standing committee of the General Assembly having cognizance of matters relating to energy shall serve as administrative staff of the working group.

(f) Not later than January 15, 2018, the working group shall submit a report on its findings and recommendations to the joint standing committees of the General Assembly having cognizance of matters relating to commerce and energy, in accordance with the provisions of section 11-4a of the general statutes. The working group shall terminate on the date that it submits such report or January 15, 2018, whichever is later.

(g) Notwithstanding the provisions of section 2-15 of the general statutes, no member of the working group shall receive mileage reimbursement or a transportation allowance for traveling to a meeting of the working group.

Sec. 556. Section 12-71b of the general statutes is amended by adding subsection (h) as follows (*Effective from passage*):

(NEW) (h) If the assessor in any town determines that a motor vehicle that is not registered in this state is subject to property tax pursuant to subsection (g) of this section, such assessor shall make a reasonable effort to provide information regarding such motor vehicle's out-of-state registration to the Commissioner of Motor Vehicles. After receipt of such information, the commissioner shall make a reasonable effort to provide such assessor with information regarding such motor vehicle's make, model, model year, vehicle identification number and the name and mailing address of the

registered owner of such motor vehicle. Such assessor shall (1) determine the value of such motor vehicle for purposes of property tax assessment if the information provided by the commissioner is sufficient to make such a determination, and (2) add such value to the taxable grand list in such town for the immediately preceding assessment date. The tax thereon shall be levied, collected and payable and may be appealed, in accordance with the provisions of subsection (f) of this section. One per cent of such collected tax shall be paid by the town into the Special Transportation Fund, established pursuant to section 13b-68, to fund the administrative costs associated with the registration of motor vehicles registered out of state.

Sec. 557. (*Effective from passage*) For the fiscal years ending June 30, 2018, and June 30, 2019, the following sums shall be made available from the Passport to the Parks account: $400,000 for soil and water conservation districts and $253,000 for environmental review teams.

Sec. 558. (*Effective from passage*) Notwithstanding the provisions of subdivisions (1) to (4), inclusive, of subsection (a) of section 17b-242 of the general statutes, the Commissioner of Social Services may eliminate home health care add-on payments for the fiscal years ending June 30, 2018, and June 30, 2019.

Sec. 559. Subsection (a) of section 10-183z of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The retirement system for teachers shall be funded on an actuarial reserve basis. The retirement board shall, on or before December first, annually, certify to the General Assembly the amount necessary, on the basis of an actuarial determination to establish and maintain the retirement fund on such determined actuarial reserve basis and make such other recommendations with regard to the fund and its administration as the board deems necessary. <u>For the fiscal year</u>

ending June 30, 2020, and each fiscal year thereafter, the retirement board shall, in making such actuarial determination, assume that the amount of the contributions required to be withheld under this chapter is six per cent "regular contributions" instead of seven per cent "regular contributions". On the basis of each evaluation, the retirement board shall redetermine the normal rate of contribution and, until it is amortized, the unfunded past service liability. The General Assembly shall review the board's recommendations and certification and shall appropriate to the retirement fund the amount certified by the retirement board as necessary provided said certification is in compliance with this section.

Sec. 560. (NEW) (*Effective from passage*) Notwithstanding any provision of the general statutes, the Department of Transportation shall review and make a final determination on each of the following types of permit applications not later than ninety days after receipt of such application: (1) Encroachment, (2) parkway, (3) industrial truck, (4) outdoor advertising, and (5) specific information signs on limited access highways. Following such ninety-day period, if a final determination on such an application is not made by said agency, such application shall be deemed approved.

Sec. 561. (NEW) (*Effective from passage*) Notwithstanding any provision of the general statutes, the Department of Energy and Environmental Protection shall review and make a final determination on each of the following types of permit applications not later than ninety days after receipt of such application: (1) Air permits for the temporary use of radiation DTX or the temporary use of radiation RMI, (2) aquifer protection registration, (3) aquifer protection, (4) certificate of permission, (5) coastal management consistency review form for federal authorization, (6) emergency authorization to discharge to groundwater to remediate pollution, (7) property transfers, (8) disposal of special waste, (9) marine terminals, (10)

pesticide application by aircraft, (11) pesticides in state waters, (12) waste transportation, (13) E-waste: Manufacturer, (14) E-waste: Covered recycler, (15) emergency discharge authorization, (16) online sportsmen licensing system, (17) state park passes and bus permits, (18) state parks and forests special use licenses, (19) campground reservations, (20) other camping permits, (21) boating permits, (22) safe boating certifications, (23) marine event permits, (24) marine dealer certificates, (25) navigation marker permit, (26) regulatory marker permit, (27) water ski slalom course or jump permit, (28) fishing tournaments, (29) inland fishing licenses, (30) marine recreational and commercial licenses, (31) hunting and trapping, (32) nonshooting field trial, (33) private land shooting preserve permit, (34) regulated hunting dog training applications, (35) scientific collection permit for aquatic species, plants and wildlife, and for educational mineral collection, (36) commercial arborist, (37) licensed environmental professional, (38) pesticide certification licensing and registration, (39) solid waste facility operator, (40) wastewater treatment facility operator certification, (41) commercial fishing licenses and permits, (42) forest practitioner, (43) nuisance wildlife control operator, (44) taxidermist, and (45) wildlife rehabilitator. Following such ninety-day period, if a final determination on such an application is not made by said agency, such application shall be deemed approved.

Sec. 562. (NEW) (*Effective from passage*) The Department of Agriculture shall review and make a final determination on each aquaculture permit application not later than ninety days after receipt of such application. Following such ninety-day period, if a final determination on such application is not made by said agency, such application shall be deemed approved.

Sec. 563. Section 12-170d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Beginning with the calendar year 1973 and for each calendar

year thereafter any renter of real property, or of a mobile manufactured home, as defined in section 12-63a, which such renter occupies as his or her home, who meets the qualifications set forth in this section, shall be entitled to receive in the following year in the form of direct payment from the [state] municipality in which such real property or mobile manufactured home is located, a grant in refund of utility and rent bills actually paid by or for such renter on such real property or mobile manufactured home to the extent set forth in section 12-170e. Such grant by the [state] municipality shall be made [upon receipt by the state of a certificate of grant with a copy of the application therefor attached, as provided] in accordance with section 12-170f, provided such application shall be made within one year from the close of the calendar year for which the grant is requested. If the rental quarters are occupied by more than one person, it shall be assumed for the purposes of this section and sections 12-170e and 12-170f that each of such persons pays his or her proportionate share of the rental and utility expenses levied thereon and grants shall be calculated on that portion of utility and rent bills paid that are applicable to the person making application for grant under said sections. For purposes of this section and sections 12-170e and 12-170f, a married couple shall constitute one tenant, and a resident of cooperative housing shall be a renter. To qualify for such payment by the [state] municipality, the renter shall meet qualification requirements in accordance with each of the following subdivisions: (1) (A) At the close of the calendar year for which a grant is claimed be sixty-five years of age or over, or his or her spouse who is residing with such renter shall be sixty-five years of age or over, at the close of such year, or be fifty years of age or over and the surviving spouse of a renter who at the time of his or her death had qualified and was entitled to tax relief under this chapter, provided such spouse was domiciled with such renter at the time of his or her death, or (B) at the close of the calendar year for which a grant is claimed be under age sixty-five and eligible in accordance with applicable federal

regulations, to receive permanent total disability benefits under Social Security, or if such renter has not been engaged in employment covered by Social Security and accordingly has not qualified for Social Security benefits but has become qualified for permanent total disability benefits under any federal, state or local government retirement or disability plan, including the Railroad Retirement Act and any government-related teacher's retirement plan, determined by the Secretary of the Office of Policy and Management to contain requirements in respect to qualification for such permanent total disability benefits which are comparable to such requirements under Social Security; (2) shall reside within this state and shall have resided within this state for at least one year or such renter's spouse who is domiciled with such renter shall have resided within this state for at least one year and shall reside within this state at the time of filing the claim and shall have resided within this state for the period for which claim is made; (3) shall have taxable and nontaxable income, the total of which shall hereinafter be called "qualifying income", during the calendar year preceding the filing of such renter's claim in an amount of not more than twenty thousand dollars, jointly with spouse, if married, and not more than sixteen thousand two hundred dollars if unmarried, provided such maximum amounts of qualifying income shall be subject to adjustment in accordance with subdivision (2) of subsection (a) of section 12-170e, and provided the amount of any Medicaid payments made on behalf of the renter or the spouse of the renter shall not constitute income; and (4) shall not have received financial aid or subsidy from federal, state, county or municipal funds, excluding Social Security receipts, emergency energy assistance under any state program, emergency energy assistance under any federal program, emergency energy assistance under any local program, payments received under the federal Supplemental Security Income Program, payments derived from previous employment, veterans and veterans disability benefits and subsidized housing accommodations, during the calendar year for which a grant is claimed, for payment,

directly or indirectly, of rent, electricity, gas, water and fuel applicable to the rented residence. Notwithstanding the provisions of subdivision (4) of this subsection, a renter who receives cash assistance from the Department of Social Services in the calendar year prior to that in which such renter files an application for a grant may be entitled to receive such grant provided the amount of the cash assistance received shall be deducted from the amount of such grant and the difference between the amount of the cash assistance and the amount of the grant is equal to or greater than ten dollars. **[**Funds attributable to such reductions shall be transferred annually from the appropriation to the Office of Policy and Management, for tax relief for elderly renters, to the Department of Social Services, to the appropriate accounts, following the issuance of such grants.**]** Notwithstanding the provisions of subsection (b) of section 12-170aa, the owner of a mobile manufactured home may elect to receive benefits under section 12-170e in lieu of benefits under said section 12-170aa.

(b) For purposes of determining qualifying income under subsection (a) of this section with respect to a married renter who submits an application for a grant in accordance with sections 12-170d to 12-170g, inclusive, the Social Security income of the spouse of such renter shall not be included in the qualifying income of such renter, for purposes of determining eligibility for benefits under said sections, if such spouse is a resident of a health care or nursing home facility in this state receiving payment related to such spouse under the Title XIX Medicaid program. An applicant who is legally separated pursuant to the provisions of section 46b-40, as of the thirty-first day of December preceding the date on which such person files an application for a grant in accordance with sections 12-170d to 12-170g, inclusive, may apply as an unmarried person and shall be regarded as such for purposes of determining qualifying income under subsection (a) of this section.

Sec. 564. Section 12-170e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) A renter qualifying under section 12-170d shall be entitled to a payment from the **[**state**]** municipality equivalent to the lesser of the maximum amount in the following table or thirty-five per cent of the sum of all charges for rents, electricity, gas, water and fuel actually paid during the preceding calendar year less five per cent of the qualifying income received during the preceding calendar year.

Qualifying Income		Grant Married	
Over	Not Exceeding	Maximum	Minimum
$ 0	$ 8,100	$ 900	$ 400
8,100	10,800	700	300
10,800	13,500	500	200
13,500	16,200	250	100
16,200	20,000	150	50
20,000		None	None

Qualifying Income		Grant Unmarried	
Over	Not Exceeding	Maximum	Minimum
$ 0	$ 8,100	$ 700	$ 300
8,100	10,800	500	200
10,800	13,500	250	100
13,500	16,200	150	50
16,200		None	None

(2) The amounts of income at each level of qualifying income, as provided in the table in subdivision (1) of this subsection, shall be adjusted annually in a uniform manner to reflect the annual inflation adjustment in Social Security income. Each such adjustment of

qualifying income shall be determined to the nearest one hundred dollars and shall be applicable in determining the amount of grant allowed under this subsection with respect to charges for rents, electricity, gas, water and fuel actually paid during the preceding calendar year. Each such adjustment of qualifying income shall be prepared by the Commissioner of Housing in relation to the annual inflation adjustment in Social Security, if any, becoming effective at any time during the twelve-month period immediately preceding the first day of October each year and shall be distributed to the assessors in each municipality not later than the thirty-first day of December next following.

(b) A person who qualifies at the close of any calendar year, who ceased to be a renter during such year, or a person who first became a qualified renter during the calendar year shall apportion his qualifying income on the basis of the number of months that he was a renter and the income so apportioned to the months during which he was a renter shall constitute his qualifying income for purposes of calculating the amount of grant under subdivision (a) of this section provided the maximum grant shall be a fraction of the amount shown in such table, the numerator of which shall be the number of months of the year that he was a renter and the denominator the numeral twelve.

Sec. 565. Section 12-170f of the general statutes, as amended by section 1 of public act 17-222, is repealed and the following is substituted in lieu thereof (*Effective from passage*)

(a) Any renter, believing himself or herself to be entitled to a grant under section 12-170d for any calendar year, shall apply for such grant to the assessor of the municipality in which the renter resides or to the duly authorized agent of such assessor or municipality on or after April first and not later than October first of each year with respect to such grant for the calendar year preceding each such year, on a form prescribed and furnished by the **[**Secretary of the Office of Policy and

Management to the] assessor. A renter may apply to the [secretary] assessor or agent prior to December fifteenth of the claim year for an extension of the application period. The [secretary] assessor or agent may grant such extension in the case of extenuating circumstance due to illness or incapacitation as evidenced by a certificate signed by a physician or an advanced practice registered nurse to that extent, or if the [secretary] assessor or agent determines there is good cause for doing so. A renter making [such] an application for a grant under this section shall present to such assessor or agent, in substantiation of the renter's application, a copy of the renter's federal income tax return, and if not required to file a federal income tax return, such other evidence of qualifying income, receipts for money received, or cancelled checks, or copies thereof, and any other evidence the assessor or such agent may require. When the assessor or agent is satisfied that the applying renter is entitled to a grant, such assessor or agent shall issue a certificate of grant in such form as the [secretary] assessor may prescribe and supply showing the amount of the grant due. [The assessor or agent shall forward the application to the secretary not later than the last day of the month following the month in which the renter has made application. Any municipality that neglects to transmit to the secretary the application as required by this section shall forfeit two hundred fifty dollars to the state, provided the secretary may waive such forfeiture in accordance with procedures and standards adopted by regulation in accordance with chapter 54.] The certificate of grant shall be delivered to the renter and the assessor or agent shall keep [copies] the original copy of such certificate and application. [After the secretary's review of each claim, pursuant to section 12-120b, and verification of the amount of the grant, the secretary shall make a determination of any per cent reduction to all claims that will be necessary to keep within available appropriations and] The assessor or agent shall, not later than October fifteenth of each year, prepare a list of certificates approved for payment, and shall thereafter supplement such list monthly. Such list and any

supplements thereto shall be approved for payment by the [secretary and shall be forwarded by the secretary to the Comptroller, along with a notice of any necessary per cent reduction in claim amounts] municipality not later than one hundred twenty days after such certificates of grant are issued by the assessor or agent, and the [Comptroller shall draw an order on the Treasurer] municipality shall, not later than fifteen days following, remit payment in favor of each person on such list and on supplements to such list in the amount of such person's claim. [, minus any per cent reduction noticed by the secretary pursuant to this subsection, and the Treasurer shall pay such amount to such person, not later than fifteen days following.] If the [Secretary of the Office of Policy and Management] assessor or agent determines a renter was overpaid for such grant, the amount of any subsequent grant paid to the renter under section 12-170d after such determination shall be reduced by the amount of overpayment until the overpayment has been recouped. Any claimant aggrieved by the results of the [secretary's] assessor or agent's review or determination shall have the rights of appeal as set forth in section [12-120b] 12-170g. Applications filed under this section shall not be open for public inspection. Any person who, for the purpose of obtaining a grant under section 12-170d, wilfully fails to disclose all matters related thereto or with intent to defraud makes false statement shall be fined not more than five hundred dollars.

(b) Any municipality may provide, upon approval by its legislative body, that the duties and responsibilities of the assessor, as required under this section and section 12-170g, shall be transferred to (1) the officer in such municipality having responsibility for the administration of social services, or (2) the coordinator or agent for the elderly in such municipality.

Sec. 566. (NEW) (*Effective from passage*) (a) For purposes of this section:

(1) "Business organization" means any sole proprietorship, partnership, corporation, limited liability company, association, firm or other form of business or legal entity;

(2) "Financial assistance" means any and all forms of loans, cash payments, extensions of credit, guarantees, equity investments, tax abatements or any other form of financing totaling one million dollars or more; and

(3) "Project" means any construction, remodeling, refinishing, refurbishing, rehabilitation, alteration or repair of any property owned by a business organization.

(b) On and after July 1, 2018, if the Department of Economic and Community Development provides financial assistance to any business organization for any construction project of such business organization, the Department of Economic and Community Development shall require, as a condition of providing such financial assistance, that any contract entered into by the business organization for such project shall contain the following provision: "The wages paid on an hourly basis to any person performing the work of any mechanic, laborer or worker on the work herein contracted to be done and the amount of payment or contribution paid or payable on behalf of each such person to any employee welfare fund, as defined in subsection (i) of section 31-53 of the general statutes, shall be at a rate equal to the rate customary or prevailing for the same work in the same trade or occupation in the town in which such construction, remodeling, refinishing, refurbishing, rehabilitation, alteration or repair project is being undertaken. Any contractor who is not obligated by agreement to make payment or contribution on behalf of such persons to any such employee welfare fund shall pay to each mechanic, laborer or worker as part of such person's wages the amount of payment or contribution for such person's classification on each pay day."

(c) Any contractor or subcontractor who knowingly or wilfully employs any mechanic, laborer or worker in any project receiving financial assistance from the Department of Economic and Community Development for such project, at a rate of wage on an hourly basis that is less than the rate customary or prevailing for the same work in the same trade or occupation in the town in which such project is located, or who fails to pay the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, as defined in subsection (i) of section 31-53 of the general statutes, or in lieu thereof to the person, as provided by subsection (b) of this section, shall be fined not less than two thousand five hundred dollars but not more than five thousand dollars for each offense and (1) for the first violation, shall be disqualified from bidding on contracts for projects for which the Department of Economic and Community Development provides financial assistance until the contractor or subcontractor has made full restitution of the back wages owed to such persons and for an additional six months thereafter, and (2) for subsequent violations, shall be disqualified from bidding on contracts for projects for which the Department of Economic and Community Development provides financial assistance until the contractor or subcontractor has made full restitution of the back wages owed to such persons and for not less than an additional two years thereafter. In addition, if it is found by the contracting officer representing the business organization that any mechanic, laborer or worker employed by the contractor or any subcontractor directly on the site for the work covered by the contract has been or is being paid a rate of wages less than the rate of wages required by the contract to be paid as required by this section, the business organization may (A) by written or electronic notice to the contractor, terminate such contractor's right to proceed with the work or such part of the work as to which there has been a failure to pay said required wages and to prosecute the work to completion by contract or otherwise, and the contractor and the contractor's sureties shall be liable to the business organization for any excess costs

occasioned the business organization thereby, or (B) withhold payment of money to the contractor or subcontractor. The contracting business organization shall, not later than two days after taking such action, notify the Labor Commissioner, in writing or electronically, of the name of the contractor or subcontractor, the project involved, the location of the work, the violations involved, the date the contract was terminated and steps taken to collect the required wages.

(d) The Labor Commissioner may make complaint to the proper prosecuting authorities for the violation of any provision of subsection (c) of this section.

(e) The Labor Commissioner shall predetermine the prevailing rate and the amount of payment or contributions paid or payable on behalf of each person to any employee welfare fund, as defined in subsection (i) of section 31-53 of the general statutes, in each town where such contract is to be performed, in the same manner as provided in subsection (d) of section 31-53 of the general statutes.

Sec. 567. Section 31-53 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Each contract for the construction, remodeling, refinishing, refurbishing, rehabilitation, alteration or repair of any public works project by the state or any of its agents, or by any political subdivision of the state or any of its agents, shall contain the following provision: "The wages paid on an hourly basis to any person performing the work of any mechanic, laborer or worker on the work herein contracted to be done and the amount of payment or contribution paid or payable on behalf of each such person to any employee welfare fund, as defined in subsection (i) of this section, shall be at a rate equal to the rate customary or prevailing for the same work in the same trade or occupation in the town in which such public works project is being constructed. Any contractor who is not obligated by agreement

to make payment or contribution on behalf of such persons to any such employee welfare fund shall pay to each mechanic, laborer or worker as part of such person's wages the amount of payment or contribution for such person's classification on each pay day."

(b) Any contractor or subcontractor who knowingly or wilfully employs any mechanic, laborer or worker in the construction, remodeling, refinishing, refurbishing, rehabilitation, alteration or repair of any public works project for or on behalf of the state or any of its agents, or any political subdivision of the state or any of its agents, at a rate of wage on an hourly basis that is less than the rate customary or prevailing for the same work in the same trade or occupation in the town in which such public works project is being constructed, remodeled, refinished, refurbished, rehabilitated, altered or repaired, or who fails to pay the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, or in lieu thereof to the person, as provided by subsection (a) of this section, shall be fined not less than two thousand five hundred dollars but not more than five thousand dollars for each offense and (1) for the first violation, shall be disqualified from bidding on contracts with the state or any political subdivision until the contractor or subcontractor has made full restitution of the back wages owed to such persons and for an additional six months thereafter, and (2) for subsequent violations, shall be disqualified from bidding on contracts with the state or any political subdivision until the contractor or subcontractor has made full restitution of the back wages owed to such persons and for not less than an additional two years thereafter. In addition, if it is found by the contracting officer representing the state or political subdivision of the state that any mechanic, laborer or worker employed by the contractor or any subcontractor directly on the site for the work covered by the contract has been or is being paid a rate of wages less than the rate of wages required by the contract to be paid as required by this section, the state or contracting political subdivision of

the state may (A) by written or electronic notice to the contractor, terminate such contractor's right to proceed with the work or such part of the work as to which there has been a failure to pay said required wages and to prosecute the work to completion by contract or otherwise, and the contractor and the contractor's sureties shall be liable to the state or the contracting political subdivision for any excess costs occasioned the state or the contracting political subdivision thereby, or (B) withhold payment of money to the contractor or subcontractor. The contracting department of the state or the political subdivision of the state shall, not later than two days after taking such action, notify the Labor Commissioner, in writing or electronically, of the name of the contractor or subcontractor, the project involved, the location of the work, the violations involved, the date the contract was terminated, and steps taken to collect the required wages.

(c) The Labor Commissioner may make complaint to the proper prosecuting authorities for the violation of any provision of subsection (b) of this section.

(d) For the purpose of predetermining the prevailing rate of wage on an hourly basis and the amount of payment or contributions paid or payable on behalf of each person to any employee welfare fund, as defined in subsection (i) of this section, in each town where such contract is to be performed, the Labor Commissioner shall (1) hold a hearing at any required time to determine the prevailing rate of wages on an hourly basis and the amount of payment or contributions paid or payable on behalf of each person to any employee welfare fund, as defined in subsection (i) of this section, upon any public work within any specified area, and shall establish classifications of skilled, semiskilled and ordinary labor, or (2) adopt and use such appropriate and applicable prevailing wage rate determinations as have been made by the Secretary of Labor of the United States under the provisions of the Davis-Bacon Act, as amended.

(e) The Labor Commissioner shall determine the prevailing rate of wages on an hourly basis and the amount of payment or contributions paid or payable on behalf of such person to any employee welfare fund, as defined in subsection (i) of this section, in each locality where any such public work is to be constructed, and the agent empowered to let such contract shall contact the Labor Commissioner, at least ten but not more than twenty days prior to the date such contracts will be advertised for bid, to ascertain the proper rate of wages and amount of employee welfare fund payments or contributions and shall include such rate of wage on an hourly basis and the amount of payment or contributions paid or payable on behalf of each person to any employee welfare fund, as defined in subsection (i) of this section, or in lieu thereof the amount to be paid directly to each person for such payment or contributions as provided in subsection (a) of this section for all classifications of labor in the proposal for the contract. The rate of wage on an hourly basis and the amount of payment or contributions to any employee welfare fund, as defined in subsection (i) of this section, or cash in lieu thereof, as provided in subsection (a) of this section, shall, at all times, be considered as the minimum rate for the classification for which it was established. Prior to the award of any contract, purchase order, bid package or other designation subject to the provisions of this section, such agent shall certify to the Labor Commissioner, either in writing or electronically, the total dollar amount of work to be done in connection with such public works project, regardless of whether such project consists of one or more contracts. Upon the award of any contract subject to the provisions of this section, the contractor to whom such contract is awarded shall certify, under oath, to the Labor Commissioner the pay scale to be used by such contractor and any of the contractor's subcontractors for work to be performed under such contract.

(f) Each employer subject to the provisions of this section, **[**or**]** section 31-54 <u>or section 566 of this act</u> shall (1) keep, maintain and

preserve such records relating to the wages and hours worked by each person performing the work of any mechanic, laborer and worker and a schedule of the occupation or work classification at which each person performing the work of any mechanic, laborer or worker on the project is employed during each work day and week in such manner and form as the Labor Commissioner establishes to assure the proper payments due to such persons or employee welfare funds under this section, [or] section 31-54 or section 566 of this act, regardless of any contractual relationship alleged to exist between the contractor and such person, provided such employer shall have the option of keeping, maintaining and preserving such records in an electronic format, and (2) submit monthly to the contracting agency or the Department of Economic and Community Development pursuant to section 566 of this act by mail, electronic mail or other method accepted by such agency or the Department of Economic and Community Development, a certified payroll that shall consist of a complete copy of such records accompanied by a statement signed by the employer that indicates (A) such records are correct; (B) the rate of wages paid to each person performing the work of any mechanic, laborer or worker and the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, as defined in subsection (i) of this section, are not less than the prevailing rate of wages and the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, as determined by the Labor Commissioner pursuant to subsection (d) of this section, and not less than those required by the contract to be paid; (C) the employer has complied with the provisions of this section, [and] section 31-54 and section 566 of this act; (D) each such person is covered by a workers' compensation insurance policy for the duration of such person's employment, which shall be demonstrated by submitting to the contracting agency the name of the workers' compensation insurance carrier covering each such person, the effective and expiration dates of each policy and each policy number; (E) the

employer does not receive kickbacks, as defined in 41 USC 52, from any employee or employee welfare fund; and (F) pursuant to the provisions of section 53a-157a, the employer is aware that filing a certified payroll which the employer knows to be false is a class D felony for which the employer may be fined up to five thousand dollars, imprisoned for up to five years, or both. This subsection shall not be construed to prohibit a general contractor from relying on the certification of a lower tier subcontractor, provided the general contractor shall not be exempted from the provisions of section 53a-157a if the general contractor knowingly relies upon a subcontractor's false certification. Notwithstanding the provisions of section 1-210, the certified payroll shall be considered a public record and every person shall have the right to inspect and copy such records in accordance with the provisions of section 1-212. The provisions of subsections (a) and (b) of section 31-59 and sections 31-66 and 31-69 that are not inconsistent with the provisions of this section, **[**or**]** section 31-54 or section 566 of this act apply to this section. Failing to file a certified payroll pursuant to subdivision (2) of this subsection is a class D felony for which the employer may be fined up to five thousand dollars, imprisoned for up to five years, or both.

(g) Any contractor who is required by the Labor Department to make any payment as a result of a subcontractor's failure to pay wages or benefits, or any subcontractor who is required by the Labor Department to make any payment as a result of a lower tier subcontractor's failure to pay wages or benefits, may bring a civil action in the Superior Court to recover no more than the damages sustained by reason of making such payment, together with costs and a reasonable attorney's fee.

(h) (1) The provisions of this section **[**do**]** shall not apply where (A) the combined total cost **[**of**]** or total bond authorization for all work to be performed by all contractors and subcontractors in connection with

new construction of any public works project is less than **[**four hundred thousand**]** one million dollars, or (B) **[**where**]** the combined total cost of all work to be performed by all contractors and subcontractors in connection with any remodeling, refinishing, refurbishing, rehabilitation, alteration or repair of any public works project is less than one hundred thousand dollars.

(2) From the effective date of this section until July 1, 2019, the provisions of this subdivision shall not apply where the work to be performed by any contractor or subcontractor in connection with new construction, remodeling, refinishing, refurbishing, rehabilitation, alteration or repair of any public works project funded in whole or in part by any private bequest that is greater than nine million dollars but less than twelve million dollars for a municipality in New Haven County with a population of not less than twelve thousand and not more than thirteen thousand, as determined by the most recent population estimate by the Department of Public Health.

(i) As used in this section, **[**and**]** section 31-54 and section 566 of this act, "employee welfare fund" means any trust fund established by one or more employers and one or more labor organizations or one or more other third parties not affiliated with the employers to provide from moneys in the fund, whether through the purchase of insurance or annuity contracts or otherwise, benefits under an employee welfare plan; provided such term shall not include any such fund where the trustee, or all of the trustees, are subject to supervision by the Banking Commissioner of this state or any other state or the Comptroller of the Currency of the United States or the Board of Governors of the Federal Reserve System, and "benefits under an employee welfare plan" means one or more benefits or services under any plan established or maintained for persons performing the work of any mechanics, laborers or workers or their families or dependents, or for both, including, but not limited to, medical, surgical or hospital care

benefits; benefits in the event of sickness, accident, disability or death; benefits in the event of unemployment, or retirement benefits.

Sec. 568. (*Effective from passage*) It is intended that Even Start be integrated into the coordinated state planning and implementation of the state-wide, two-generational initiative of the Office of Early Childhood.

Sec. 569. Subsection (a) of section 17b-106 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) **[**On January 1, 2006, and on each January first thereafter, the Commissioner of Social Services shall increase the unearned income disregard for recipients of the state supplement to the federal Supplemental Security Income Program by an amount equal to the federal cost-of-living adjustment, if any, provided to recipients of federal Supplemental Security Income Program benefits for the corresponding calendar year.**]** On July 1, 1989, and annually thereafter, the commissioner shall increase the adult payment standards over those of the previous fiscal year for the state supplement to the federal Supplemental Security Income Program by the percentage increase, if any, in the most recent calendar year average in the consumer price index for urban consumers over the average for the previous calendar year, provided the annual increase, if any, shall not exceed five per cent, except that the adult payment standards for the fiscal years ending June 30, 1993, June 30, 1994, June 30, 1995, June 30, 1996, June 30, 1997, June 30, 1998, June 30, 1999, June 30, 2000, June 30, 2001, June 30, 2002, June 30, 2003, June 30, 2004, June 30, 2005, June 30, 2006, June 30, 2007, June 30, 2008, June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, June 30, 2016, **[**and**]** June 30, 2017, June 30, 2018, and June 30, 2019, shall not be increased. Effective October 1, 1991, the coverage of excess utility costs for recipients of the state supplement to the federal Supplemental Security Income Program is eliminated.

Notwithstanding the provisions of this section, the commissioner may increase the personal needs allowance component of the adult payment standard as necessary to meet federal maintenance of effort requirements.

Sec. 570. Section 17b-280 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) **[**The state shall reimburse for all legend drugs provided under medical assistance programs administered by the Department of Social Services at the lower of (1) the rate established by the Centers for Medicare and Medicaid Services as the federal acquisition cost, (2) the average wholesale price minus sixteen and one-half per cent, or (3) an equivalent percentage as established under the Medicaid state plan. The state shall pay a professional fee of one dollar and forty cents to licensed pharmacies for each prescription dispensed to a recipient of benefits under a medical assistance program administered by the Department of Social Services in accordance with federal regulations. On and after September 4, 1991, payment for legend and nonlegend drugs provided to Medicaid recipients shall be based upon the actual package size dispensed. Effective October 1, 1991, reimbursement for over-the-counter drugs for such recipients shall be limited to those over-the-counter drugs and products published in the Connecticut Formulary, or the cross reference list, issued by the commissioner. The cost of all over-the-counter drugs and products provided to residents of nursing facilities, chronic disease hospitals, and intermediate care facilities for individuals with intellectual disabilities shall be included in the facilities' per diem rate. Notwithstanding the provisions of this subsection, no dispensing fee shall be issued for a prescription drug dispensed to a Medicaid recipient who is a Medicare Part D beneficiary when the prescription drug is a Medicare Part D drug, as defined in Public Law 108-173, the Medicare Prescription Drug, Improvement, and Modernization Act of 2003.**]** Effective on and after

April 1, 2017, the Commissioner of Social Services shall revise the reimbursement methodology and professional dispensing fees for covered outpatient drugs under the Medicaid program to meet the requirements of federal regulations implementing changes to Section 1927 of the Social Security Act. Any such revision to the reimbursement methodology and professional dispensing fees for covered outpatient drugs under the Medicaid program shall conform with procedures established by the Centers for Medicare and Medicaid Services to reflect actual acquisition costs and shall not adversely impact access to such outpatient drugs.

[(b) The Department of Social Services may provide an enhanced dispensing fee to a pharmacy enrolled in the federal Office of Pharmacy Affairs Section 340B drug discount program established pursuant to 42 USC 256b or a pharmacy under contract to provide services under said program.**]**

[(c)**]** (b) The Department of Social Services shall pay for an original prescription that is otherwise eligible for payment and as many refills as ordered by a licensed authorized practitioner within twelve months, provided controlled substances as described in subsection (h) of section 21a-249 shall not be included in the provisions of this subsection. The department shall pay a professional **[**license**]** dispensing fee pursuant to subsection (a) of this section for each approved refill.

Sec. 571. (NEW) (*Effective from passage*) (a) On and after the effective date of this section, the Commissioner of Social Services shall submit any proposed revision to the reimbursement methodology and dispensing fees for covered outpatient drugs under the Medicaid program, including, but not limited to, a proposed revision requested by or on behalf of the General Assembly, to the joint standing committees of the General Assembly having cognizance of matters relating to human services and appropriations and the budgets of state

agencies prior to the implementation of any such proposed revision.

(b) Not later than thirty days prior to submission to the joint standing committees of the General Assembly under subsection (a) of this section of a proposed revision to the reimbursement methodology and dispensing fees for covered outpatient drugs under the Medicaid program, the Commissioner of Social Services shall publish a notice that the commissioner intends to seek such proposed revision in the Connecticut Law Journal and on the Department of Social Services' Internet web site, along with a summary of the provisions of the proposed revision and the manner in which individuals may submit comments. The commissioner shall allow thirty days for written comments on the proposed revision prior to submission of the proposed revision to the General Assembly under subsection (a) of this section and shall include all written comments with the proposed revision in the submission to the General Assembly.

Sec. 572. (*Effective from passage*) Notwithstanding the provisions of subdivisions (1) to (4), inclusive, of subsection (a) of section 17b-242 of the general statutes, the Commissioner of Social Services may eliminate home health care add-on payments for the fiscal years ending June 30, 2018, and June 30, 2019.

Sec. 573. (*Effective from passage*) (a) For the fiscal year ending June 30, 2018, the distribution of priority school district grants, pursuant to subsection (a) of section 10-266p of the general statutes, shall be as follows: (1) For priority school districts in the amount of $31,609,003, (2) for extended school building hours in the amount of $2,994,752, and (3) for school accountability in the amount of $3,499,699.

(b) For the fiscal year ending June 30, 2019, the distribution of priority school district grants, pursuant to subsection (a) of section 10-266p of the general statutes, shall be as follows: (1) For priority school districts in the amount of $31,609,003, (2) for extended school building

hours in the amount of $2,994,752, and (3) for school accountability in the amount of $3,499,699.

Sec. 574. (*Effective from passage*) (a) Up to $40,000 of the amount appropriated in section 1 of this act to the Department of Education, for Bridges to Success, for the fiscal years ending June 30, 2018, and June 30, 2019, shall be made available for a grant to the Bridge Family Center in West Hartford in each of said fiscal years.

(b) Up to $80,000 of the amount appropriated in section 1 of this act to the Department of Education, for K-3 Reading Assessment Pilot, for the fiscal years ending June 30, 2018, and June 30, 2019, shall be made available for a grant to New Haven Reads in New Haven in each of said fiscal years.

(c) Up to $125,000 of the amount appropriated in section 1 of this act to the Department of Education, for Other Expenses, for the fiscal years ending June 30, 2018, and June 30, 2019, shall be made available for a grant to the Career Pathways TECH Collaborative at Eli Whitney Technical High School in New Haven, administered by the Justice Education Center, Inc., in each of said fiscal years.

(d) The sum of $915,000 of the amount appropriated in section 1 of this act to the Department of Education, for Magnet Schools, for the fiscal years ending June 30, 2018, and June 30, 2019, shall be made available for a grant to East Hartford in each of said fiscal years.

(e) Up to $463,479 of the amount appropriated in section 1 of this act to the Department of Education, for Interdistrict Cooperation, for the fiscal years ending June 30, 2018, and June 30, 2019, shall be made available for a grant to Project Oceanology in each of said fiscal years.

Sec. 575. Subsection (i) of section 10-217a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(i) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2008, to June 30, **[**2017**]** 2019, inclusive, the amount of the grants payable to local or regional boards of education in accordance with this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for purposes of this section.

Sec. 576. Subsection (d) of section 10-71 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, to June 30, **[**2017**]** 2019, inclusive, the amount of the grants payable to towns, regional boards of education or regional educational service centers in accordance with this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this section for such year.

Sec. 577. Subsection (e) of section 10-66j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(e) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, to June 30, **[**2017**]** 2019, inclusive, the amount of grants payable to regional educational service centers shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for such grants for such year.

Sec. 578. Subdivision (2) of subsection (e) of section 10-76d of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) For purposes of this subdivision, "public agency" includes the offices of a government of a federally recognized Native American

tribe. Notwithstanding any other provisions of the general statutes, for the fiscal year ending June 30, 1987, and each fiscal year thereafter, whenever a public agency, other than a local or regional board of education, the State Board of Education or the Superior Court acting pursuant to section 10-76h, places a child in a foster home, group home, hospital, state institution, receiving home, custodial institution or any other residential or day treatment facility, and such child requires special education, the local or regional board of education under whose jurisdiction the child would otherwise be attending school or, if no such board can be identified, the local or regional board of education of the town where the child is placed, shall provide the requisite special education and related services to such child in accordance with the provisions of this section. Within one business day of such a placement by the Department of Children and Families or offices of a government of a federally recognized Native American tribe, said department or offices shall orally notify the local or regional board of education responsible for providing special education and related services to such child of such placement. The department or offices shall provide written notification to such board of such placement within two business days of the placement. Such local or regional board of education shall convene a planning and placement team meeting for such child within thirty days of the placement and shall invite a representative of the Department of Children and Families or offices of a government of a federally recognized Native American tribe to participate in such meeting. (A) The local or regional board of education under whose jurisdiction such child would otherwise be attending school shall be financially responsible for the reasonable costs of such special education and related services in an amount equal to the lesser of one hundred per cent of the costs of such education or the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with the provisions of subsection (a) of section 10-76f. The State Board of Education shall pay on a current basis, except as provided in

subdivision (3) of this subsection, any costs in excess of such local or regional board's basic contributions paid by such board of education in accordance with the provisions of this subdivision. (B) Whenever a child is placed pursuant to this subdivision, on or after July 1, 1995, by the Department of Children and Families and the local or regional board of education under whose jurisdiction such child would otherwise be attending school cannot be identified, the local or regional board of education under whose jurisdiction the child attended school or in whose district the child resided at the time of removal from the home by said department shall be responsible for the reasonable costs of special education and related services provided to such child, for one calendar year or until the child is committed to the state pursuant to section 46b-129 or 46b-140 or is returned to the child's parent or guardian, whichever is earlier. If the child remains in such placement beyond one calendar year the Department of Children and Families shall be responsible for such costs. During the period the local or regional board of education is responsible for the reasonable cost of special education and related services pursuant to this subparagraph, the board shall be responsible for such costs in an amount equal to the lesser of one hundred per cent of the costs of such education and related services or the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with the provisions of subsection (a) of section 10-76f. The State Board of Education shall pay on a current basis, except as provided in subdivision (3) of this subsection, any costs in excess of such local or regional board's basic contributions paid by such board of education in accordance with the provisions of this subdivision. The costs for services other than educational shall be paid by the state agency which placed the child. The provisions of this subdivision shall not apply to the school districts established within the Department of Children and Families, pursuant to section 17a-37 or the Department of Correction, pursuant to section 18-99a, provided in any case in which special education is being provided at a private residential institution,

including the residential components of regional educational service centers, to a child for whom no local or regional board of education can be found responsible under subsection (b) of this section, Unified School District #2 shall provide the special education and related services and be financially responsible for the reasonable costs of such special education instruction for such children. Notwithstanding the provisions of this subdivision, for the fiscal years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal years ending June 30, 2010, to June 30, **[**2017**]** 2019, inclusive, the amount of the grants payable to local or regional boards of education in accordance with this subdivision shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this subdivision for such year.

Sec. 579. Subsection (d) of section 10-76g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal years ending June 30, 2010, to June 30, **[**2017**]** 2019, inclusive, the amount of the grants payable to local or regional boards of education in accordance with this section, except grants paid in accordance with subdivision (2) of subsection (a) of this section, for the fiscal years ending June 30, 2006, and June 30, 2007, and for the fiscal years ending June 30, 2010, to June 30, **[**2017**]** 2019, inclusive, shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this section for such year.

Sec. 580. Subsection (b) of section 10-253 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) The board of education of the school district under whose

jurisdiction a child would otherwise be attending school shall be financially responsible for the reasonable costs of education for a child placed out by the Commissioner of Children and Families or by other agencies, including, but not limited to, offices of a government of a federally recognized Native American tribe, in a private residential facility when such child requires educational services other than special education services. Such financial responsibility shall be the lesser of one hundred per cent of the costs of such education or the average per pupil educational costs of such board of education for the prior fiscal year, determined in accordance with subsection (a) of section 10-76f. Any costs in excess of the board's basic contribution shall be paid by the State Board of Education on a current basis. The costs for services other than educational shall be paid by the state agency which placed the child. Application for the grant to be paid by the state for costs in excess of the local or regional board of education's basic contribution shall be made in accordance with the provisions of subdivision (5) of subsection (e) of section 10-76d. Notwithstanding the provisions of this subsection, for the fiscal years ending June 30, 2004, to June 30, 2007, inclusive, and for the fiscal years ending June 30, 2010, to June 30, **[**2017**]** 2019, inclusive, the amount of the grants payable to local or regional boards of education in accordance with this subsection shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for the purposes of this subsection for such year.

Sec. 581. Subdivision (4) of subsection (a) of section 10-266m of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(4) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, to June 30, **[**2017**]** 2019, inclusive, the amount of transportation grants payable to local or regional boards of education shall be reduced proportionately if the total of such grants in

such year exceeds the amount appropriated for such grants for such year.

Sec. 582. Subsection (b) of section 10-281 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Notwithstanding the provisions of this section, for the fiscal years ending June 30, 2004, to June 30, **[**2017**]** 2019, inclusive, the amount of the grants payable to local or regional boards of education in accordance with this section shall be reduced proportionately if the total of such grants in such year exceeds the amount appropriated for purposes of this section.

Sec. 583. Subsections (c) to (e), inclusive, of section 10-66ee of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) **[**(1)**]** For the fiscal year ending June 30, 2014, and each fiscal year thereafter, the State Board of Education may approve, within available appropriations, a per student grant to a local charter school **[**described in subsection (c) of section 10-66bb**]** in an amount not to exceed three thousand dollars for each student enrolled in such local charter school, provided the local or regional board of education for such local charter school and the representatives of the exclusive bargaining unit for certified employees, chosen pursuant to section 10-153b, mutually agree on staffing flexibility in such local charter school, and such agreement is approved by the State Board of Education. The state shall make such payments, in accordance with this subsection, to the **[**town in which**]** fiscal authority for a local charter school **[**is located**]** for each student enrolled in such school as follows: Twenty-five per cent of the amount not later than July fifteenth and September first based on estimated student enrollment on May first, and twenty-five per cent of the amount not later than January first and the remaining amount not

later than April first, each based on student enrollment on October first.

[(2) The town shall pay to the fiscal authority for a local charter school the portion of the amount paid to the town pursuant to subdivision (1) of this subsection attributable for students enrolled in such local charter school. Such payments shall be made as follows: Twenty-five per cent of the amount not later than July twentieth and September fifteenth and twenty-five per cent of the amount not later than January fifteenth and the remaining amount not later than April fifteenth.**]**

(d) (1) **[**For the purposes of equalization aid grants pursuant to section 10-262h, the**]** The state shall pay in accordance with this subsection, to the **[**town in which**]** fiscal authority for a state charter school **[**is located**]** for each student enrolled in such school, for the fiscal year ending June 30, 2013, ten thousand two hundred dollars, for the fiscal year ending June 30, 2014, ten thousand five hundred dollars, **[**and**]** for the fiscal **[**year**]** years ending June 30, 2015, **[**and each fiscal year thereafter**]** to June 30, 2018, inclusive, eleven thousand dollars, and for the fiscal year ending June 30, 2019, and each fiscal year thereafter, eleven thousand two hundred fifty dollars. Such payments shall be made as follows: Twenty-five per cent of the amount not later than July fifteenth and September first based on estimated student enrollment on May first, and twenty-five per cent of the amount not later than January first and the remaining amount not later than April first, each based on student enrollment on October first. **[**Notwithstanding the provisions of this subdivision, the payment of the remaining amount made not later than April 15, 2013, shall be within available appropriations and may be adjusted for each student on a pro rata basis.**]**

[(2) The town shall pay to the fiscal authority for a state charter school the portion of the amount paid to the town pursuant to

subdivision (1) of this subsection attributable for students enrolled in such state charter school. Such payments shall be made as follows: Twenty-five per cent of the amount not later than July twentieth and September fifteenth and twenty-five per cent of the amount not later than January fifteenth and the remaining amount not later than April fifteenth.**]**

[(3)**]** (2) In the case of a student identified as requiring special education, the school district in which the student resides shall: (A) Hold the planning and placement team meeting for such student and shall invite representatives from the charter school to participate in such meeting; and (B) pay the state charter school, on a quarterly basis, an amount equal to the difference between the reasonable cost of educating such student and the sum of the amount received by the state charter school for such student pursuant to subdivision **[**(2)**]** (1) of this subsection and amounts received from other state, federal, local or private sources calculated on a per pupil basis. Such school district shall be eligible for reimbursement pursuant to section 10-76g. The charter school a student requiring special education attends shall be responsible for ensuring that such student receives the services mandated by the student's individualized education program whether such services are provided by the charter school or by the school district in which the student resides.

(e) Notwithstanding any provision of the general statutes, if at the end of a fiscal year amounts received by a state charter school, pursuant to subdivision **[**(2)**]** (1) of subsection (d) of this section, are unexpended, the charter school (1) may use, for the expenses of the charter school for the following fiscal year, up to ten per cent of such amounts, and (2) may (A) create a reserve fund to finance a specific capital or equipment purchase or another specified project as may be approved by the commissioner, and (B) deposit into such fund up to five per cent of such amounts.

Sec. 584. Subsections (a) and (b) of section 10-262i of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the fiscal year ending June 30, 1990, and for each fiscal year thereafter, each town shall be paid a grant equal to the amount the town is entitled to receive under the provisions of section 10-262h. Such grant **[**, excluding any amounts paid to a town pursuant to subdivision (1) of subsection (c) and subdivision (1) of subsection (d) of section 10-66ee,**]** shall be calculated using the data of record as of the December first prior to the fiscal year such grant is to be paid, adjusted for the difference between the final entitlement for the prior fiscal year and the preliminary entitlement for such fiscal year as calculated using the data of record as of the December first prior to the fiscal year when such grant was paid.

(b) **[**(1) Except as provided in subdivisions (2) and (3) of this subsection, the**]** <u>The</u> amount due each town pursuant to the provisions of subsection (a) of this section shall be paid by the Comptroller, upon certification of the Commissioner of Education, to the treasurer of each town entitled to such aid in installments during the fiscal year as follows: Twenty-five per cent of the grant in October, twenty-five per cent of the grant in January and the balance of the grant in April. The balance of the grant due towns under the provisions of this subsection shall be paid in March rather than April to any town which has not adopted the uniform fiscal year and which would not otherwise receive such final payment within the fiscal year of such town.

[(2) Any amount due to a town pursuant to subdivision (1) of subsection (c) and subdivision (1) of subsection (d) of section 10-66ee shall be paid by the Comptroller, upon certification of the Commissioner of Education, to the treasurer of each town entitled to such amount pursuant to the schedule established in section 10-66ee.

(3) For the fiscal years ending June 30, 2015, and June 30, 2016, the amount due to the town of Winchester pursuant to the provisions of subsection (a) of this section shall be paid by the Comptroller, upon certification of the Commissioner of Education, to the treasurer of the town of Winchester in installments during said fiscal years as follows: Fifty per cent of the grant in October, twenty-five per cent of the grant in January and twenty-five per cent of the grant in April.**]**

Sec. 585. Subsection (c) of section 10-264*l* of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(c) (1) The maximum amount each interdistrict magnet school program, except those described in subparagraphs (A) to (G), inclusive, of subdivision (3) of this subsection, shall be eligible to receive per enrolled student who is not a resident of the town operating the magnet school shall be (A) six thousand sixteen dollars for the fiscal year ending June 30, 2008, (B) six thousand seven hundred thirty dollars for the fiscal years ending June 30, 2009, to June 30, 2012, inclusive, and (C) seven thousand eighty-five dollars for the fiscal year ending June 30, 2013, and each fiscal year thereafter. The per pupil grant for each enrolled student who is a resident of the town operating the magnet school program shall be three thousand dollars for the fiscal year ending June 30, 2008, and each fiscal year thereafter.

(2) For the fiscal year ending June 30, 2003, and each fiscal year thereafter, the commissioner may, within available appropriations, provide supplemental grants for the purposes of enhancing educational programs in such interdistrict magnet schools, as the commissioner determines. Such grants shall be made after the commissioner has conducted a comprehensive financial review and approved the total operating budget for such schools, including all revenue and expenditure estimates.

(3) (A) Except as otherwise provided in subparagraphs (C) to (G), inclusive, of this subdivision, each interdistrict magnet school operated by a regional educational service center that enrolls less than fifty-five per cent of the school's students from a single town shall receive a per pupil grant in the amount of (i) six thousand two hundred fifty dollars for the fiscal year ending June 30, 2006, (ii) six thousand five hundred dollars for the fiscal year ending June 30, 2007, (iii) seven thousand sixty dollars for the fiscal year ending June 30, 2008, (iv) seven thousand six hundred twenty dollars for the fiscal years ending June 30, 2009, to June 30, 2012, inclusive, and (v) seven thousand nine hundred dollars for the fiscal year ending June 30, 2013, and each fiscal year thereafter.

(B) Except as otherwise provided in subparagraphs (C) to (G), inclusive, of this subdivision, each interdistrict magnet school operated by a regional educational service center that enrolls at least fifty-five per cent of the school's students from a single town shall receive a per pupil grant for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent of the school's students in the amount of (i) six thousand sixteen dollars for the fiscal year ending June 30, 2008, (ii) six thousand seven hundred thirty dollars for the fiscal years ending June 30, 2009, to June 30, 2012, inclusive, and (iii) seven thousand eighty-five dollars for the fiscal year ending June 30, 2013, and each fiscal year thereafter. The per pupil grant for each enrolled student who is a resident of the district that enrolls at least fifty-five per cent of the school's students shall be three thousand dollars.

(C) For the fiscal year ending June 30, 2015, and each fiscal year thereafter, each interdistrict magnet school operated by a regional educational service center that began operations for the school year commencing July 1, 2001, and that for the school year commencing July 1, 2008, enrolled at least fifty-five per cent, but no more than

eighty per cent of the school's students from a single town shall receive a per pupil grant (i) for each enrolled student who is a resident of the district that enrolls at least fifty-five per cent, but no more than eighty per cent of the school's students, up to an amount equal to the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of eight thousand one hundred eighty dollars, (ii) for each enrolled student who is a resident of the district that enrolls at least fifty-five per cent, but not more than eighty per cent of the school's students, in an amount greater than the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of three thousand dollars, (iii) for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent, but no more than eighty per cent of the school's students, up to an amount equal to the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of eight thousand one hundred eighty dollars, and (iv) for each enrolled student who is not a resident of the district that enrolls at least fifty-five per cent, but not more than eighty per cent of the school's students, in an amount greater than the total number of such enrolled students as of October 1, 2013, using the data of record, in the amount of seven thousand eighty-five dollars.

(D) (i) Except as otherwise provided in subparagraph (D)(ii) of this subparagraph, each interdistrict magnet school operated by (I) a regional educational service center, (II) the Board of Trustees of the Community-Technical Colleges on behalf of a regional community-technical college, (III) the Board of Trustees of the Connecticut State University System on behalf of a state university, (IV) the Board of Trustees for The University of Connecticut on behalf of the university, (V) the board of governors for an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, except as otherwise provided in subparagraph (E) of

this subdivision, (VI) cooperative arrangements pursuant to section 10-158a, (VII) any other third-party not-for-profit corporation approved by the commissioner, and (VIII) the Hartford school district for the operation of Great Path Academy on behalf of Manchester Community College, that enrolls less than sixty per cent of its students from Hartford **[**pursuant to the 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended,**]** shall receive a per pupil grant in the amount of nine thousand six hundred ninety-five dollars for the fiscal year ending June 30, 2010, and ten thousand four hundred forty-three dollars for the fiscal years ending June 30, 2011, to June 30, **[**2017**]** 2019, inclusive.

(ii) For the fiscal year ending June 30, 2016, and each fiscal year thereafter, any interdistrict magnet school described in subparagraph (D)(i) of this subparagraph that enrolls less than fifty per cent of its incoming students from Hartford shall receive a per pupil grant in the amount of seven thousand nine hundred dollars for one-half of the total number of non-Hartford students enrolled in the school over fifty per cent of the total school enrollment and shall receive a per pupil grant in the amount of ten thousand four hundred forty-three dollars for the remainder of the total school enrollment.

(E) For the fiscal year ending June 30, 2015, and each fiscal year thereafter, each interdistrict magnet school operated by the board of governors for an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, that (i) began operations for the school year commencing July 1, 2014, (ii) enrolls less than sixty per cent of its students from Hartford pursuant to the 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, and

(iii) enrolls students at least half-time, shall be eligible to receive a per pupil grant (I) equal to sixty-five per cent of the grant amount determined pursuant to subparagraph (D) of this subdivision for each student who is enrolled at such school for at least two semesters in each school year, and (II) equal to thirty-two and one-half per cent of the grant amount determined pursuant to subparagraph (D) of this subdivision for each student who is enrolled at such school for one semester in each school year.

(F) Each interdistrict magnet school operated by a local or regional board of education, pursuant to the **[**2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al.**]** decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, shall receive a per pupil grant for each enrolled student who is not a resident of the district in the amount of (i) twelve thousand dollars for the fiscal year ending June 30, 2010, and (ii) thirteen thousand fifty-four dollars for the fiscal years ending June 30, 2011, to June 30, **[**2017**]** 2019, inclusive.

(G) In addition to the grants described in subparagraph (E) of this subdivision, for the fiscal year ending June 30, 2010, the commissioner may, subject to the approval of the Secretary of the Office of Policy and Management and the Finance Advisory Committee, established pursuant to section 4-93, provide supplemental grants to the Hartford school district of up to one thousand fifty-four dollars for each student enrolled at an interdistrict magnet school operated by the Hartford school district who is not a resident of such district.

(H) For the fiscal year ending June 30, 2016, and each fiscal year thereafter, the half-day Greater Hartford Academy of the Arts interdistrict magnet school operated by the Capital Region Education Council shall be eligible to receive a per pupil grant equal to sixty-five per cent of the per pupil grant specified in subparagraph (A) of this

subdivision.

(I) For the fiscal years ending June 30, 2016, to June 30, 2018, inclusive, the half-day Greater Hartford Academy of Mathematics and Science interdistrict magnet school operated by the Capitol Region Education Council shall be eligible to receive a per pupil grant equal to six thousand seven hundred eighty-seven dollars for (i) students enrolled in grades ten to twelve, inclusive, for the fiscal year ending June 30, 2016, (ii) students enrolled in grades eleven and twelve for the fiscal year ending June 30, 2017, and (iii) students enrolled in grade twelve for the fiscal year ending June 30, 2018. For the fiscal year ending June 30, 2016, and each fiscal year thereafter, the half-day Greater Hartford Academy of Mathematics and Science interdistrict magnet school shall not be eligible for any additional grants pursuant to subsection (c) of this section.

(4) For the fiscal years ending June 30, 2015, and June 30, 2016, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013. Approval of funding for enrollment above such enrollment level shall be prioritized by the department as follows: (A) Increases in enrollment in an interdistrict magnet school program that is adding planned new grade levels for the school years commencing July 1, 2015, and July 1, 2016; (B) increases in enrollment in an interdistrict magnet school program that added planned new grade levels for the school year commencing July 1, 2014, and was funded during the fiscal year ending June 30, 2015; (C) increases in enrollment in an interdistrict magnet school program that is moving into a permanent facility for the school years commencing July 1, 2014, to July 1, 2016, inclusive; (D) increases in enrollment in an interdistrict magnet school program to ensure compliance with subsection (a) of this section; and (E) new enrollments

for a new interdistrict magnet school program commencing operations on or after July 1, 2014, pursuant to the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.

(5) For the fiscal year ending June 30, 2017, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013, or October 1, 2015, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department as follows: (A) Increases in enrollment in an interdistrict magnet school program that is adding planned new grade levels for the school years commencing July 1, 2015, and July 1, 2016; (B) increases in enrollment in an interdistrict magnet school program that added planned new grade levels for the school year commencing July 1, 2014, and was funded during the fiscal year ending June 30, 2015; (C) increases in enrollment in an interdistrict magnet school program that added planned new grade levels for the school year commencing July 1, 2015, and was funded during the fiscal year ending June 30, 2016; and (D) increases in enrollment in an interdistrict magnet school program to ensure compliance with subsection (a) of this section. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.

(6) For the fiscal year ending June 30, 2018, and within available appropriations, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment

level of the interdistrict magnet school program on October 1, 2013, October 1, 2015, or October 1, 2016, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department and subject to the commissioner's approval, including increases in enrollment in an interdistrict magnet school program as a result of planned and approved new grade levels. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.

(7) For the fiscal year ending June 30, 2019, and within available appropriations, the department may limit payment to an interdistrict magnet school operator to an amount equal to the grant that such magnet school operator was eligible to receive based on the enrollment level of the interdistrict magnet school program on October 1, 2013, October 1, 2015, October 1, 2016, or October 1, 2017, whichever is lower. Approval of funding for enrollment above such enrollment level shall be prioritized by the department and subject to the commissioner's approval, including increases in enrollment in an interdistrict magnet school program as a result of planned and approved new grade levels. Any interdistrict magnet school program operating less than full-time, but at least half-time, shall be eligible to receive a grant equal to sixty-five per cent of the grant amount determined pursuant to this subsection.

[(6)**]** (8) Within available appropriations, the commissioner may make grants to the following entities that operate an interdistrict magnet school that assists the state in meeting **[**the goals of the 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the goals of the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended**]** its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the

commissioner and that provide academic support programs and summer school educational programs approved by the commissioner to students participating in such interdistrict magnet school program: (A) Regional educational service centers, (B) local and regional boards of education, (C) the Board of Trustees of the Community-Technical Colleges on behalf of a regional community-technical college, (D) the Board of Trustees of the Connecticut State University System on behalf of a state university, (E) the Board of Trustees for The University of Connecticut on behalf of the university, (F) the board of governors for an independent institution of higher education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, (G) cooperative arrangements pursuant to section 10-158a, and (H) any other third-party not-for-profit corporation approved by the commissioner.

[(7)**]** (9) Within available appropriations, the Commissioner of Education may make grants, in an amount not to exceed seventy-five thousand dollars, for start-up costs associated with the development of new interdistrict magnet school programs that assist the state in meeting **[**the goals of the 2008 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended, or the goals of the 2013 stipulation and order for Milo Sheff, et al. v. William A. O'Neill, et al., as extended**]** its obligations pursuant to the decision in Sheff v. O'Neill, 238 Conn. 1 (1996), or any related stipulation or order in effect, as determined by the commissioner, to the following entities that develop such a program: (A) Regional educational service centers, (B) local and regional boards of education, (C) the Board of Trustees of the Community-Technical Colleges on behalf of a regional community-technical college, (D) the Board of Trustees of the Connecticut State University System on behalf of a state university, (E) the Board of Trustees for The University of Connecticut on behalf of the university, (F) the board of governors for an independent institution of higher

education, as defined in subsection (a) of section 10a-173, or the equivalent of such a board, on behalf of the independent institution of higher education, (G) cooperative arrangements pursuant to section 10-158a, and (H) any other third-party not-for-profit corporation approved by the commissioner.

[(8)**]** (10) The amounts of the grants determined pursuant to this subsection shall be proportionately adjusted, if necessary, within available appropriations, and in no case shall any grant pursuant to this section exceed the reasonable operating budget of the interdistrict magnet school program, less revenues from other sources.

Sec. 586. Subdivision (7) of section 10-183b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(7) "Contributions" means amounts withheld pursuant to this chapter and paid to the board by an employer from compensation payable to a member. Prior to July 1, 1989, "mandatory contributions" are contributions required to be withheld under this chapter and consist of five per cent regular contributions and "one per cent contributions". From July 1, 1989, to June 30, 1992, "mandatory contributions" are contributions required to be withheld under this chapter and consist of five per cent regular contributions and one per cent health contributions. From July 1, 1992, to June 30, 2004, "mandatory contributions" are contributions required to be withheld under this chapter and consist of six per cent "regular contributions" and one per cent health contributions. **[**On or after**]** From July 1, 2004, to December 31, 2017, "mandatory contributions" are contributions required to be withheld under this chapter and consist of six per cent regular contributions and one and one-fourth per cent health contributions. On and after January 1, 2018, "mandatory contributions" are contributions required to be withheld under this chapter and consist of seven per cent "regular contributions" and one and one-

fourth per cent health contributions. "Voluntary contributions" are contributions by a member authorized to be withheld under section 10-183i.

Sec. 587. (*Effective from passage*) Notwithstanding subsections (a) and (b) of section 10-183z of the general statutes, the Teachers' Retirement Board shall, on or before December 1, 2017, (1) request a revised actuarial valuation for the fiscal years ending June 30, 2018, and June 30, 2019, based on the mandatory contribution percentage for the fiscal years ending June 30, 2018, and June 30, 2019, required under subdivision (7) of section 10-183b of the general statutes, and (2) certify to the General Assembly for said fiscal years the amount necessary, based on such revised actuarial valuation, to maintain the Teachers' Retirement Fund on an actuarial reserve basis.

Sec. 588. (*Effective from passage*) Notwithstanding any provision of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the total grants paid to municipalities from the moneys available in the Mashantucket Pequot and Mohegan Fund established by section 3-55i of the general statutes shall be as follows:

Grantee	Grant Amount for Fiscal Year 2018	Grant Amount for Fiscal Year 2019
Andover	$14,975	$6,680
Ansonia	160,809	113,045
Ashford	23,221	12,010
Avon	18,973	
Barkhamsted	16,480	6,728
Beacon Falls	28,405	12,467
Berlin	43,425	
Bethany	15,440	881
Bethel	48,774	
Bethlehem	13,341	4,125
Bloomfield	149,114	94,314
Bolton	16,279	3,244

Bozrah	16,045	9,143
Branford	53,780	
Bridgeport	5,856,925	5,606,925
Bridgewater	8,143	3,734
Bristol	559,715	400,282
Brookfield	21,694	
Brooklyn	212,937	191,703
Burlington	22,355	
Canaan	9,348	6,202
Canterbury	28,601	15,208
Canton	20,081	
Chaplin	79,006	73,052
Cheshire	2,039,432	1,962,440
Chester	14,638	3,278
Clinton	30,336	
Colchester	65,420	23,167
Colebrook	9,838	6,045
Columbia	19,213	4,857
Cornwall	8,114	4,434
Coventry	44,362	13,336
Cromwell	35,310	
Danbury	898,935	678,398
Darien	9,024	
Deep River	16,522	4,490
Derby	240,912	207,304
Durham	20,345	1,003
East Granby	14,706	987
East Haddam	27,015	3,042
East Hampton	40,629	6,742
East Hartford	291,227	156,898
East Haven	158,456	82,006
East Lyme	320,180	270,204
East Windsor	45,500	15,432
Eastford	11,911	7,529
Easton	10,434	
Ellington	44,853	4,081
Enfield	1,342,216	1,224,751
Essex	12,209	
Fairfield	276,419	114,941

Farmington	29,796	
Franklin	14,960	9,738
Glastonbury	40,754	
Goshen	10,357	2,687
Granby	23,972	
Greenwich	92,423	
Griswold	86,837	55,478
Groton	1,336,108	1,232,069
Guilford	25,668	
Haddam	22,842	908
Hamden	887,622	725,946
Hampton	13,774	8,881
Hartford	6,263,314	6,136,523
Hartland	12,191	6,593
Harwinton	18,235	3,676
Hebron	28,438	3,350
Kent	8,957	1,298
Killingly	139,384	94,184
Killingworth	15,190	
Lebanon	32,377	13,139
Ledyard	878,678	891,000
Lisbon	22,716	11,287
Litchfield	17,970	
Lyme	8,286	1,997
Madison	19,020	
Manchester	565,397	412,450
Mansfield	204,996	179,151
Marlborough	18,541	1,807
Meriden	857,313	698,609
Middlebury	15,721	
Middlefield	17,261	5,616
Middletown	1,184,574	1,060,747
Milford	377,139	236,690
Monroe	33,321	
Montville	952,470	946,162
Morris	11,054	5,059
Naugatuck	230,356	147,899
New Britain	2,172,652	1,980,822
New Canaan	8,816	

New Fairfield	29,123	
New Hartford	18,753	822
New Haven	5,753,352	5,503,352
New London	1,737,694	1,667,837
New Milford	74,366	2,049
Newington	245,693	164,924
Newtown	903,200	829,098
Norfolk	13,256	8,899
North Branford	40,346	2,647
North Canaan	20,843	12,383
North Haven	149,723	86,789
North Stonington	841,889	880,690
Norwalk	809,075	577,059
Norwich	1,912,306	1,860,229
Old Lyme	14,374	
Old Saybrook	14,310	
Orange	43,141	6,408
Oxford	25,388	
Plainfield	121,937	82,099
Plainville	72,491	27,635
Plymouth	65,316	33,955
Pomfret	19,468	9,172
Portland	27,715	2,902
Preston	1,125,119	1,165,290
Prospect	26,678	1,085
Putnam	100,687	75,902
Redding	10,912	
Ridgefield	14,143	
Rocky Hill	266,437	213,545
Roxbury	7,982	2,188
Salem	18,219	7,370
Salisbury	8,929	
Scotland	15,714	11,620
Seymour	67,640	24,111
Sharon	9,111	2,001
Shelton	74,849	
Sherman	9,772	109
Simsbury	28,478	
Somers	1,594,267	1,564,515

South Windsor	54,351	
Southbury	37,443	
Southington	122,491	7,160
Sprague	25,323	17,479
Stafford	92,112	60,839
Stamford	875,635	625,635
Sterling	33,410	24,317
Stonington	31,251	
Stratford	160,760	30,567
Suffield	2,802,224	2,760,598
Thomaston	37,095	16,872
Thompson	62,808	38,307
Tolland	34,843	
Torrington	287,599	196,642
Trumbull	49,633	
Union	21,240	19,013
Vernon	156,412	79,820
Voluntown	87,466	80,641
Wallingford	151,703	33,058
Warren	8,125	4,369
Washington	8,526	
Waterbury	2,887,435	2,637,435
Waterford	42,167	
Watertown	69,660	11,631
West Hartford	194,502	27,820
West Haven	951,618	807,097
Westbrook	16,186	
Weston	8,893	
Westport	26,431	
Wethersfield	207,167	137,556
Willington	33,019	17,399
Wilton	10,862	
Winchester	78,242	49,474
Windham	857,889	793,155
Windsor	68,446	
Windsor Locks	420,787	387,713
Wolcott	60,939	16,939
Woodbridge	11,091	
Woodbury	19,685	

Woodstock	26,183	5,694

Sec. 589. (*Effective from passage*) For the fiscal years ending June 30, 2018, and June 30, 2019, each municipality shall receive a municipal stabilization grant payable not later than October thirty-first of each year. The total amount of the grant payable is as follows:

Municipality	Grant Amount for Fiscal Year 2018	Grant Amount for Fiscal Year 2019
Andover	$24,793	$43,820
Ansonia	132,069	
Ashford	42,226	44,498
Avon	126,895	142,054
Barkhamsted		
Beacon Falls	49,577	
Berlin	511,161	258,989
Bethany	7,509	26,746
Bethel	122,775	
Bethlehem		40,552
Bloomfield	290,578	291,027
Bolton	18,668	11,053
Bozrah		
Branford	214,094	
Bridgeport	2,544,731	2,823,501
Bridgewater		
Bristol	429,253	234,651
Brookfield	111,510	272,396
Brooklyn	122,837	
Burlington	32,249	34,417
Canaan	1,239	24,132
Canterbury	39,977	94,624
Canton	61,218	
Chaplin	40,760	34,779
Cheshire	561,153	241,134
Chester		
Clinton	74,109	288,473
Colchester	225,029	134,167

Colebrook		
Columbia	20,901	28,393
Cornwall		
Coventry	86,930	113,156
Cromwell	104,410	
Danbury	1,965,375	1,218,855
Darien		
Deep River	19,597	
Derby	355,044	205,327
Durham	27,167	244,059
East Granby	8,156	
East Haddam		
East Hampton	98,275	120,397
East Hartford	1,281,122	200,959
East Haven	187,419	
East Lyme	615,174	524,097
East Windsor	89,544	
Eastford		
Easton	13,238	
Ellington	80,563	
Enfield	822,940	
Essex		
Fairfield	87,864	191,245
Farmington	894,926	802,461
Franklin		25,666
Glastonbury	305,879	385,930
Goshen		
Granby	69,586	
Greenwich		
Griswold	275,942	
Groton	325,643	466,668
Guilford	157,064	496,560
Haddam	13,184	
Hamden	1,827,327	1,646,236
Hampton	4,065	28,585
Hartford	4,456,568	3,370,519
Hartland	24,182	76,110
Harwinton	3,632	39,036
Hebron	54,793	125,020

Kent		
Killingly	174,037	268,063
Killingworth		155,954
Lebanon	53,597	162,740
Ledyard	356,184	
Lisbon	26,482	139,316
Litchfield	2,517	46,905
Lyme		
Madison	161,212	175,790
Manchester	967,817	780,354
Mansfield	1,766,095	661,283
Marlborough	18,468	48,977
Meriden	1,039,872	622,306
Middlebury	28,587	15,067
Middlefield	5,263	14,971
Middletown	1,065,364	
Milford	1,128,837	1,130,086
Monroe	107,461	443,723
Montville	881,541	20,897
Morris		
Naugatuck	401,182	283,399
New Britain	3,043,492	2,176,332
New Canaan		
New Fairfield	111,272	265,666
New Hartford		
New Haven	2,261,574	1,675,450
New London	1,463,068	1,112,913
New Milford	107,594	
Newington	758,440	
Newtown	331,081	267,960
Norfolk		9,911
North Branford	88,667	152,031
North Canaan		11,334
North Haven	54,949	
North Stonington		
Norwalk	2,238,034	1,780,046
Norwich	618,620	210,834
Old Lyme		
Old Saybrook		

Orange	60,685	221,467
Oxford	7,677	267,543
Plainfield	372,869	
Plainville	68,798	
Plymouth	571,063	
Pomfret		23,434
Portland	48,096	
Preston		
Prospect	51,791	73,271
Putnam	34,792	71,039
Redding	40,365	57,277
Ridgefield	157,799	117,659
Rocky Hill	362,065	65,602
Roxbury		
Salem	37,070	132,694
Salisbury		
Scotland	8,059	13,960
Seymour	76,901	
Sharon		
Shelton	118,857	
Sherman		
Simsbury	219,407	
Somers	614,776	240,198
South Windsor	143,851	57,854
Southbury	273,123	74,062
Southington	253,504	
Sprague	79,761	
Stafford	175,634	
Stamford	1,719,921	1,846,049
Sterling	51,516	
Stonington		218,992
Stratford	127,639	
Suffield	629,873	206,051
Thomaston	115,303	
Thompson		4,459
Tolland	53,057	322,977
Torrington	330,604	72,539
Trumbull	219,555	604,706
Union		

Vernon	362,272	330,755
Voluntown	29,490	
Wallingford	252,463	
Warren		
Washington		
Waterbury	4,117,158	2,298,414
Waterford	1,228	
Watertown	104,765	
West Hartford	711,869	
West Haven	404,130	
Westbrook		
Weston	68,306	70,181
Westport	22,940	66,133
Wethersfield	519,476	
Willington	30,031	
Wilton	122,545	93,135
Winchester	74,820	105,432
Windham	1,580,336	1,349,376
Windsor	272,140	357,943
Windsor Locks	145,369	150,116
Wolcott	239,919	136,938
Woodbridge	48,899	120,477
Woodbury	29,277	
Woodstock		
Groton (City of)	16,470	
Blmfld. Cntr. F. D.	4,676	
Hazardville F. D. #3	1,730	
Groton: Poq. Brdg F. D.	8,973	
Middletown South Fire	8,194	
N. Milford F. D.	5,450	
Plainfield F. D.	2,158	
W. Putnam Dist.	78	
W Haven 1st Center	776,040	
Allingtown	358,645	
W. Shore F. D.	237,042	

Sec. 590. (*Effective from passage*) Notwithstanding subdivision (1) of subsection (d) of section 4-66*l* of the general statutes, for the fiscal

years ending June 30, 2018, and June 30, 2019, each municipality shall receive a municipal sharing grant payable not later than October thirty-first of each year. The total amount of the grant payable is as follows:

Municipality	Grant Amount for Fiscal Year 2018	Grant Amount for Fiscal Year 2019
Andover	-	-
Ansonia	-	-
Ashford	-	-
Avon	-	-
Barkhamsted	-	-
Beacon Falls	-	-
Berlin	-	-
Bethany	-	-
Bethel	-	-
Bethlehem	-	-
Bloomfield	-	-
Bolton	-	-
Bozrah	-	-
Branford	-	-
Bridgeport	3,095,669	3,236,058
Bridgewater	-	-
Bristol	-	-
Brookfield	-	-
Brooklyn	-	-
Burlington	-	-
Canaan	-	-
Canterbury	-	-
Canton	-	-
Chaplin	-	-
Cheshire	-	-
Chester	-	-
Clinton	-	-
Colchester	-	-
Colebrook	-	-
Columbia	-	-

Cornwall	-	-
Coventry	-	-
Cromwell	-	-
Danbury	-	-
Darien	-	-
Deep River	-	-
Derby	-	-
Durham	-	-
East Granby	-	-
East Haddam	-	-
East Hampton	-	-
East Hartford	-	-
East Haven	-	-
East Lyme	-	-
East Windsor	-	-
Eastford	-	-
Easton	-	-
Ellington	-	-
Enfield	-	-
Essex	-	-
Fairfield	-	-
Farmington	-	-
Franklin	-	-
Glastonbury	-	-
Goshen	-	-
Granby	-	-
Greenwich	-	-
Griswold	-	-
Groton	-	-
Guilford	-	-
Haddam	-	-
Hamden	-	-
Hampton	-	-
Hartford	11,883,205	12,422,113
Hartland	-	-
Harwinton	-	-
Hebron	-	-
Kent	-	-
Killingly	-	-

Killingworth	-	-
Lebanon	-	-
Ledyard	-	-
Lisbon	-	-
Litchfield	-	-
Lyme	-	-
Madison	-	-
Manchester	-	-
Mansfield	2,516,331	2,630,447
Marlborough	-	-
Meriden	-	-
Middlebury	-	-
Middlefield	-	-
Middletown	-	-
Milford	-	-
Monroe	-	-
Montville	-	-
Morris	-	-
Naugatuck	-	-
New Britain	-	-
New Canaan	-	-
New Fairfield	-	-
New Hartford	-	-
New Haven	14,584,940	15,246,372
New London	-	-
New Milford	-	-
Newington	-	-
Newtown	-	-
Norfolk	-	-
North Branford	-	-
North Canaan	-	-
North Haven	-	-
North Stonington	-	-
Norwalk	-	-
Norwich	-	-
Old Lyme	-	-
Old Saybrook	-	-
Orange	-	-
Oxford	-	-

Plainfield	-	-
Plainville	-	-
Plymouth	-	-
Pomfret	-	-
Portland	-	-
Preston	-	-
Prospect	-	-
Putnam	-	-
Redding	-	-
Ridgefield	-	-
Rocky Hill	-	-
Roxbury	-	-
Salem	-	-
Salisbury	-	-
Scotland	-	-
Seymour	-	-
Sharon	-	-
Shelton	-	-
Sherman	-	-
Simsbury	-	-
Somers	-	-
South Windsor	-	-
Southbury	-	-
Southington	-	-
Sprague	-	-
Stafford	-	-
Stamford	-	-
Sterling	-	-
Stonington	-	-
Stratford	-	-
Suffield	-	-
Thomaston	-	-
Thompson	-	-
Tolland	-	-
Torrington	-	-
Trumbull	-	-
Union	-	-
Vernon	-	-
Voluntown	-	-

Wallingford	-	-
Warren	-	-
Washington	-	-
Waterbury	3,141,669	3,284,145
Waterford	-	-
Watertown	-	-
West Hartford	-	-
West Haven	-	-
Westbrook	-	-
Weston	-	-
Westport	-	-
Wethersfield	-	-
Willington	-	-
Wilton	-	-
Winchester	-	-
Windham	-	-
Windsor	-	-
Windsor Locks	-	-
Wolcott	-	-
Woodbridge	-	-
Woodbury	-	-
Woodstock	-	-

Sec. 591. (*Effective from passage*) Notwithstanding subdivision (1) of subsection (e) of section 12-18b of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, each town, city and borough shall receive the following payment in lieu of taxes for college and hospital property not later than October thirty-first of each year.

Municipality/District	Grant Amount for Fiscal Year 2018	Grant Amount for Fiscal Year 2019
Andover	-	-
Ansonia	-	-
Ashford	-	-
Avon	-	-
Barkhamsted	-	-
Beacon Falls	-	-

Berlin	-	-
Bethany	14,650	14,650
Bethel	6	10,175
Bethlehem	-	-
Bloomfield	110,126	110,126
Bolton	-	-
Bozrah	-	-
Branford	-	105,041
Bridgeport	7,454,025	7,464,762
Bridgewater	-	-
Bristol	380,562	380,562
Brookfield	-	-
Brooklyn	-	-
Burlington	-	-
Canaan	1,406	1,406
Canterbury	-	-
Canton	-	-
Chaplin	-	-
Cheshire	100,980	100,980
Chester	-	-
Clinton	-	-
Colchester	-	-
Colebrook	-	-
Columbia	-	-
Cornwall	-	-
Coventry	-	-
Cromwell	2,634	37,974
Danbury	1,258,449	1,401,114
Darien	-	-
Deep River	-	-
Derby	690,309	690,309
Durham	-	-
East Granby	-	-
East Haddam	-	-
East Hampton	-	-
East Hartford	487,075	1,102,257
East Haven	-	-
East Lyme	28,062	28,062
East Windsor	-	-

Eastford	-	-
Easton	-	-
Ellington	-	-
Enfield	17,209	17,209
Essex	-	10,116
Fairfield	1,828,166	1,828,166
Farmington	23,644	23,644
Franklin	-	-
Glastonbury	7	0
Goshen	-	-
Granby	-	-
Greenwich	-	674,786
Griswold	-	-
Groton	25,380	25,380
Guilford	-	-
Haddam	-	-
Hamden	2,359,751	2,359,751
Hampton	-	-
Hartford	20,009,758	20,009,758
Hartland	-	-
Harwinton	-	-
Hebron	-	-
Kent	-	-
Killingly	-	-
Killingworth	-	0
Lebanon	-	-
Ledyard	-	-
Lisbon	-	-
Litchfield	-	0
Lyme	-	138
Madison	-	-
Manchester	552,286	552,286
Mansfield	-	7,583
Marlborough	-	-
Meriden	772,912	772,912
Middlebury	-	-
Middlefield	-	-
Middletown	3,826,085	5,221,035
Milford	285,985	285,985

Monroe	-	-
Montville	-	-
Morris	-	-
Naugatuck	-	-
New Britain	2,066,516	2,066,516
New Canaan	-	101,728
New Fairfield	-	-
New Hartford	-	-
New Haven	36,545,385	36,545,385
New London	4,620,940	4,620,940
New Milford	89,321	146,478
Newington	1,529,519	1,939,870
Newtown	-	-
Norfolk	27,093	27,093
North Branford	-	1,202
North Canaan	-	-
North Haven	578,614	604,327
North Stonington	-	-
Norwalk	1,471,056	1,929,770
Norwich	747,378	747,378
Old Lyme	2,006	33,136
Old Saybrook	-	-
Orange	151,773	194,842
Oxford	-	-
Plainfield	26,401	26,401
Plainville	-	-
Plymouth	-	-
Pomfret	-	-
Portland	-	-
Preston	-	-
Prospect	-	-
Putnam	108,104	108,104
Redding	-	-
Ridgefield	-	-
Rocky Hill	-	-
Roxbury	-	-
Salem	-	-
Salisbury	-	-
Scotland	-	-

Seymour	-	-
Sharon	-	-
Shelton	-	-
Sherman	-	-
Simsbury	-	-
Somers	-	-
South Windsor	-	-
Southbury	-	-
Southington	-	94,474
Sprague	-	-
Stafford	140,952	140,952
Stamford	1,619,805	1,619,805
Sterling	-	-
Stonington	-	-
Stratford	-	-
Suffield	-	-
Thomaston	-	-
Thompson	-	1,436
Tolland	-	-
Torrington	217,645	217,645
Trumbull	3,260	10,178
Union	-	-
Vernon	219,351	219,351
Voluntown	56,167	56,182
Wallingford	152,586	257,444
Warren	-	-
Washington	-	-
Waterbury	3,706,103	3,706,103
Waterford	61,523	109,838
Watertown	-	-
West Hartford	883,308	883,308
West Haven	5,008,541	5,527,988
Westbrook	-	73,882
Weston	-	-
Westport	96,952	96,952
Wethersfield	8,592	12,859
Willington	-	-
Wilton	-	-
Winchester	27,324	27,324

Windham	504,376	504,376
Windsor	-	-
Windsor Locks	-	-
Wolcott	-	-
Woodbridge	-	0
Woodbury	-	0
Woodstock	-	-

Sec. 592. (*Effective from passage*) Notwithstanding subdivision (1) of subsection (e) of section 12-18b of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, each town, city and borough shall receive the following payment in lieu of taxes for state-owned property not later than October thirty-first of each year.

Municipality/District	Grant Amount Fiscal Year 2018	Grant Amount Fiscal Year 2019
Andover	$4,211	$9,631
Ansonia	44,259	61,845
Ashford	44	2,817
Avon		27,370
Barkhamsted	1,682	9,887
Beacon Falls	20,772	24,899
Berlin	447	6,108
Bethany	5,865	20,648
Bethel	149	15,360
Bethlehem	158	527
Bloomfield	13,651	13,651
Bolton	15,913	24,288
Bozrah		3,044
Branford		12,155
Bridgeport	2,319,865	2,319,865
Bridgewater	51	639
Bristol		47,877
Brookfield	337	
Brooklyn	79,919	79,919
Burlington	5,437	22,931
Canaan	58,344	58,344

Canterbury	327	5,357
Canton		9,325
Chaplin	31,817	31,817
Cheshire	1,317,410	1,317,410
Chester	415	9,068
Clinton		16,949
Colchester		74,928
Colebrook	1,206	2,813
Columbia	167	3,666
Cornwall	3,149	9,753
Coventry	284	23,414
Cromwell	180	8,749
Danbury	1,597,717	1,597,717
Darien		10,948
Deep River		7,424
Derby	663	29,550
Durham	123	6,251
East Granby		3,868
East Haddam	8,423	18,370
East Hampton	19,217	19,217
East Hartford	69,451	69,451
East Haven	240,702	462,357
East Lyme	192,581	192,581
East Windsor	57,816	548,433
Eastford		32,004
Easton	410	49,981
Ellington	96	4,540
Enfield	655,840	655,840
Essex	78	277
Fairfield	137	19,259
Farmington	2,106,294	2,069,061
Franklin	5,944	9,390
Glastonbury		
Goshen	408	8,655
Granby	50	1,061
Greenwich		
Griswold	17,108	32,943
Groton	564,150	564,150
Guilford		

Haddam	21,098	33,979
Hamden	662,757	662,757
Hampton	12,327	12,327
Hartford	10,162,953	10,162,953
Hartland	56,100	56,100
Harwinton		5,872
Hebron		7,647
Kent	28,889	28,889
Killingly	149,332	149,332
Killingworth	52,447	50,606
Lebanon	3,431	14,807
Ledyard	379,330	379,330
Lisbon	130	3,830
Litchfield	24,449	42,754
Lyme		9,054
Madison	324,440	295,398
Manchester	428,017	428,017
Mansfield	5,566,517	5,566,517
Marlborough		14,788
Meriden	192,354	258,466
Middlebury		25,793
Middlefield	33	4,920
Middletown	2,217,276	2,217,276
Milford	195,096	281,776
Monroe	46	
Montville	1,079,480	1,079,480
Morris	820	11,872
Naugatuck	2,998	46,475
New Britain	2,996,392	2,996,392
New Canaan	7,331	
New Fairfield	127	3,348
New Hartford		10,288
New Haven	5,146,251	5,146,251
New London	295,665	397,802
New Milford	194	323,944
Newington	14,719	14,719
Newtown	456,363	456,363
Norfolk	38,529	38,529
North Branford		2,986

North Canaan	6,827	12,906
North Haven	2,621	62,062
North Stonington	219	12,148
Norwalk	31,982	269,172
Norwich	612,634	680,137
Old Lyme	146	9,966
Old Saybrook		34,274
Orange	194	5,952
Oxford	116,873	108,327
Plainfield	1,260	34,173
Plainville	388	8,596
Plymouth	458	5,936
Pomfret	27,221	29,556
Portland	199	13,439
Preston	716	7,233
Prospect		1,038
Putnam		18,421
Redding	88,698	75,147
Ridgefield	2,087	22,112
Rocky Hill	512,303	512,303
Roxbury	64	1,402
Salem	35,653	35,653
Salisbury	108	3,342
Scotland	15,937	15,937
Seymour		11,453
Sharon		13,010
Shelton	344	
Sherman		7
Simsbury	2,555	35,655
Somers	715,904	715,904
South Windsor	78	142,250
Southbury	13,994	
Southington		6,766
Sprague	366	6,156
Stafford	4,404	28,118
Stamford	931,423	931,423
Sterling	131	2,904
Stonington		
Stratford	122,285	213,514

Suffield	1,801,140	1,801,140
Thomaston	5,728	19,583
Thompson	41	6,524
Tolland		24,569
Torrington	96,492	162,755
Trumbull		98
Union	15,426	15,426
Vernon	113,496	123,084
Voluntown	71,479	119,254
Wallingford		33,319
Warren	2,084	2,084
Washington	6,117	13,927
Waterbury	3,021,121	3,021,121
Waterford	122,408	143,075
Watertown	9,723	9,723
West Hartford		16,127
West Haven		181,198
Westbrook		51,571
Weston		
Westport	351,519	305,404
Wethersfield	107,242	135,355
Willington	17,136	24,965
Wilton	330	10,271
Winchester	31,191	59,944
Windham	2,558,128	2,558,128
Windsor		27,298
Windsor Locks	25,283	45,282
Wolcott		1,140
Woodbridge		
Woodbury	183	
Woodstock	1,581	3,987
Danielson (Bor.)	10,980	10,980
Litchfield (Bor.)	288	288

Sec. 593. Subdivision (1) of subsection (k) of section 46b-124 of the general statutes, as amended by section 2 of public act 17-99 and section 147 of this act, is repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

(k) (1) Notwithstanding the provisions of subsection (d) of this section, any information concerning a child that is obtained during any mental health screening or assessment of such child, **[**during the provision of services pursuant to subsection (b) of section 46b-149, or during the performance of an educational evaluation pursuant to subsection (e) of section 46b-149,**]** shall be used solely for planning and treatment purposes and shall otherwise be confidential and retained in the files of the entity **[**providing such services or**]** performing such screening **[**,**]** or assessment. **[**or evaluation.**]** Such information may be further disclosed only for the purposes of any court-ordered evaluation or treatment of the child or provision of services to the child, or pursuant to sections 17a-101 to 17a-101e, inclusive, 17b-450, 17b-451 or 51-36a. Such information shall not be subject to subpoena or other court process for use in any other proceeding or for any other purpose.

Sec. 594. (Reserved)

Sec. 595. (Reserved)

Sec. 596. (Reserved)

Sec. 597. (Reserved)

Sec. 598. (Reserved)

Sec. 599. (Reserved)

Sec. 600. (Reserved)

Sec. 601. (NEW) (*Effective from passage*) As used in sections 601 to 609, inclusive, of this act, unless the context otherwise requires:

(1) "Commissioner" means the Commissioner of Revenue Services;

(2) "Department" means the Department of Revenue Services;

(3) "Taxpayer" means any health care provider subject to any tax or fee under section 602 or 603 of this act;

(4) "Health care provider" means an individual or entity that receives any payment or payments for health care items or services provided;

(5) "Gross receipts" means the amount received, whether in cash or in kind, from patients, third-party payers and others for taxable health care items or services provided by the taxpayer in the state, including retroactive adjustments under reimbursement agreements with third-party payers, without any deduction for any expenses of any kind;

(6) "Net revenue" means gross receipts less payer discounts, charity care and bad debts, to the extent the taxpayer previously paid tax under section 602 of this act on the amount of such bad debts;

(7) "Payer discounts" means the difference between a health care provider's published charges and the payments received by the health care provider from one or more health care payers for a rate or method of payment that is different than or discounted from such published charges. "Payer discounts" does not include charity care or bad debts;

(8) "Charity care" means free or discounted health care services rendered by a health care provider to an individual who cannot afford to pay for such services, including, but not limited to, health care services provided to an uninsured patient who is not expected to pay all or part of a health care provider's bill based on income guidelines and other financial criteria set forth in the general statutes or in a health care provider's charity care policies on file at the office of such provider. "Charity care" does not include bad debts or payer discounts;

(9) "Received" means "received" or "accrued", construed according to the method of accounting customarily employed by the taxpayer;

(10) "Hospital" means any health care facility, as defined in section 19a-630 of the general statutes, that (A) is licensed by the Department of Public Health as a short-term general hospital; (B) is maintained primarily for the care and treatment of patients with disorders other than mental diseases; (C) meets the requirements for participation in Medicare as a hospital; and (D) has in effect a utilization review plan, applicable to all Medicaid patients, that meets the requirements of 42 CFR 482.30, as amended from time to time, unless a waiver has been granted by the Secretary of the United States Department of Health and Human Services;

(11) "Inpatient hospital services" means, in accordance with federal law, all services that are (A) ordinarily furnished in a hospital for the care and treatment of inpatients; (B) furnished under the direction of a physician or dentist; and (C) furnished in a hospital. "Inpatient hospital services" does not include skilled nursing facility services and intermediate care facility services furnished by a hospital with swing bed approval;

(12) "Inpatient" means a patient who has been admitted to a medical institution as an inpatient on the recommendation of a physician or dentist and who (A) receives room, board and professional services in the institution for a twenty-four-hour period or longer, or (B) is expected by the institution to receive room, board and professional services in the institution for a twenty-four-hour period or longer, even if the patient does not actually stay in the institution for a twenty-four - hour period or longer;

(13) "Outpatient hospital services" means, in accordance with federal law, preventive, diagnostic, therapeutic, rehabilitative or palliative services that are (A) furnished to an outpatient; (B) furnished by or under the direction of a physician or dentist; and (C) furnished by a hospital;

(14) "Outpatient" means a patient of an organized medical facility or a distinct part of such facility, who is expected by the facility to receive, and who does receive, professional services for less than a twenty-four-hour period regardless of the hour of admission, whether or not a bed is used or the patient remains in the facility past midnight;

(15) "Nursing home" means any licensed chronic and convalescent nursing home or a rest home with nursing supervision;

(16) "Intermediate care facility for individuals with intellectual disabilities" or "intermediate care facility" means a residential facility for persons with intellectual disability that is certified to meet the requirements of 42 CFR 442, Subpart C, as amended from time to time, and, in the case of a private facility, licensed pursuant to section 17a-227 of the general statutes;

(17) "Medicare day" means a day of nursing home care service provided to an individual who is eligible for payment, in full or with a coinsurance requirement, under the federal Medicare program, including fee for service and managed care coverage;

(18) "Nursing home resident day" means a day of nursing home care service provided to an individual and includes the day a resident is admitted and any day for which the nursing home is eligible for payment for reserving a resident's bed due to hospitalization or temporary leave and for the date of death. For purposes of this subdivision, a day of nursing home care service shall be the period of time between the census-taking hour in a nursing home on two successive calendar days. "Nursing home resident day" does not include a Medicare day or the day a resident is discharged;

(19) "Intermediate care facility resident day" means a day of intermediate care facility residential care provided to an individual and includes the day a resident is admitted and any day for which the

intermediate care facility is eligible for payment for reserving a resident's bed due to hospitalization or temporary leave and for the date of death. For purposes of this subdivision, a day of intermediate care facility residential care shall be the period of time between the census-taking hour in a facility on two successive calendar days. "Intermediate care facility resident day" does not include the day a resident is discharged;

(20) "Medicaid" means the program operated by the Department of Social Services pursuant to section 17b-260 of the general statutes and authorized by Title XIX of the Social Security Act, as amended from time to time; and

(21) "Medicare" means the program operated by the Centers for Medicare and Medicaid Services in accordance with Title XVIII of the Social Security Act, as amended from time to time.

Sec. 602. (NEW) (*Effective from passage*) (a) (1) For each calendar quarter commencing on or after July 1, 2017, each hospital shall pay a tax on the total net revenue received by such hospital for the provision of inpatient hospital services and outpatient hospital services.

(A) (i) On and after July 1, 2017, and prior to July 1, 2019, (I) the rate of tax for the provision of inpatient hospital services shall be three hundred six million dollars divided by the total audited net inpatient revenue for fiscal year 2016, of all hospitals that are required to pay such tax, and (II) the rate of tax for the provision of outpatient hospital services shall be five hundred ninety-four million dollars divided by the total audited net outpatient revenue for fiscal year 2016, of all hospitals that are required to pay such tax.

(ii) On and after July 1, 2019, the rate of tax for the provision of inpatient hospital services and outpatient hospital services shall be three hundred eighty-four million dollars divided by the total audited

net revenue for fiscal year 2016, of all hospitals that are required to pay such tax.

(B) (i) For purposes of this section:

(I) "Audited net inpatient revenue for fiscal year 2016" means the amount of revenue that the commissioner determines, in accordance with federal law, that a hospital received for the provision of inpatient hospital services during the 2016 federal fiscal year;

(II) "Audited net outpatient revenue for fiscal year 2016" means the amount of revenue that the commissioner determines, in accordance with federal law, that a hospital received for the provision of outpatient hospital services during the 2016 federal fiscal year; and

(III) "Audited net revenue for fiscal year 2016" means net revenue, as reported in each hospital's audited financial statement, less the amount of revenue that the commissioner determines, in accordance with federal law, that a hospital received from other than the provision of inpatient hospital services and outpatient hospital services. The total audited net revenue for fiscal year 2016 shall be the sum of all audited net revenue for fiscal year 2016 for all hospitals required to pay tax on inpatient hospital services and outpatient hospital services.

(ii) Audited net inpatient revenue and audited net outpatient revenue shall be based on information provided by each hospital required to pay tax on inpatient hospital services or outpatient hospital services.

(2) Except as provided in subdivision (3) of this subsection, each such hospital shall be required to pay the total amount due in four quarterly payments consistent with section 604 of this act, with the first quarter commencing with the first day of each state fiscal year and the last quarter ending on the last day of each state fiscal year.

(3) (A) For the state fiscal year commencing July 1, 2017, each hospital required to pay tax on inpatient hospital services or outpatient hospital services shall make an estimated tax payment on December 15, 2017, which estimated payment shall be equal to one hundred thirty-three per cent of the tax due under chapter 211a of the general statutes for the period ending June 30, 2017. If a hospital was not required to pay tax under chapter 211a of the general statutes on either inpatient hospital services or outpatient hospital services, such hospital shall make its estimated payment based on its unaudited net patient revenue.

(B) Each hospital required to pay tax pursuant to this subdivision on inpatient hospital services or outpatient hospital services shall pay the remaining balance determined to be due in two equal payments, which shall be due on April 30, 2018, and July 31, 2018, respectively.

(C) Hospitals shall make all payments required under this section in accordance with procedures established by and on forms provided by the commissioner.

(4) (A) Each hospital required to pay tax on inpatient hospital services or outpatient hospital services shall submit to the commissioner such information as the commissioner requires in order to calculate the audited net inpatient revenue for fiscal year 2016, the audited net outpatient revenue for fiscal year 2016 and the audited net revenue for fiscal year 2016 of all such health care providers. Such information shall be provided to the commissioner not later than January 1, 2018. The commissioner shall make additional requests for information as necessary to fully audit each hospital's net revenue. Upon completion of the commissioner's examination, the commissioner shall notify, prior to February 28, 2018, each hospital of its audited net inpatient revenue for fiscal year 2016, audited net outpatient revenue for fiscal year 2016 and audited net revenue for fiscal year 2016.

(B) Any hospital that fails to provide the requested information prior to January 1, 2018, or fails to comply with a request for additional information made under this subdivision shall be subject to a penalty of one thousand dollars per day for each day the hospital fails to provide the requested information or additional information.

(C) The commissioner may engage an independent auditor to assist in the performance of the commissioner's duties and responsibilities under this subdivision.

(5) Net revenue derived from providing a health care item or service to a patient shall be taxed only one time under this section.

(b) (1) The Commissioner of Social Services shall seek approval from the Centers for Medicare and Medicaid Services to exempt from the net revenue tax imposed under subsection (a) of this section the following: (A) Specialty hospitals; (B) children's general hospitals; and (C) hospitals operated exclusively by the state other than a short-term acute hospital operated by the state as a receiver pursuant to chapter 920 of the general statutes. Any hospital for which the Centers for Medicare and Medicaid Services grants an exemption shall be exempt from the net revenue tax imposed under subsection (a) of this section. Any hospital for which the Centers for Medicare and Medicaid Services denies an exemption shall be required to pay the net revenue tax imposed under subsection (a) of this section on inpatient hospital services and outpatient hospital services.

(2) Each hospital shall provide to the Commissioner of Social Services, upon request, such information as said commissioner may require to make any computations necessary to seek approval for exemption under this subsection.

(3) As used in this subsection, (A) "specialty hospital" means a health care facility, as defined in section 19a-630 of the general statutes,

other than a facility licensed by the Department of Public Health as a short-term general hospital or a short-term children's hospital. "Specialty hospital" includes, but is not limited to, a psychiatric hospital or a chronic disease hospital, and (B) "children's general hospital" means a health care facility, as defined in section 19a-630 of the general statutes, that is licensed by the Department of Public Health as a short-term children's hospital. "Children's general hospital" does not include a specialty hospital.

(c) Prior to January 1, 2018, and every three years thereafter, the Commissioner of Social Services shall seek approval from the Centers for Medicare and Medicaid Services to exempt financially distressed hospitals from the net revenue tax imposed on outpatient hospital services. Any such hospital for which the Centers for Medicare and Medicaid Services grants an exemption shall be exempt from the net revenue tax imposed on outpatient hospital services under subsection (a) of this section. Any hospital for which the Centers for Medicare and Medicaid Services denies an exemption shall be required to pay the net revenue tax imposed on outpatient hospital services under subsection (a) of this section. For purposes of this subsection, "financially distressed hospital" means a hospital that has experienced over a five-year period an average net loss of more than one per cent of aggregate revenue. A hospital has an average net loss of more than one per cent of aggregate revenue if such a loss is reflected in the five most recent years of financial reporting that have been made available by the Office of Healthcare Access for such hospital in accordance with section 19a-670 of the general statutes as of the effective date of the request for approval which effective date shall be July first of the year in which request is made.

(d) The commissioner shall issue guidance regarding the administration of the tax on inpatient hospital services and outpatient hospital services. Such guidance shall be issued upon completion of a

study of the applicable federal law governing the administration of tax on inpatient hospital services and outpatient hospital services. The commissioner shall conduct such study in collaboration with the Commissioner of Social Services, the Secretary of the Office of Policy and Management, the Connecticut Hospital Association and the hospitals subject to the tax imposed on inpatient hospital services and outpatient hospital services.

(e) The provisions of section 17b-8 of the general statutes shall not apply to any exemption or exemptions sought by the Department of Social Services from the Centers for Medicare and Medicaid Services under this section.

Sec. 603. (NEW) (*Effective from passage*) (a) For each calendar quarter commencing on or after July 1, 2017, there is hereby imposed a quarterly fee on each nursing home and intermediate care facility in this state, which fee shall be the product of each facility's total resident days during the calendar quarter multiplied by the user fee. Except as otherwise provided in this section, the user fee for nursing homes shall be twenty-one dollars and two cents and the user fee for intermediate care facilities shall be twenty-seven dollars and twenty-six cents. As used in this subsection, "resident day" means nursing home resident day and intermediate care facility resident day, as applicable.

(b) The Commissioner of Social Services shall seek approval from the Centers for Medicare and Medicaid Services to exempt from the quarterly fee imposed on nursing homes under subsection (a) of this section those nursing homes owned and operated by a legal entity registered as a continuing care facility with the Department of Social Services in accordance with section 17b-521 of the general statutes. Any nursing home for which the Centers for Medicare and Medicaid Services grants an exemption shall be exempt from the quarterly fee imposed on nursing homes under subsection (a) of this section. Any nursing home for which the Centers for Medicare and Medicaid

Services denies an exemption shall be required to pay the quarterly fee imposed on nursing homes under subsection (a) of this section.

(c) The Commissioner of Social Services shall seek approval from the Centers for Medicare and Medicaid Services for permission to impose a user fee in the amount of sixteen dollars and thirteen cents upon nursing homes owned by municipalities and nursing homes licensed for more than two hundred thirty beds. If the Centers for Medicare and Medicaid Services grants permission, the user fee imposed on nursing homes owned by municipalities and nursing homes licensed for more than two hundred thirty beds shall be sixteen dollars and thirteen cents. If the Centers for Medicare and Medicaid Services denies permission, the user fee for nursing homes owned by municipalities and nursing homes licensed for more than two hundred thirty beds shall be twenty-one dollars and two cents.

(d) The provisions of section 17b-8 of the general statutes shall not apply to any exemption or exemptions sought by the Department of Social Services from the Centers for Medicare and Medicaid Services under this section.

Sec. 604. (NEW) (*Effective from passage*) (a) No tax credit or credits shall be allowable against any tax or fee imposed under section 602 or 603 of this act. Notwithstanding any other provision of the general statutes, any health care provider that has been assigned tax credits under section 32-9t of the general statutes for application against the taxes imposed under chapter 211a of the general statutes may further assign such tax credits to another taxpayer or taxpayers one time, provided such other taxpayer or taxpayers may claim such credit only with respect to a taxable year for which the assigning health care provider would have been eligible to claim such credit and such other taxpayer or taxpayers may not further assign such credit. The assigning health care provider shall file with the commissioner information requested by the commissioner regarding such

assignments, including but not limited to, the current holders of credits as of the end of the preceding calendar year.

(b) Each taxpayer doing business in this state shall, on or before the last day of January, April, July and October of each year, render to the commissioner a quarterly return, on forms prescribed or furnished by the commissioner and signed by one of the taxpayer's principal officers, stating specifically the name and location of such taxpayer, the amount of its net patient revenue or resident days during the calendar quarter ending on the last day of the preceding month and such other information as the commissioner deems necessary for the proper administration of this section and the state's Medicaid program. Except as provided under subdivision (4) of subsection (b) of section 17b-239e of the general statutes, the taxes and fees imposed under section 602 or 603 of this act shall be due and payable on the due date of such return. Each taxpayer shall be required to file such return electronically with the department and to make such payment by electronic funds transfer in the manner provided by chapter 228g of the general statutes, irrespective of whether the taxpayer would have otherwise been required to file such return electronically or to make such payment by electronic funds transfer under the provisions of said chapter.

(c) (1) If any taxpayer fails to pay the amount of tax or fee reported to be due on such taxpayer's return within the time specified under the provisions of this section, there shall be imposed a penalty equal to ten per cent of such amount due and unpaid, or fifty dollars, whichever is greater. The tax or fee shall bear interest at the rate of one per cent per month or fraction thereof, from the due date of such tax or fee until the date of payment.

(2) If any taxpayer has not made its return within one month of the due date of such return, the commissioner may make such return at any time thereafter, according to the best information obtainable and according to the form prescribed. There shall be added to the tax or fee

imposed upon the basis of such return an amount equal to ten per cent of such tax or fee, or fifty dollars, whichever is greater. The tax or fee shall bear interest at the rate of one per cent per month or fraction thereof, from the due date of such tax or fee until the date of payment.

(3) Subject to the provisions of section 12-3a of the general statutes, the commissioner may waive all or part of the penalties provided under this subsection when it is proven to the commissioner's satisfaction that the failure to pay any tax or fee on time was due to reasonable cause and was not intentional or due to neglect.

(4) The commissioner shall notify the Commissioner of Social Services of any amount delinquent under this section and, upon receipt of such notice, the Commissioner of Social Services shall deduct and withhold such amount from amounts otherwise payable by the Department of Social Services to the delinquent taxpayer.

(d) (1) Any person required under sections 602 to 607, inclusive, of this act to pay any tax or fee, make a return, keep any records or supply any information, who wilfully fails, at the time required by law, to pay such tax or fee, make such return, keep such records or supply such information, shall, in addition to any other penalty provided by law, be fined not more than one thousand dollars or imprisoned not more than one year, or both. As used in this subsection, "person" includes any officer or employee of a taxpayer under a duty to pay such tax or fee, make such return, keep such records or supply such information. Notwithstanding the provisions of section 54-193 of the general statutes, no person shall be prosecuted for a violation of the provisions of this subsection committed on or after July 1, 1997, except within three years next after such violation has been committed.

(2) Any person who wilfully delivers or discloses to the commissioner or the commissioner's authorized agent any list, return,

account, statement or other document, known by such person to be fraudulent or false in any material matter, shall, in addition to any other penalty provided by law, be guilty of a class D felony. No person shall be charged with an offense under both this subdivision and subdivision (1) of this subsection in relation to the same tax period but such person may be charged and prosecuted for both such offenses upon the same information.

Sec. 605. (NEW) (*Effective from passage*) (a) (1) The commissioner may examine the records of any taxpayer subject to a tax or fee imposed under section 602 or 603 of this act as the commissioner deems necessary. If the commissioner determines from such examination that there is a deficiency with respect to the payment of any such tax or fee due under section 602 or 603 of this act, the commissioner shall assess the deficiency in tax or fee, give notice of such deficiency assessment to the taxpayer and make demand for payment. Such amount shall bear interest at the rate of one per cent per month or fraction thereof from the date when the original tax or fee was due and payable. (A) When it appears that any part of the deficiency for which a deficiency assessment is made is due to negligence or intentional disregard of the provisions of this section or regulations adopted thereunder, there shall be imposed a penalty equal to ten per cent of the amount of such deficiency assessment, or fifty dollars, whichever is greater. (B) When it appears that any part of the deficiency for which a deficiency assessment is made is due to fraud or intent to evade the provisions of this section or regulations adopted thereunder, there shall be imposed a penalty equal to twenty-five per cent of the amount of such deficiency assessment. No taxpayer shall be subject to more than one penalty under this subdivision in relation to the same tax period. Not later than thirty days after the mailing of such notice, the taxpayer shall pay to the commissioner, in cash or by check, draft or money order drawn to the order of the Commissioner of Revenue Services, any additional amount of tax, penalty and interest shown to be due.

(2) Except in the case of a wilfully false or fraudulent return with intent to evade the tax or fee, no assessment of additional tax or fee shall be made after the expiration of more than three years from the date of the filing of a return or from the original due date of a return, whichever is later. Where, before the expiration of the period prescribed under this subsection for the assessment of an additional tax or fee, a taxpayer has consented, in writing, that such period may be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents, in writing, before the expiration of the extended period.

(b) (1) The commissioner may enter into an agreement with the Commissioner of Social Services delegating to the Commissioner of Social Services the authority to examine the records and returns of any taxpayer subject to any tax or fee imposed under section 602 or 603 of this act and to determine whether such tax has been underpaid or overpaid. If such authority is so delegated, examinations of such records and returns by the Commissioner of Social Services and determinations by the Commissioner of Social Services that such tax or fee has been underpaid or overpaid shall have the same effect as similar examinations or determinations made by the commissioner.

(2) The commissioner may enter into an agreement with the Commissioner of Social Services in order to facilitate the exchange of returns or return information necessary for the Commissioner of Social Services to perform his or her responsibilities under this section and to ensure compliance with the state's Medicaid program.

(3) The Commissioner of Social Services may engage an independent auditor to assist in the performance of said commissioner's duties and responsibilities under this subsection. Any reports generated by such independent auditor shall be provided simultaneously to the department and the Department of Social

Services.

(c) (1) The commissioner may require all persons subject to a tax or fee imposed under section 602 or 603 of this act to keep such records as the commissioner may prescribe and may require the production of books, papers, documents and other data, to provide or secure information pertinent to the determination of the taxes or fees imposed under section 602 or 603 of this act and the enforcement and collection thereof.

(2) The commissioner or any person authorized by the commissioner may examine the books, papers, records and equipment of any person liable under the provisions of this section and may investigate the character of the business of such person to verify the accuracy of any return made or, if no return is made by the person, to ascertain and determine the amount required to be paid.

(d) The commissioner may adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to implement the provisions of sections 602 to 609, inclusive, of this act.

Sec. 606. (NEW) (*Effective from passage*) (a) Any taxpayer subject to any tax or fee under section 602 or 603 of this act, believing that it has overpaid any tax or fee due under said sections, may file a claim for refund, in writing, with the commissioner not later than three years after the due date for which such overpayment was made, stating the specific grounds upon which the claim is founded. Failure to file a claim within the time prescribed in this subsection shall constitute a waiver of any demand against the state on account of overpayment. Within a reasonable time, as determined by the commissioner, following receipt of such claim for refund, the commissioner shall determine whether such claim is valid and, if so determined, the commissioner shall notify the Comptroller of the amount of such refund and the Comptroller shall draw an order on the Treasurer in

the amount thereof for payment to the taxpayer. If the commissioner determines that such claim is not valid, either in whole or in part, the commissioner shall mail notice of the proposed disallowance in whole or in part of the claim to the taxpayer, which notice shall set forth briefly the commissioner's findings of fact and the basis of disallowance in each case decided in whole or in part adversely to the taxpayer. Sixty days after the date on which it is mailed, a notice of proposed disallowance shall constitute a final disallowance except only for such amounts as to which the taxpayer has filed, as provided in subsection (b) of this section, a written protest with the commissioner.

(b) On or before the sixtieth day after the mailing of the proposed disallowance, the taxpayer may file with the commissioner a written protest against the proposed disallowance in which the taxpayer sets forth the grounds on which the protest is based. If a protest is filed, the commissioner shall reconsider the proposed disallowance and, if the taxpayer has so requested, may grant or deny the taxpayer or its authorized representatives a hearing.

(c) The commissioner shall mail notice of the commissioner's determination to the taxpayer, which notice shall set forth briefly the commissioner's findings of fact and the basis of decision in each case decided in whole or in part adversely to the taxpayer.

(d) The action of the commissioner on the taxpayer's protest shall be final upon the expiration of one month from the date on which the commissioner mails notice of the commissioner's determination to the taxpayer, unless within such period the taxpayer seeks judicial review of the commissioner's determination.

Sec. 607. (NEW) (*Effective from passage*) (a) Any taxpayer subject to any tax or fee under section 602 or 603 of this act that is aggrieved by the action of the commissioner, the Commissioner of Social Services or

an authorized agent of said commissioners in fixing the amount of any tax, penalty, interest or fee under sections 602 to 605, inclusive, of this act may apply to the commissioner, in writing, not later than sixty days after the notice of such action is delivered or mailed to such taxpayer, for a hearing and a correction of the amount of such tax, penalty, interest or fee, setting forth the reasons why such hearing should be granted and the amount by which such tax, penalty, interest or fee should be reduced. The commissioner shall promptly consider each such application and may grant or deny the hearing requested. If the hearing request is denied, the taxpayer shall be notified immediately. If the hearing request is granted, the commissioner shall notify the applicant of the date, time and place for such hearing. After such hearing, the commissioner may make such order as appears just and lawful to the commissioner and shall furnish a copy of such order to the taxpayer. The commissioner may, by notice in writing, order a hearing on the commissioner's own initiative and require a taxpayer or any other individual who the commissioner believes to be in possession of relevant information concerning such taxpayer to appear before the commissioner or the commissioner's authorized agent with any specified books of account, papers or other documents, for examination under oath.

(b) Any taxpayer subject to any tax or fee under section 602 or 603 of this act that is aggrieved because of any order, decision, determination or disallowance of the commissioner made under sections 602 to 606, inclusive, of this act may, not later than one month after service of notice of such order, decision, determination or disallowance, take an appeal therefrom to the superior court for the judicial district of New Britain, which appeal shall be accompanied by a citation to the commissioner to appear before said court. Such citation shall be signed by the same authority and such appeal shall be returnable at the same time and served and returned in the same manner as is required in case of a summons in a civil action. The authority issuing the citation

shall take from the appellant a bond or recognizance to the state of Connecticut, with surety, to prosecute the appeal to effect and to comply with the orders and decrees of the court in the premises. Such appeals shall be preferred cases, to be heard, unless cause appears to the contrary, at the first session, by the court or by a committee appointed by the court. Said court may grant such relief as may be equitable and, if such tax or charge has been paid prior to the granting of such relief, may order the Treasurer to pay the amount of such relief, with interest at the rate of two-thirds of one per cent per month or fraction thereof, to such taxpayer. If the appeal has been taken without probable cause, the court may tax double or triple costs, as the case demands and, upon all such appeals that are denied, costs may be taxed against such taxpayer at the discretion of the court but no costs shall be taxed against the state.

Sec. 608. (NEW) (*Effective from passage*) The commissioner and any agent of the commissioner duly authorized to conduct any inquiry, investigation or hearing pursuant to sections 604 to 609, inclusive, of this act or section 12-263b of the general statutes, 17b-320 of the general statutes, 17b-321 of the general statutes, 17b-323 of the general statutes, 17b-340a of the general statutes or 17b-340b of the general statutes shall have power to administer oaths and take testimony under oath relative to the matter of inquiry or investigation. At any hearing ordered by the commissioner, the commissioner or the commissioner's agent authorized to conduct such hearing and having authority by law to issue such process may subpoena witnesses and require the production of books, papers and documents pertinent to such inquiry or investigation. No witness under subpoena authorized to be issued under the provisions of this section shall be excused from testifying or from producing books, papers or documentary evidence on the ground that such testimony or the production of such books, papers or documentary evidence would tend to incriminate such witness, but such books, papers or documentary evidence so produced shall not be

used in any criminal proceeding against such witness. If any person disobeys such process or, having appeared in obedience thereto, refuses to answer any pertinent question put to such person by the commissioner or the commissioner's authorized agent, or to produce any books, papers or other documentary evidence pursuant thereto, the commissioner or such agent may apply to the superior court of the judicial district wherein the taxpayer resides or wherein the business has been conducted, or to any judge of such court if the same is not in session, setting forth such disobedience to process or refusal to answer, and such court or such judge shall cite such person to appear before such court or such judge to answer such question or to produce such books, papers or other documentary evidence and, upon such person's refusal so to do, shall commit such person to a community correctional center until such person testifies, but not for a period longer than sixty days. Notwithstanding the serving of the term of such commitment by any person, the commissioner may proceed in all respects with such inquiry and examination as if the witness had not previously been called upon to testify. Officers who serve subpoenas issued by the commissioner or under the commissioner's authority and witnesses attending hearings conducted by the commissioner pursuant to this section shall receive fees and compensation at the same rates as officers and witnesses in the courts of this state, to be paid on vouchers of the commissioner on order of the Comptroller from the proper appropriation for the administration of this section.

Sec. 609. (NEW) (*Effective from passage*) The amount of any tax, penalty, interest or fee, due and unpaid under the provisions of sections 602 to 607, inclusive, of this act may be collected under the provisions of section 12-35 of the general statutes. The warrant provided under section 12-35 of the general statutes shall be signed by the commissioner or the commissioner's authorized agent. The amount of any such tax, penalty, interest or fee shall be a lien on the real estate of the taxpayer from the last day of the month next preceding the due

date of such tax until such tax is paid. The commissioner may record such lien in the records of any town in which the real estate of such taxpayer is situated but no such lien shall be enforceable against a bona fide purchaser or qualified encumbrancer of such real estate. When any tax or fee with respect to which a lien has been recorded under the provisions of this subsection has been satisfied, the commissioner shall, upon request of any interested party, issue a certificate discharging such lien, which certificate shall be recorded in the same office in which the lien was recorded. Any action for the foreclosure of such lien shall be brought by the Attorney General in the name of the state in the superior court for the judicial district in which the property subject to such lien is situated, or, if such property is located in two or more judicial districts, in the superior court for any one such judicial district, and the court may limit the time for redemption or order the sale of such property or make such other or further decree as it judges equitable. For purposes of section 12-39g of the general statutes, a fee under this section shall be treated as a tax.

Sec. 610. (NEW) (*Effective from passage*) At the close of each fiscal year commencing with the fiscal year ending June 30, 2018, the Comptroller is authorized to record as revenue for each such fiscal year the amount of tax and fee imposed under sections 602 to 609, inclusive, of this act that is received by the Commissioner of Revenue Services not later than five business days after the last day of July immediately following the end of such fiscal year.

Sec. 611. Subsection (a) of section 12-263b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For each calendar quarter commencing on or after July 1, 2011, <u>and prior to July 1, 2017,</u> there is hereby imposed a tax on the net patient revenue of each hospital in this state to be paid each calendar quarter. The rate of such tax shall be up to the maximum rate allowed

under federal law and in conformance with the state budget adopted by the General Assembly. Each hospital shall be promptly notified of the amount of tax due by the Commissioner of Social Services. The Commissioner of Social Services shall determine the base year on which such tax shall be assessed in order to ensure conformance with the state budget adopted by the General Assembly. The Commissioner of Social Services may, in consultation with the Secretary of the Office of Policy and Management and in accordance with federal law, exempt a hospital from the tax on payment earned for the provision of outpatient services based on financial hardship. Effective July 1, 2012, and for the succeeding fifteen months, the rates of such tax, the base year on which such tax shall be assessed, and the hospitals exempt from the outpatient portion of the tax based on financial hardship shall be the same tax rates, base year and outpatient exemption for hardship in effect on January 1, 2012.

Sec. 612. Subdivision (1) of subsection (b) of section 12-263i of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) (1) For each calendar quarter commencing on or after October 1, 2015, there is hereby imposed a tax on each ambulatory surgical center in this state to be paid each calendar quarter. The tax imposed by this section shall be at the rate of six per cent of the gross receipts of each ambulatory surgical center, except that such tax shall not be imposed on any amount of such gross receipts that constitutes either (A) the first million dollars of gross receipts of the ambulatory surgical center in the applicable fiscal year, or (B) net **[**patient**]** revenue of a hospital that is subject to the tax imposed under **[**this chapter**]** <u>section 602 of this act</u>. Nothing in this section shall prohibit an ambulatory surgical center from seeking remuneration for the tax imposed by this section.

Sec. 613. Subparagraph (A) of subdivision (1) of subsection (b) of section 17b-320 of the general statutes is repealed and the following is

substituted in lieu thereof (*Effective from passage*):

(b) (1) (A) For each calendar quarter commencing on or after July 1, 2005, and prior to July 1, 2017, there is hereby imposed a resident day user fee on each nursing home in this state, which fee shall be the product of the nursing home's total resident days during the calendar quarter multiplied by the user fee, as determined by the Commissioner of Social Services pursuant to subsection (a) of section 17b-321.

Sec. 614. Subsection (a) of section 17b-321 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) On or before July 1, 2005, and on or before July first annually or biennially **[**thereafter**]** and prior to July 1, 2017, the Commissioner of Social Services shall determine the amount of the user fee and promptly notify the commissioner and nursing homes of such amount. The user fee shall be (1) the sum of each nursing home's anticipated nursing home net revenue, including, but not limited to, its estimated net revenue from any increases in Medicaid payments, during the twelve-month period ending on June thirtieth of the succeeding calendar year, (2) which sum shall be multiplied by a percentage as determined by the Secretary of the Office of Policy and Management, in consultation with the Commissioner of Social Services, provided before January 1, 2008, such percentage shall not exceed six per cent, on and after January 1, 2008, and prior to October 1, 2011, such percentage shall not exceed five and one-half per cent, and on and after October 1, 2011, and prior to July 1, 2017, such percentage shall not exceed the maximum allowed under federal law, and (3) which product shall be divided by the sum of each nursing home's anticipated resident days during the twelve-month period ending on June thirtieth of the succeeding calendar year. The Commissioner of Social Services, in anticipating nursing home net revenue and resident days, shall use the most recently available nursing home net revenue

and resident day information. Notwithstanding the provisions of this section, the Commissioner of Social Services may adjust the user fee as necessary to prevent the state from exceeding the maximum allowed under federal law.

Sec. 615. Section 17b-323 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Not later than fifteen days after approval of the Medicaid state plan amendment required to implement subdivision (4) of subsection (f) of section 17b-340 <u>and prior to July 1, 2017</u>, the Commissioner of Social Services shall seek approval from the Centers for Medicare and Medicaid Services for, and shall file a provider user fee uniformity waiver request regarding, the user fee set forth in sections 17b-320 and 17b-321. The request for approval shall include a request for a waiver of federal requirements for uniform and broad-based user fees in accordance with 42 CFR 433.68, to (1) exempt from the user fee prescribed by section 17b-320 any nursing home that is owned and operated as of May 1, 2005, by the legal entity that is registered as a continuing care facility with the Department of Social Services, in accordance with section 17b-521, regardless of whether such nursing home participates in the Medicaid program and any nursing home licensed after May 1, 2005, that is owned and operated by the legal entity that is registered as a continuing care facility with the Department of Social Services in accordance with section 17b-521; and (2) impose a user fee in an amount less than the fee determined pursuant to section 17b-320 as necessary to meet the requirements of 42 CFR 433.68(e)(2) on (A) nursing homes owned by a municipality, and (B) nursing homes licensed for more than two hundred thirty beds. Notwithstanding any provision of the general statutes, the provisions of section 17b-8 shall not apply to the waiver sought pursuant to this section.

Sec. 616. Subdivision (1) of subsection (b) of section 17b-340a of the

general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) (1) For each calendar quarter commencing on or after July 1, 2011, and prior to July 1, 2017, there is hereby imposed a resident day user fee on each intermediate care facility for individuals with intellectual disabilities in this state, which fee shall be the product of the facility's total resident days during the calendar quarter multiplied by the user fee, as determined by the Commissioner of Social Services pursuant to section 17b-340b.

Sec. 617. Section 17b-340b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

On or before July 1, 2011, and on or before July first annually or biennially **[**thereafter**]** and prior to July 1, 2017, the Commissioner of Social Services shall determine the amount of the user fee and promptly notify the commissioner and the intermediate care facilities for individuals with intellectual disabilities of such amount. The user fee shall be (1) the sum of each facility's anticipated net revenue, including, but not limited to, its estimated net revenue from any increases in Medicaid payments during the twelve-month period ending on June thirtieth of the succeeding calendar year, (2) which sum shall be multiplied by a percentage as determined by the Secretary of the Office of Policy and Management, in consultation with the Commissioner of Social Services, provided, before October 1, 2011, such percentage shall not exceed five and one-half per cent and, on and after October 1, 2011, and prior to July 1, 2017, such percentage shall not exceed the maximum amount allowed under federal law, and (3) which product shall be divided by the sum of each facility's anticipated resident days during the twelve-month period ending on June thirtieth of the succeeding calendar year. The Commissioner of Social Services, in anticipating facility net revenue and resident days, shall use the most recently available facility net revenue and resident

day information. Notwithstanding the provisions of this section, the Commissioner of Social Services may adjust the user fee as necessary to prevent the state from exceeding the maximum amount allowed under federal law.

Sec. 618. Subsection (b) of section 17b-239e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[(b) The commissioner may establish a blended inpatient hospital case rate that includes services provided to all Medicaid recipients and may exclude certain diagnoses, as determined by the commissioner, if the establishment of such rates is needed to ensure that the conversion to an administrative services organization is cost neutral to hospitals in the aggregate and ensures patient access. Utilization may be a factor in determining cost neutrality.**]**

(b) (1) The Department of Social Services **[**may**]** shall establish **[**, within available appropriations, a supplemental inpatient pool**]** supplemental pools for certain hospitals, including, but not limited to, a supplemental inpatient pool, a supplemental outpatient pool, a supplemental small hospital pool, as determined by the department in consultation with the Connecticut Hospital Association, and a supplemental mid-size hospital pool, as determined by the department in consultation with the Connecticut Hospital Association.

(2) (A) For the fiscal year ending June 30, 2018, the amount of funds in the supplemental pools shall total in the aggregate five hundred ninety-eight million four hundred forty thousand one hundred thirty-eight dollars.

(B) For the fiscal year ending June 30, 2019, the amount of funds in the supplemental pools shall total in the aggregate four hundred ninety-six million three hundred forty thousand one hundred thirty-

eight dollars.

(3) The department shall distribute supplemental payments to applicable hospitals based on criteria determined by the department in consultation with the Connecticut Hospital Association, including, but not limited to, utilization and proportion of total Medicaid expenditures. Such consultation shall include, at a minimum, that the department shall send proposed distribution criteria in writing to the Connecticut Hospital Association not less than thirty days before making any payments based on such criteria and shall provide an opportunity to discuss such criteria prior to making any payments based on such criteria, except that, for the supplemental payments for the quarter ending September 30, 2017, such consultation shall include sending the distribution criteria not less than seven days before making any payments based on such criteria.

(4) For the fiscal years ending June 30, 2018, and June 30, 2019, the Department of Social Services shall make supplemental payments to applicable hospitals in accordance with the following schedule: (A) Supplemental payments for the quarter ending September 30, 2017, shall be made on or before October 31, 2017; (B) supplemental payments for the quarter ending December 31, 2017, shall be made on or before December 31, 2017, except that the department may delay such payments until fourteen days after receiving approval from the Centers for Medicare and Medicaid Services for the Medicaid state plan amendment or amendments necessary for the state to receive federal Medicaid funds for such supplemental payments; and (C) supplemental payments for the quarter ending on March 31, 2018, through the quarter ending on June 30, 2019, shall be made on or before the last day of each such calendar quarter. If the department delays supplemental pool payments required under this section, the applicable hospitals may delay payment of any tax due under section 602 of this act for the applicable quarter, without incurring penalties or

interest, until fourteen days after receiving the supplemental payments due for such quarter.

Sec. 619. Section 17b-239 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Medicaid rates paid to acute care hospitals, including children's hospitals, shall be based on diagnosis-related groups established and periodically rebased by the Commissioner of Social Services in accordance with 42 USC 1396a(a)(30)(A), provided the Department of Social Services completes a fiscal analysis of the impact of such rate payment system on each hospital. The commissioner shall, in accordance with the provisions of section 11-4a, file a report on the results of the fiscal analysis not later than six months after implementing the rate payment system with the joint standing committees of the General Assembly having cognizance of matters relating to human services and appropriations and the budgets of state agencies. Within available appropriations, the commissioner shall annually determine in-patient payments for each hospital by multiplying diagnosis-related group relative weights by a base rate. Over a period of up to four years beginning on or after January 1, 2016, within available appropriations and at the discretion of the commissioner, the Department of Social Services shall transition hospital-specific, diagnosis-related group base rates to state-wide diagnosis-related group base rates by peer groups determined by the commissioner. For the purposes of this subsection and subsection (c) of this section, "peer group" means a group comprised of one of the following categories of acute care hospitals: Privately operated acute care hospitals, publicly operated acute care hospitals, or acute care children's hospitals licensed by the Department of Public Health. At the discretion of the Commissioner of Social Services, the peer group for privately operated acute care hospitals may be further subdivided into peer groups for privately operated acute care hospitals. For

inpatient hospital services that the Commissioner of Social Services determines are not appropriate for reimbursement based on diagnosis-related groups, the commissioner shall reimburse for such services using any other methodology that complies with 42 USC 1396a(a)(30)(A). Within available appropriations, the commissioner may, in his or her discretion, make additional payments to hospitals based on criteria to be determined by the commissioner. Upon the conversion to a hospital payment methodology based on diagnosis-related groups, the commissioner shall evaluate payments for all hospital services, including, but not limited to, a review of pediatric psychiatric inpatient units within hospitals. The commissioner may, within available appropriations, implement a pay-for-performance program for pediatric psychiatric inpatient care. Nothing contained in this section shall authorize Medicaid payment by the state to any such hospital in excess of the charges made by such hospital for comparable services to the general public.

(b) Effective October 1, 1991, the rate to be paid by the state for the cost of special services rendered by such hospitals shall be established annually by the commissioner for each such hospital pursuant to 42 USC 1396a(a)(30)(A) and within available appropriations. Nothing contained in this subsection shall authorize a payment by the state for such services to any such hospital in excess of the charges made by such hospital for comparable services to the general public.

(c) (1) Until such time as subdivision (2) of this subsection is effective, the state shall also pay to such hospitals for each outpatient clinic and emergency room visit a rate established by the commissioner for each hospital pursuant to 42 USC 1396a(a)(30)(A) and within available appropriations.

(2) On or after July 1, 2016, with the exception of publicly operated psychiatric hospitals, hospitals shall be paid for outpatient and emergency room services based on prospective rates established by the

commissioner within available appropriations and in accordance with an ambulatory payment classification system, provided the Department of Social Services completes a fiscal analysis of the impact of such rate payment system on each hospital. Such ambulatory payment classification system may include one or more peer groups established by the Department of Social Services. The Commissioner of Social Services shall, in accordance with the provisions of section 11-4a, file a report on the results of the fiscal analysis not later than six months after implementing the rate payment system with the joint standing committees of the General Assembly having cognizance of matters relating to human services and appropriations and the budgets of state agencies. Nothing contained in this subsection shall authorize a payment by the state for such services to any hospital in excess of the charges made by such hospital for comparable services to the general public. Effective upon implementation of the ambulatory payment classification system, a covered outpatient hospital service that is not being reimbursed using such ambulatory payment classification system shall be paid in accordance with a fee schedule or an alternative payment methodology, as determined by the commissioner. The commissioner may, within available funding for implementation of the ambulatory payment classification methodology, establish a supplemental pool to provide payments to offset losses incurred, if any, by publicly operated acute care hospitals and acute care children's hospitals licensed by the Department of Public Health as a result of the implementation of the ambulatory payment classification system. Prior to the implementation of the ambulatory payment classification system, each hospital's charges shall be based on the charge master in effect as of June 1, 2015. After implementation of such system, annual increases in each hospital's charge master shall not exceed, in the aggregate, the annual increase in the Medicare economic index.

(d) Concurrent with the implementation of the ambulatory payment

classification methodology of payment to hospitals, an emergency department physician may enroll separately as a Medicaid provider and qualify for direct reimbursement for professional services provided in the emergency department of a hospital to a Medicaid recipient, including services provided on the same day the Medicaid recipient is admitted to the hospital. The commissioner shall pay to any such emergency department physician the Medicaid rate for physicians in accordance with the applicable physician fee schedule in effect at that time. If the commissioner determines that payment to an emergency department physician pursuant to this subsection results in an additional cost to the state, the commissioner shall adjust such rate in consultation with the Connecticut Hospital Association and the Connecticut College of Emergency Physicians to ensure budget neutrality.

(e) The commissioner may adopt regulations, in accordance with the provisions of chapter 54, establishing criteria for defining emergency and nonemergency visits to hospital emergency rooms. All nonemergency visits to hospital emergency rooms shall be paid in accordance with subsection (c) of this section. Nothing contained in this subsection or the regulations adopted under this section shall authorize a payment by the state for such services to any hospital in excess of the charges made by such hospital for comparable services to the general public. To the extent permitted by federal law, the Commissioner of Social Services may impose cost-sharing requirements under the medical assistance program for nonemergency use of hospital emergency room services.

(f) The commissioner shall establish rates to be paid to freestanding chronic disease hospitals within available appropriations.

(g) The Commissioner of Social Services may implement policies and procedures as necessary to carry out the provisions of this section while in the process of adopting the policies and procedures as

regulations, provided notice of intent to adopt the regulations is published in accordance with the provisions of section 17b-10 not later than twenty days after the date of implementation.

(h) In the event the commissioner is unable to implement the provisions of subsection (d) of this section by January 1, 2015, the commissioner shall submit written notice, not later than thirty-five days prior to January 1, 2015, to the joint standing committees of the General Assembly having cognizance of matters relating to human services and appropriations and the budgets of state agencies indicating that the department will not be able to implement such provisions on or before such date. The commissioner shall include in such notice (1) the reasons why the department will not be able to implement such provisions by such date, and (2) the date by which the department will be able to implement such provisions.

(i) Notwithstanding the provisions of subsections (a), (c) and (j) of this section, the commissioner shall, not later than January 1, 2018, increase rates in effect for the period ending June 30, 2017, for hospitals subject to the tax imposed under section 602 of this act such that such rates result in an annualized, aggregate increase of (1) one hundred forty million one hundred thousand dollars for inpatient hospital services, and (2) thirty-five million dollars for outpatient hospital services. For the fiscal year commencing July 1, 2018, and annually thereafter, no hospital subject to the tax imposed under section 602 of this act shall receive a rate that is less than the rate in effect on January 1, 2018.

[(i) Notwithstanding**]** (j) Except as provided in subsection (i) of this section, notwithstanding the provisions of this chapter, or regulations adopted thereunder, the Department of Social Services is not required to increase rates paid, or to set any rates to be paid to or adjust upward any method of payment to, any hospital based on inflation or based on any inflationary factor, including, but not limited to, any current

payments or adjustments that are being made based on dates of service in previous years. The Department of Social Services shall not increase or adjust upward any rates or method of payment to hospitals based on inflation or based on any inflationary factor unless the approved state budget includes appropriations for such increases or upward adjustments.

Sec. 620. (*Effective from passage*) (a) For the fiscal year ending June 30, 2018, the Commissioner of Social Services, in the commissioner's discretion, may advance all or a portion of a quarterly supplemental payment to a distressed hospital in accordance with this section. In order for the commissioner to consider issuing an advance under this section, a distressed hospital shall request the advance in writing with an explanation of how the hospital complies with the conditions established in accordance with this section. Such hospital shall provide the commissioner with all financial information requested, including, but not limited to, annual audited financial statements, quarterly internal financial statements and accounts payable records.

(b) The commissioner may impose such conditions as the commissioner determines to be necessary in making any advance in accordance with this section, including, but not limited to, financial reporting, schedule of recoupment of advance payments and adjustments to any future payments to such hospital. For purposes of this section, "distressed hospital" means a short-term general acute care hospital licensed by the Department of Public Health that (1) the Commissioner of Social Services determines is financially distressed in accordance with financial criteria selected or developed by the commissioner, and (2) is independent and is not affiliated with any other hospital or hospital-based system that includes two or more hospitals, as documented through the certificate of need process administered by the Department of Public Health, Office of Health Care Access.

Sec. 621. (*Effective from passage*) Notwithstanding the provisions of section 4-85 of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the Governor shall not reduce any allotment requisition or allotment in force for the hospital supplemental payments account in the Department of Social Services.

Sec. 622. Section 12-202 of the general statutes, as amended by section 3 of public act 17-125, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Each domestic insurance company shall, annually, pay a tax on the total net direct premiums received by such company during the calendar year next preceding from policies written on property or risks located or resident in this state. The rate of tax on all net direct insurance premiums received (1) on **[**and**]** or after January 1, 1995, and prior to January 1, 2018, shall be one and three-quarters per cent, and (2) on and after January 1, 2018, shall be one and one-half per cent. The franchise tax imposed under this section on premium income for the privilege of doing business in the state is in addition to the tax imposed under chapter 208. In the case of any local domestic insurance company the admitted assets of which as of the end of an income year do not exceed ninety-five million dollars, eighty per cent of the tax paid by such company under chapter 208 during such income year reduced by any refunds of taxes paid by such company and granted under said chapter within such income year and eighty per cent of the assessment paid by such company under section 38a-48 during such income year shall be allowed as a credit in the determination of the tax under this chapter payable with respect to total net direct premiums received during such income year, provided that these two credits shall not reduce the tax under this chapter to less than zero, and provided further in the case of a local domestic insurance company that is a member of an insurance holding company system, as defined in section 38a-129, these credits shall apply if the total admitted assets

of the local domestic insurance company and its affiliates, as defined in said section, do not exceed two hundred fifty million dollars or, in the alternative, in the case of a local domestic insurance company that is a member of an insurance holding company system, these credits shall apply only if total direct written premiums are derived from policies issued or delivered in Connecticut, on risk located in Connecticut and, as of the end of the income year the company and its affiliates have admitted assets minus unpaid losses and loss adjustment expenses that are also discounted for federal and state tax purposes and that for such local domestic insurance company and its affiliates, as defined in section 38a-129, do not exceed two hundred fifty million dollars.

(b) Notwithstanding the provisions of subsection (a) of this section, the tax shall not apply to surplus lines insurance policies issued by domestic insurance companies designated as surplus lines insurers pursuant to section 1 of **[**this act**]** public act 17-125.

Sec. 623. Subsection (a) of section 12-202a of the general statutes, as amended by section 13 of public act 17-198, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Each health care center, as defined in section 38a-175, that is governed by sections 38a-175 to 38a-194, inclusive, shall pay a tax to the Commissioner of Revenue Services for the calendar year commencing **[**on**]** January 1, 1995, and annually thereafter **[**, at the rate of one and three-quarters per cent of**]** on the total net direct subscriber charges received by such health care center during each such calendar year on any new or renewal contract or policy approved by the Insurance Commissioner under section 38a-183. The rate of tax on the total net direct subscriber charges received (1) prior to January 1, 2018, shall be one and three-quarters per cent, and (2) on or after January 1, 2018, shall be one and one-half per cent. Such payment shall be in addition to any other payment required under section 38a-48.

Sec. 624. Subsection (b) of section 12-210 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) Each insurance company incorporated by or organized under the laws of any other state or foreign government and doing business in this state shall, annually, on and after January 1, 1995, pay to said **[**Commissioner of Revenue Services**]** commissioner, in addition to any other taxes imposed on such company or its agents, a tax **[**of one and three-quarters per cent of**]** on all net direct premiums received by such company in the calendar year next preceding from policies written on property or risks located or resident in this state, excluding premiums for ocean marine insurance, and, upon ceasing to transact new business in this state, shall continue to pay a tax upon the renewal premiums derived from its business remaining in force in this state at the rate **[**which**]** that was applicable when such company ceased to transact new business in this state. The rate of tax on all net direct premiums received (1) prior to January 1, 2018, shall be one and three-quarters per cent, and (2) on or after January 1, 2018, shall be one and one-half per cent.

Sec. 625. Subsection (a) of section 12-211a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) Notwithstanding any provision of the general statutes, and except as otherwise provided in subdivision (5) of this subsection or in subsection (b) of this section, the amount of tax credit or credits otherwise allowable against the tax imposed under this chapter for any calendar year shall not exceed seventy per cent of the amount of tax due from such taxpayer under this chapter with respect to such calendar year of the taxpayer prior to the application of such credit or credits.

(2) For the calendar year commencing January 1, 2011, "type one tax credits" means tax credits allowable under section 12-217jj, 12-217kk or 12-217*ll*; "type two tax credits" means tax credits allowable under section 38a-88a; "type three tax credits" means tax credits that are not type one tax credits or type two tax credits; "thirty per cent threshold" means thirty per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credit; "fifty-five per cent threshold" means fifty-five per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credits; and "seventy per cent threshold" means seventy per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credits.

(3) For the calendar year commencing January 1, 2012, "type one tax credits" means the tax credit allowable under section 12-217*ll*; "type two tax credits" means tax credits allowable under section 38a-88a; "type three tax credits" means tax credits that are not type one tax credits or type two tax credits; "thirty per cent threshold" means thirty per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credit; "fifty-five per cent threshold" means fifty-five per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credits; and "seventy per cent threshold" means seventy per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credits.

(4) For **[**the**]** calendar years commencing <u>on or after</u> January 1, 2013, **[**January 1, 2014, January 1, 2015, and January 1, 2016,**]** "type one tax credits" means the tax credit allowable under sections 12-217jj, 12-217kk and 12-217*ll*; "type two tax credits" means tax credits allowable under section 38a-88a; "type three tax credits" means tax credits that are not type one tax credits or type two tax credits; "thirty per cent threshold" means thirty per cent of the amount of tax due from a

taxpayer under this chapter prior to the application of tax credit; "fifty-five per cent threshold" means fifty-five per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credits; and "seventy per cent threshold" means seventy per cent of the amount of tax due from a taxpayer under this chapter prior to the application of tax credits.

(5) For calendar years commencing on or after January 1, 2011, **[**and prior to January 1, 2017,**]** and subject to the provisions of subdivisions (2), (3) and (4) of this subsection, the amount of tax credit or credits otherwise allowable against the tax imposed under this chapter shall not exceed:

(A) If the tax credit or credits being claimed by a taxpayer are type three tax credits only, thirty per cent of the amount of tax due from such taxpayer under this chapter with respect to said calendar years of the taxpayer prior to the application of such credit or credits.

(B) If the tax credit or credits being claimed by a taxpayer are type one tax credits and type three tax credits, but not type two tax credits, fifty-five per cent of the amount of tax due from such taxpayer under this chapter with respect to said calendar years of the taxpayer prior to the application of such credit or credits, provided (i) type three tax credits shall be claimed before type one tax credits are claimed, (ii) the type three tax credits being claimed may not exceed the thirty per cent threshold, and (iii) the sum of the type one tax credits and the type three tax credits being claimed may not exceed the fifty-five per cent threshold.

(C) If the tax credit or credits being claimed by a taxpayer are type two tax credits and type three tax credits, but not type one tax credits, seventy per cent of the amount of tax due from such taxpayer under this chapter with respect to said calendar years of the taxpayer prior to the application of such credit or credits, provided (i) type three tax

credits shall be claimed before type two tax credits are claimed, (ii) the type three tax credits being claimed may not exceed the thirty per cent threshold, and (iii) the sum of the type two tax credits and the type three tax credits being claimed may not exceed the seventy per cent threshold.

(D) If the tax credit or credits being claimed by a taxpayer are type one tax credits, type two tax credits and type three tax credits, seventy per cent of the amount of tax due from such taxpayer under this chapter with respect to said calendar years of the taxpayer prior to the application of such credits, provided (i) type three tax credits shall be claimed before type one tax credits or type two tax credits are claimed, and the type one tax credits shall be claimed before the type two tax credits are claimed, (ii) the type three tax credits being claimed may not exceed the thirty per cent threshold, (iii) the sum of the type one tax credits and the type three tax credits being claimed may not exceed the fifty-five per cent threshold, and (iv) the sum of the type one tax credits, the type two tax credits and the type three tax credits being claimed may not exceed the seventy per cent threshold.

(E) If the tax credit or credits being claimed by a taxpayer are type one tax credits and type two tax credits only, but not type three tax credits, seventy per cent of the amount of tax due from such taxpayer under this chapter with respect to said calendar years of the taxpayer prior to the application of such credits, provided (i) the type one tax credits shall be claimed before type two tax credits are claimed, (ii) the type one tax credits being claimed may not exceed the fifty-five per cent threshold, and (iii) the sum of the type one tax credits and the type two tax credits being claimed may not exceed the seventy per cent threshold.

Sec. 626. Section 12-217jj of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section:

(1) "Commissioner" means the Commissioner of Revenue Services.

(2) "Department" means the Department of Economic and Community Development.

(3) (A) "Qualified production" means entertainment content created in whole or in part within the state, including motion pictures, except as otherwise provided in this subparagraph; documentaries; long-form, specials, mini-series, series, sound recordings, videos and music videos and interstitials television programming; interactive television; relocated television production; interactive games; videogames; commercials; any format of digital media, including an interactive web site, created for distribution or exhibition to the general public; and any trailer, pilot, video teaser or demo created primarily to stimulate the sale, marketing, promotion or exploitation of future investment in either a product or a qualified production via any means and media in any digital media format, film or videotape, provided such program meets all the underlying criteria of a qualified production. For **[**the**]** state fiscal years ending on or after June 30, 2014, **[**June 30, 2015, June 30, 2016, and June 30, 2017,**]** "qualified production" shall not include a motion picture that has not been designated as a state-certified qualified production prior to July 1, 2013, and no tax credit voucher for such motion picture may be issued **[**during said years**]** for such motion picture, except, for **[**the**]** state fiscal years ending on or after June 30, 2015, **[**June 30, 2016, and June 30, 2017,**]** "qualified production" shall include a motion picture for which twenty-five per cent or more of the principal photography shooting days are in this state at a facility that receives not less than twenty-five million dollars in private investment and opens for business on or after July 1, 2013, and a tax credit voucher may be issued for such motion picture.

(B) "Qualified production" shall not include any ongoing television

program created primarily as news, weather or financial market reports; a production featuring current events, other than a relocated television production, sporting events, an awards show or other gala event; a production whose sole purpose is fundraising; a long-form production that primarily markets a product or service; a production used for corporate training or in-house corporate advertising or other similar productions; or any production for which records are required to be maintained under 18 USC 2257, as amended from time to time, with respect to sexually explicit content.

(4) "Eligible production company" means a corporation, partnership, limited liability company, or other business entity engaged in the business of producing qualified productions on a one-time or ongoing basis, and qualified by the Secretary of the State to engage in business in the state.

(5) "Production expenses or costs" means all expenditures clearly and demonstrably incurred in the state in the preproduction, production or postproduction costs of a qualified production, including:

(A) Expenditures incurred in the state in the form of either compensation or purchases including production work, production equipment not eligible for the infrastructure tax credit provided in section 12-217kk, production software, postproduction work, postproduction equipment, postproduction software, set design, set construction, props, lighting, wardrobe, makeup, makeup accessories, special effects, visual effects, audio effects, film processing, music, sound mixing, editing, location fees, soundstages and any and all other costs or services directly incurred in connection with a state-certified qualified production;

(B) Expenditures for distribution, including preproduction, production or postproduction costs relating to the creation of trailers,

marketing videos, commercials, point-of-purchase videos and any and all content created on film or digital media, including the duplication of films, videos, CDs, DVDs and any and all digital files now in existence and those yet to be created for mass consumer consumption; the purchase, by a company in the state, of any and all equipment relating to the duplication or mass market distribution of any content created or produced in the state by any digital media format which is now in use and those formats yet to be created for mass consumer consumption; and

(C) "Production expenses or costs" does not include the following: (i) On and after January 1, 2008, compensation in excess of fifteen million dollars paid to any individual or entity representing an individual, for services provided in the production of a qualified production and on or after January 1, 2010, compensation subject to Connecticut personal income tax in excess of twenty million dollars paid in the aggregate to any individuals or entities representing individuals, for star talent provided in the production of a qualified production; (ii) media buys, promotional events or gifts or public relations associated with the promotion or marketing of any qualified production; (iii) deferred, leveraged or profit participation costs relating to any and all personnel associated with any and all aspects of the production, including, but not limited to, producer fees, director fees, talent fees and writer fees; (iv) costs relating to the transfer of the production tax credits; (v) any amounts paid to persons or businesses as a result of their participation in profits from the exploitation of the qualified production; and (vi) any expenses or costs relating to an independent certification, as required by subsection (g) of this section, or as the department may otherwise require, pertaining to the amount of production expenses or costs set forth by an eligible production company in its application for a production tax credit.

(6) "Sound recording" means a recording of music, poetry or

spoken-word performance, but does not include the audio portions of dialogue or words spoken and recorded as part of a motion picture, video, theatrical production, television news coverage or athletic event.

(7) "State-certified qualified production" means a qualified production produced by an eligible production company that (A) is in compliance with regulations adopted pursuant to subsection (k) of this section, (B) is authorized to conduct business in this state, and (C) has been approved by the department as qualifying for a production tax credit under this section.

(8) "Interactive web site" means a web site, the production costs of which (A) exceed five hundred thousand dollars per income year, and (B) is primarily (i) interactive games or end user applications, or (ii) animation, simulation, sound, graphics, story lines or video created or repurposed for distribution over the Internet. An interactive web site does not include a web site primarily used for institutional, private, industrial, retail or wholesale marketing or promotional purposes, or which contains obscene content.

(9) "Post-certification remedy" means the recapture, disallowance, recovery, reduction, repayment, forfeiture, decertification or any other remedy that would have the effect of reducing or otherwise limiting the use of a tax credit provided by this section.

(10) "Compensation" means base salary or wages and does not include bonus pay, stock options, restricted stock units or similar arrangements.

(11) "Relocated television production" means:

(A) An ongoing television program all of the prior seasons of which were filmed outside this state, and may include current events shows, except those referenced in subparagraph (B)(i) of this subdivision.

(B) An eligible production company's television programming in this state that (i) is not a general news program, sporting event or game broadcast, and (ii) is created at a qualified production facility that has had a minimum investment of twenty-five million dollars made by such eligible production company on or after January 1, 2012, at which facility the eligible production company creates ongoing television programming as defined in subparagraph (A) of this subdivision, and creates at least two hundred new jobs in Connecticut on or after January 1, 2012. For purposes of this subdivision, "new job" means a full-time job, as defined in section 12-217ii, that did not exist in this state prior to January 1, 2012, and is filled by a new employee, and "new employee" includes a person who was employed outside this state by the eligible production company prior to January 1, 2012, but does not include a person who was employed in this state by the eligible production company or a related person, as defined in section 12-217ii, with respect to the eligible production company during the prior twelve months.

(C) A relocated television production may be a state-certified qualified production for not more than ten successive income years, after which period the eligible production company shall be ineligible to resubmit an application for certification.

(b) (1) The Department of Economic and Community Development shall administer a system of tax credit vouchers within the resources, requirements and purposes of this section for eligible production companies producing a state-certified qualified production in the state.

[(1) For income years commencing on or after January 1, 2006, but prior to January 1, 2010, any eligible production company incurring production expenses or costs in excess of fifty thousand dollars shall be eligible for a credit against the tax imposed under chapter 207 or this chapter equal to thirty per cent of such production expenses or costs.**]**

(2) [For income years commencing on or after January 1, 2010, (A) any] Any eligible production company incurring production expenses or costs shall be eligible for a credit (A) for income years commencing on or after January 1, 2010, but prior to January 1, 2018, against the tax imposed under chapter 207 or this chapter, and (B) for income years commencing on or after January 1, 2018, against the tax imposed under chapter 207 or 211 or this chapter, as follows: (i) For any such company incurring [production] such expenses or costs of not less than one hundred thousand dollars, but not more than five hundred thousand dollars, [shall be eligible for a credit against the tax imposed under chapter 207 or this chapter] a credit equal to ten per cent of such [production] expenses or costs, [(B)] (ii) any such company incurring such expenses or costs of more than five hundred thousand dollars, but not more than one million dollars, [shall be eligible for a credit against the tax imposed under chapter 207 or this chapter] a credit equal to fifteen per cent of such [production] expenses or costs, and [(C)] (iii) any such company incurring such expenses or costs of more than one million dollars, [shall be eligible for a credit against the tax imposed under chapter 207 or this chapter] a credit equal to thirty per cent of such [production] expenses or costs.

(c) No eligible production company incurring an amount of production expenses or costs that qualifies for such credit shall be eligible for such credit unless on or after January 1, 2010, such company conducts (1) not less than fifty per cent of principal photography days within the state, or (2) expends not less than fifty per cent of postproduction costs within the state, or (3) expends not less than one million dollars of postproduction costs within the state.

[(d) (1) For income years commencing on or after January 1, 2009, but prior to January 1, 2010, fifty per cent of production expenses or costs shall be counted toward such credit when incurred outside the state and used within the state, and one hundred per cent of such

expenses or costs shall be counted toward such credit when incurred within the state and used within the state.**]**

[(2)**]** (d) For income years commencing on or after January 1, 2010, no expenses or costs incurred outside the state and used within the state shall be eligible for a credit, and one hundred per cent of such expenses or costs shall be counted toward such credit when incurred within the state and used within the state.

(e) (1) On and after July 1, 2006, and for income years commencing on or after January 1, 2006, any credit allowed pursuant to this section may be sold, assigned or otherwise transferred, in whole or in part, to one or more taxpayers, provided (A) no credit, after issuance, may be sold, assigned or otherwise transferred, in whole or in part, more than three times, (B) in the case of a credit allowed for the income year commencing on or after January 1, 2011, and prior to January 1, 2012, any entity that is not subject to tax under chapter 207 or this chapter may transfer not more than fifty per cent of such credit in any one income year, and (C) in the case of a credit allowed for an income year commencing on or after January 1, 2012, any entity that is not subject to tax under chapter 207 or this chapter may transfer not more than twenty-five per cent of such credit in any one income year.

(2) Notwithstanding the provisions of subdivision (1) of this subsection, any entity that is not subject to tax under this chapter or chapter 207 shall not be subject to the limitations on the transfer of credits provided in subparagraphs (B) and (C) of said subdivision (1), provided such entity owns not less than fifty per cent, directly or indirectly, of a business entity subject to tax under section 12-284b.

(3) Notwithstanding the provisions of subdivision (1) of this subsection, any qualified production that is created in whole or in significant part, as determined by the Commissioner of Economic and Community Development, at a qualified production facility shall not

be subject to the limitations of subparagraph (B) or (C) of said subdivision (1). For purposes of this subdivision, "qualified production facility" means a facility (A) located in this state, (B) intended for film, television or digital media production, and (C) that has had a minimum investment of three million dollars, or less if the Commissioner of Economic and Community Development determines such facility otherwise qualifies.

(4) (A) For the income year commencing January 1, 2018, any credit that is sold, assigned or otherwise transferred, in whole or in part, to one or more taxpayers pursuant to subdivision (1) of this subsection may be claimed against the tax imposed under chapter 211 only if there is common ownership of at least fifty per cent between such taxpayer and the eligible production company that sold, assigned or otherwise transferred such credit. Such taxpayer may only claim ninety-two per cent of the amount of such credit entered by the department on the production tax credit voucher.

(B) For income years commencing on or after January 1, 2019, any credit that is sold, assigned or otherwise transferred, in whole or in part, to one or more taxpayers pursuant to subdivision (1) of this subsection, which credit is claimed against the tax imposed under chapter 211, shall be subject to the following limits:

(i) The taxpayer may only claim ninety-five per cent of the amount of such credit entered by the department on the production tax credit voucher; and

(ii) If there is common ownership of at least fifty per cent between such taxpayer and the eligible production company that sold, assigned or otherwise transferred such credit, such taxpayer may only claim ninety-two per cent of the amount of such credit entered by the department on the production tax credit voucher.

(f) (1) On and after July 1, 2006, and for income years commencing on or after January 1, 2006, all or part of any such credit allowed under this **[**subsection shall**]** section may be claimed against the tax imposed under chapter 207 or this chapter for the income year in which the production expenses or costs were incurred, or in the three immediately succeeding income years.

(2) For production tax credit vouchers issued on or after July 1, 2015, all or part of any such credit **[**shall**]** may be claimed against (A) the tax imposed under chapter 207 or this chapter, or (B) for income years commencing on or after January 1, 2018, the tax imposed under chapter 207 or 211 or this chapter, for the income year in which the production expenses or costs were incurred, or in the five immediately succeeding income years.

(3) Any production tax credit allowed under this subsection shall be nonrefundable.

(g) (1) An eligible production company shall apply to the department for a tax credit voucher on an annual basis, but not later than ninety days after the first production expenses or costs are incurred in the production of a qualified production, and shall provide with such application such information as the department may require to determine such company's eligibility to claim a credit under this section. No production expenses or costs may be listed more than once for purposes of the tax credit voucher pursuant to this section, or pursuant to section 12-217kk or 12-217*ll*, and if a production expense or cost has been included in a claim for a credit, such production expense or cost may not be included in any subsequent claim for a credit.

(2) Not later than ninety days after the end of the annual period, or after the last production expenses or costs are incurred in the production of a qualified production, an eligible production company

shall apply to the department for a production tax credit voucher, and shall provide with such application such information and independent certification as the department may require pertaining to the amount of such company's production expenses or costs. Such independent certification shall be provided by an audit professional chosen from a list compiled by the department. If the department determines that such company is eligible to be issued a production tax credit voucher, the department shall enter on the voucher the amount of production expenses or costs that has been established to the satisfaction of the department and the amount of such company's credit under this section. The department shall provide a copy of such voucher to the commissioner, upon request.

(3) The department shall charge a reasonable administrative fee sufficient to cover the department's costs to analyze applications submitted under this section.

(h) If an eligible production company sells, assigns or otherwise transfers a credit under this section to another taxpayer, the transferor and transferee shall jointly submit written notification of such transfer to the department not later than thirty days after such transfer. If such transferee sells, assigns or otherwise transfers a credit under this section to a subsequent transferee, such transferee and such subsequent transferee shall jointly submit written notification of such transfer to the department not later than thirty days after such transfer. The notification after each transfer shall include the credit voucher number, the date of transfer, the amount of such credit transferred, the tax credit balance before and after the transfer, the tax identification numbers for both the transferor and the transferee, and any other information required by the department. Failure to comply with this subsection will result in a disallowance of the tax credit until there is full compliance on the part of the transferor and the transferee, and for a second or third transfer, on the part of all subsequent transferors and

transferees. The department shall provide a copy of the notification of assignment to the commissioner upon request.

(i) Any eligible production company that submits information to the department that it knows to be fraudulent or false shall, in addition to any other penalties provided by law, be liable for a penalty equal to the amount of such company's credit entered on the production tax credit **[**certificate**]** voucher issued under this section.

(j) No tax credits transferred pursuant to this section shall be subject to a post-certification remedy, and the department and the commissioner shall have no right, except in the case of possible material misrepresentation or fraud, to conduct any further or additional review, examination or audit of the expenditures or costs for which such tax credits were issued. The sole and exclusive remedy of the department and the commissioner shall be to seek collection of the amount of such tax credits from the entity that committed the fraud or misrepresentation.

(k) The department, in consultation with the commissioner, shall adopt regulations, in accordance with the provisions of chapter 54, as may be necessary for the administration of this section.

Sec. 627. Subsection (a) of section 12-541 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017*):

(a) There is hereby imposed a tax of ten per cent of the admission charge to any place of amusement, entertainment or recreation, except that no tax shall be imposed with respect to any admission charge (1) when the admission charge is less than one dollar or, in the case of any motion picture show, when the admission charge is not more than five dollars, (2) when a daily admission charge is imposed which entitles the patron to participate in an athletic or sporting activity, (3) to any

event, other than events held at the stadium facility, as defined in section 32-651, if all of the proceeds from the event inure exclusively to an entity which is exempt from federal income tax under the Internal Revenue Code, provided such entity actively engages in and assumes the financial risk associated with the presentation of such event, (4) to any event, other than events held at the stadium facility, as defined in section 32-651, which, in the opinion of the commissioner, is conducted primarily to raise funds for an entity which is exempt from federal income tax under the Internal Revenue Code, provided the commissioner is satisfied that the net profit which inures to such entity from such event will exceed the amount of the admissions tax which, but for this subdivision, would be imposed upon the person making such charge to such event, (5) other than for events held at the stadium facility, as defined in section 32-651, paid by centers of service for elderly persons, as described in subdivision (d) of section 17a-310, (6) to any production featuring live performances by actors or musicians presented at Gateway's Candlewood Playhouse, Ocean Beach Park or any nonprofit theater or playhouse in the state, provided such theater or playhouse possesses evidence confirming exemption from federal tax under Section 501 of the Internal Revenue Code, (7) to any carnival or amusement ride, (8) to any interscholastic athletic event held at the stadium facility, as defined in section 32-651, <u>or</u> (9) if the admission charge would have been subject to tax under the provisions of section 12-542 of the general statutes, revision of 1958, revised to January 1, 1999<u>.</u> **[**, (10) to any event at (A) the XL Center in Hartford, or (B) the Webster Bank Arena in Bridgeport, (11) from July 1, 2015, to June 30, 2017, to any athletic event presented by a member team of the Atlantic League of Professional Baseball at the Ballpark at Harbor Yard in Bridgeport, (12) to any event presented at the Dunkin' Donuts Park in Hartford, or (13) on and after July 1, 2017, to any athletic event presented by a member team of the Atlantic League of Professional Baseball at the New Britain Stadium.**]** On and after July 1, 2000, the tax imposed under this section on any motion picture show shall be eight

per cent of the admission charge and, on and after July 1, 2001, the tax imposed on any such motion picture show shall be six per cent of such charge.

Sec. 628. Section 12-296 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017, and applicable to sales occurring on or after December 1, 2017*):

A tax is imposed on all cigarettes held in this state by any person for sale, **[**said**]** such tax to be at the rate of **[**one hundred ninety-five**]** two hundred seventeen and one-half mills for each cigarette and the payment thereof shall be for the account of the purchaser or consumer of such cigarettes and shall be evidenced by the affixing of stamps to the packages containing the cigarettes as provided in this chapter. Any tax imposed under this chapter shall be reduced by fifty per cent for any product the Secretary of the United States Department of Health and Human Services determines to be a modified risk tobacco product pursuant to 21 USC 387k, as amended from time to time.

Sec. 629. Section 12-316 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017, and applicable to sales occurring on or after December 1, 2017*):

A tax is hereby imposed at the rate of **[**one hundred ninety-five**]** two hundred seventeen and one-half mills for each cigarette upon the storage or use within this state of any unstamped cigarettes in the possession of any person other than a licensed distributor or dealer, or a carrier for transit from without this state to a licensed distributor or dealer within this state. Any person, including distributors, dealers, carriers, warehousemen and consumers, last having possession of unstamped cigarettes in this state shall be liable for the tax on such cigarettes if such cigarettes are unaccounted for in transit, storage or otherwise, and in such event a presumption shall exist for the purpose of taxation that such cigarettes were used and consumed in

Connecticut.

Sec. 630. (*Effective from passage*) (a) An excise tax is hereby imposed upon each distributor and each dealer, as each is defined in section 12-285 of the general statutes and licensed pursuant to chapter 214 of the general statutes, in the amount of twenty-two and one-half mills per cigarette, as defined in section 12-285 of the general statutes, in such distributor's or such dealer's inventory as of the close of business on November 30, 2017, or, if the business closes after eleven fifty-nine o'clock p.m. on said date, at eleven fifty-nine o'clock p.m. on said date.

(b) Each such licensed distributor or dealer shall, not later than December 15, 2017, file with the Commissioner of Revenue Services, on forms prescribed by said commissioner, a report that shows the number of cigarettes in inventory as of the close of business on November 30, 2017, or, if the business closes after eleven fifty-nine o'clock p.m. on said date, at eleven fifty-nine o'clock p.m. on said date, upon which inventory the tax under subsection (a) of this section shall be imposed. The tax shall be due and payable on the due date of such report. If any distributor or dealer required to file a report pursuant to this section fails to file such report on or before January 1, 2018, the commissioner shall make an estimate of the number of cigarettes in such distributor's or dealer's inventory as of the close of business on November 30, 2017, based upon any information that is in the commissioner's possession or that may come into the commissioner's possession. The provisions of chapter 214 of the general statutes pertaining to failure to file returns, examination of returns by the commissioner, the issuance of deficiency assessments or assessments where no return has been filed, the collection of tax, the imposition of penalties and the accrual of interest shall apply to the distributors and dealers required to pay the tax imposed under this section. Failure of any distributor or dealer to file such report when due shall be sufficient reason to revoke such distributor's or dealer's license under

the provisions of said chapter 214 and to revoke any other state license or permit issued by the Department of Revenue Services and held by such distributor or dealer. If, in the discretion of the commissioner, the enforcement of this section would otherwise be adversely affected, the commissioner shall not renew the dealer's license of any dealer who fails to file such report, or the distributor's license of any distributor who fails to file such report, until such report is filed.

Sec. 631. Section 12-330c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017, and applicable to sales occurring on or after December 1, 2017*):

(a) (1) A tax is imposed on all untaxed tobacco products held in this state by any person. Except as otherwise provided in subdivision (2) of this subsection with respect to the tax on cigars, or in subdivision (3) of this subsection with respect to the rate of tax on snuff tobacco products, the tax shall be imposed at the rate of fifty per cent of the wholesale sales price of such products.

(2) Notwithstanding the provisions of subdivision (1) of this subsection, in the case of cigars the tax shall not exceed fifty cents per cigar.

(3) The tax shall be imposed on snuff tobacco products, on the net weight as listed by the manufacturer, as follows: **[**One dollar**]** Three dollars per ounce of snuff and a proportionate tax at the like rate on all fractional parts of an ounce of snuff.

(b) **[**Said**]** Such tax shall be imposed on the distributor or the unclassified importer at the time the tobacco product is manufactured, purchased, imported, received or acquired in this state.

(c) **[**Said**]** Such tax shall not be imposed on any tobacco products **[**which**]** that (1) are exported from the state, or (2) are not subject to taxation by this state pursuant to any laws of the United States.

(d) Any tax imposed under this chapter shall be reduced by fifty per cent for any product the Secretary of the United States Department of Health and Human Services determines to be a modified risk tobacco product pursuant to 21 USC 387k, as amended from time to time.

Sec. 632. Section 12-391 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) With respect to estates of decedents who die prior to January 1, 2005, and except as otherwise provided in section 59 of public act 03-1 of the June 30 special session, a tax is imposed upon the transfer of the estate of each person who at the time of death was a resident of this state. The amount of the tax shall be the amount of the federal credit allowable for estate, inheritance, legacy and succession taxes paid to any state or the District of Columbia under the provisions of the federal internal revenue code in force at the date of such decedent's death in respect to any property owned by such decedent or subject to such taxes as part of or in connection with the estate of such decedent. If real or tangible personal property of such decedent is located outside **[**of**]** this state and is subject to estate, inheritance, legacy, or succession taxes by any state or states, other than the state of Connecticut, or by the District of Columbia for which such federal credit is allowable, the amount of tax due under this section shall be reduced by the lesser of: (1) The amount of any such taxes paid to such other state or states or said district and allowed as a credit against the federal estate tax; or (2) an amount computed by multiplying such federal credit by a fraction, (A) the numerator of which is the value of that part of the decedent's gross estate over which such other state or states or said district have jurisdiction for estate tax purposes to the same extent to which this state would assert jurisdiction for estate tax purposes under this chapter with respect to the residents of such other state or states or said district, and (B) the denominator of which is the value of the decedent's gross estate. Property of a resident estate over which this

state has jurisdiction for estate tax purposes includes real property situated in this state, tangible personal property having an actual situs in this state, and intangible personal property owned by the decedent, regardless of where it is located. The amount of any estate tax imposed under this subsection shall also be reduced, but not below zero, by the amount of any tax that is imposed under chapter 216 and that is actually paid to this state.

(b) With respect to the estates of decedents who die prior to January 1, 2005, and except as otherwise provided in section 59 of public act 03-1 of the June 30 special session, a tax is imposed upon the transfer of the estate of each person who at the time of death was a nonresident of this state, the amount of which shall be computed by multiplying (1) the federal credit allowable for estate, inheritance, legacy, and succession taxes paid to any state or states or the District of Columbia under the provisions of the federal internal revenue code in force at the date of such decedent's death in respect to any property owned by such decedent or subject to such taxes as a part of or in connection with the estate of such decedent by (2) a fraction, (A) the numerator of which is the value of that part of the decedent's gross estate over which this state has jurisdiction for estate tax purposes and (B) the denominator of which is the value of the decedent's gross estate. Property of a nonresident estate over which this state has jurisdiction for estate tax purposes includes real property situated in this state and tangible personal property having an actual situs in this state. The amount of any estate tax imposed under this subsection shall also be reduced, but not below zero, by the amount of any tax that is imposed under chapter 216 and that is actually paid to this state.

(c) For purposes of this section <u>and section 12-392</u>:

(1) (A) "Connecticut taxable estate" means, with respect to the estates of decedents dying on or after January 1, 2005, but prior to January 1, 2010, (i) the gross estate less allowable deductions, as

determined under Chapter 11 of the Internal Revenue Code, plus (ii) the aggregate amount of all Connecticut taxable gifts, as defined in section 12-643, made by the decedent for all calendar years beginning on or after January 1, 2005, but prior to January 1, 2010. The deduction for state death taxes paid under Section 2058 of said code shall be disregarded.

(B) "Connecticut taxable estate" means, with respect to the estates of decedents dying on or after January 1, 2010, but prior to January 1, 2015, (i) the gross estate less allowable deductions, as determined under Chapter 11 of the Internal Revenue Code, plus (ii) the aggregate amount of all Connecticut taxable gifts, as defined in section 12-643, made by the decedent for all calendar years beginning on or after January 1, 2005. The deduction for state death taxes paid under Section 2058 of said code shall be disregarded.

(C) "Connecticut taxable estate" means, with respect to the estates of decedents dying on or after January 1, 2015, (i) the gross estate less allowable deductions, as determined under Chapter 11 of the Internal Revenue Code, plus (ii) the aggregate amount of all Connecticut taxable gifts, as defined in section 12-643, made by the decedent for all calendar years beginning on or after January 1, 2005, other than Connecticut taxable gifts that are includable in the gross estate for federal estate tax purposes of the decedent, plus (iii) the amount of any tax paid to this state pursuant to section 12-642 by the decedent or the decedent's estate on any gift made by the decedent or the decedent's spouse during the three-year period preceding the date of the decedent's death. The deduction for state death taxes paid under Section 2058 of the Internal Revenue Code shall be disregarded.

(2) "Internal Revenue Code" means the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, [amended,] except in the event of repeal of the federal estate tax, then all references to the

Internal Revenue Code in this section shall mean the Internal Revenue Code as in force on the day prior to the effective date of such repeal.

(3) "Gross estate" means the gross estate, for federal estate tax purposes.

(4) "Federal basic exclusion amount" means the dollar amount published annually by the Internal Revenue Service at which a decedent would be required to file a federal estate tax return based on the value of the decedent's gross estate and federally taxable gifts.

(d) (1) (A) With respect to the estates of decedents who die on or after January 1, 2005, but prior to January 1, 2010, a tax is imposed upon the transfer of the estate of each person who at the time of death was a resident of this state. The amount of the tax shall be determined using the schedule in subsection (g) of this section. A credit shall be allowed against such tax for any taxes paid to this state pursuant to section 12-642 for Connecticut taxable gifts made on or after January 1, 2005, but prior to January 1, 2010.

(B) With respect to the estates of decedents who die on or after January 1, 2010, but prior to January 1, 2015, a tax is imposed upon the transfer of the estate of each person who at the time of death was a resident of this state. The amount of the tax shall be determined using the schedule in subsection (g) of this section. A credit shall be allowed against such tax for any taxes paid to this state pursuant to section 12-642 for Connecticut taxable gifts made on or after January 1, 2005, provided such credit shall not exceed the amount of tax imposed by this section.

(C) With respect to the estates of decedents who die on or after January 1, 2015, but prior to January 1, 2016, a tax is imposed upon the transfer of the estate of each person who at the time of death was a resident of this state. The amount of the tax shall be determined using

the schedule in subsection (g) of this section. A credit shall be allowed against such tax for (i) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2005, and (ii) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2005, that are includable in the gross estate of the decedent, provided such credit shall not exceed the amount of tax imposed by this section.

(D) With respect to the estates of decedents who die on or after January 1, 2016, but prior to January 1, 2019, a tax is imposed upon the transfer of the estate of each person who at the time of death was a resident of this state. The amount of the tax shall be determined using the schedule in subsection (g) of this section. A credit shall be allowed against such tax for (i) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2005, and (ii) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2005, that are includable in the gross estate of the decedent, provided such credit shall not exceed the amount of tax imposed by this section. In no event shall the amount of tax payable under this section exceed twenty million dollars. Such twenty-million-dollar limit shall be reduced by the amount of (I) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2016, and (II) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2016, that are includable in the gross estate of the decedent, but in no event shall the amount be reduced below zero.

(E) With respect to the estates of decedents who die on or after January 1, 2019, a tax is imposed upon the transfer of the estate of each

person who at the time of death was a resident of this state. The amount of the tax shall be determined using the schedule in subsection (g) of this section. A credit shall be allowed against such tax for (i) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2005, and (ii) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2005, that are includable in the gross estate of the decedent, provided such credit shall not exceed the amount of tax imposed by this section. In no event shall the amount of tax payable under this section exceed fifteen million dollars. Such fifteen-million-dollar limit shall be reduced by the amount of (I) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2016, and (II) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2016, that are includable in the gross estate of the decedent, but in no event shall the amount be reduced below zero.

(2) If real or tangible personal property of such decedent is located outside **[**of**]** this state, the amount of tax due under this section shall be reduced by an amount computed by multiplying the tax otherwise due pursuant to subdivision (1) of this subsection, without regard to the credit allowed for any taxes paid to this state pursuant to section 12-642, by a fraction, (A) the numerator of which is the value of that part of the decedent's gross estate attributable to real or tangible personal property located outside of the state, and (B) the denominator of which is the value of the decedent's gross estate.

(3) For a resident estate, the state shall have the power to levy the estate tax upon real property situated in this state, tangible personal property having an actual situs in this state and intangible personal

property included in the gross estate of the decedent, regardless of where it is located. The state is permitted to calculate the estate tax and levy said tax to the fullest extent permitted by the Constitution of the United States.

(e) (1) (A) With respect to the estates of decedents who die on or after January 1, 2005, but prior to January 1, 2010, a tax is imposed upon the transfer of the estate of each person who at the time of death was a nonresident of this state. The amount of such tax shall be computed by multiplying (i) the amount of tax determined using the schedule in subsection (g) of this section by (ii) a fraction, the numerator of which is the value of that part of the decedent's gross estate over which this state has jurisdiction for estate tax purposes, and the denominator of which is the value of the decedent's gross estate. A credit shall be allowed against such tax for any taxes paid to this state pursuant to section 12-642, for Connecticut taxable gifts made on or after January 1, 2005, but prior to January 1, 2010.

(B) With respect to the estates of decedents who die on or after January 1, 2010, but prior to January 1, 2016, a tax is imposed upon the transfer of the estate of each person who at the time of death was a nonresident of this state. The amount of such tax shall be computed by multiplying (i) the amount of tax determined using the schedule in subsection (g) of this section by (ii) a fraction, the numerator of which is the value of that part of the decedent's gross estate over which this state has jurisdiction for estate tax purposes, and the denominator of which is the value of the decedent's gross estate. A credit shall be allowed against such tax for any taxes paid to this state pursuant to section 12-642, for Connecticut taxable gifts made on or after January 1, 2005, provided such credit shall not exceed the amount of tax imposed by this section.

(C) With respect to the estates of decedents who die on or after January 1, 2016, <u>but prior to January 1, 2019,</u> a tax is imposed upon the

transfer of the estate of each person who at the time of death was a nonresident of this state. The amount of such tax shall be computed by multiplying (i) the amount of tax determined using the schedule in subsection (g) of this section by (ii) a fraction, the numerator of which is the value of that part of the decedent's gross estate over which this state has jurisdiction for estate tax purposes, and the denominator of which is the value of the decedent's gross estate. A credit shall be allowed against such tax for any taxes paid to this state pursuant to section 12-642 for Connecticut taxable gifts made on or after January 1, 2005, provided such credit shall not exceed the amount of tax imposed by this section. In no event shall the amount of tax payable under this section exceed twenty million dollars. Such twenty-million-dollar limit shall be reduced by the amount of (I) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2016, and (II) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2016, that are includable in the gross estate of the decedent, but in no event shall the amount be reduced below zero.

(D) With respect to the estates of decedents who die on or after January 1, 2019, a tax is imposed upon the transfer of the estate of each person who at the time of death was a nonresident of this state. The amount of such tax shall be computed by multiplying the amount of tax determined using the schedule in subsection (g) of this section by a fraction, the numerator of which is the value of that part of the decedent's gross estate over which this state has jurisdiction for estate tax purposes, and the denominator of which is the value of the decedent's gross estate. A credit shall be allowed against such tax for (i) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2005, and (ii) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable

gifts made by the decedent on or after January 1, 2005, that are includable in the gross estate of the decedent, provided such credit shall not exceed the amount of tax imposed by this section. In no event shall the amount of tax payable under this section exceed fifteen million dollars. Such fifteen-million-dollar limit shall be reduced by the amount of (I) any taxes paid to this state pursuant to section 12-642 by the decedent or the decedent's estate for Connecticut taxable gifts made on or after January 1, 2016, and (II) any taxes paid by the decedent's spouse to this state pursuant to section 12-642 for Connecticut taxable gifts made by the decedent on or after January 1, 2016, that are includable in the gross estate of the decedent, but in no event shall the amount be reduced below zero.

(2) For a nonresident estate, the state shall have the power to levy the estate tax upon all real property situated in this state and tangible personal property having an actual situs in this state. The state is permitted to calculate the estate tax and levy said tax to the fullest extent permitted by the Constitution of the United States.

(f) (1) For purposes of the tax imposed under this section, the value of the Connecticut taxable estate shall be determined taking into account all of the deductions available under the Internal Revenue Code of 1986, specifically including, but not limited to, the deduction available under Section 2056(b)(7) of said code for a qualifying income interest for life in a surviving spouse.

(2) An election under said Section 2056(b)(7) may be made for state estate tax purposes regardless of whether any such election is made for federal estate tax purposes. The value of the gross estate shall include the value of any property in which the decedent had a qualifying income interest for life for which an election was made under this subsection.

(g) (1) With respect to the estates of decedents dying on or after

January 1, 2005, but prior to January 1, 2010, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over $2,000,000	None
Over $2,000,000 but not over $2,100,000	5.085% of the excess over $0
Over $2,100,000 but not over $2,600,000	$106,800 plus 8% of the excess over $2,100,000
Over $2,600,000 but not over $3,100,000	$146,800 plus 8.8% of the excess over $2,600,000
Over $3,100,000 but not over $3,600,000	$190,800 plus 9.6% of the excess over $3,100,000
Over $3,600,000 but not over $4,100,000	$238,800 plus 10.4% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$290,800 plus 11.2% of the excess over $4,100,000
Over $5,100,000 but not over $6,100,000	$402,800 plus 12% of the excess over $5,100,000
Over $6,100,000 but not over $7,100,000	$522,800 plus 12.8% of the excess over $6,100,000
Over $7,100,000 but not over $8,100,000	$650,800 plus 13.6% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$786,800 plus 14.4% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$930,800 plus 15.2% of the excess over $9,100,000
Over $10,100,000	$1,082,800 plus 16% of the excess over $10,100,000

(2) With respect to the estates of decedents dying on or after January

1, 2010, but prior to January 1, 2011, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over $3,500,000	None
Over $3,500,000 but not over $3,600,000	7.2% of the excess over $3,500,000
Over $3,600,000 but not over $4,100,000	$7,200 plus 7.8% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$46,200 plus 8.4% of the excess over $4,100,000
Over $5,100,000 but not over $6,100,000	$130,200 plus 9.0% of the excess over $5,100,000
Over $6,100,000 but not over $7,100,000	$220,200 plus 9.6% of the excess over $6,100,000
Over $7,100,000 but not over $8,100,000	$316,200 plus 10.2% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$418,200 plus 10.8% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$526,200 plus 11.4% of the excess over $9,100,000
Over $10,100,000	$640,200 plus 12% of the excess over $10,100,000

(3) With respect to the estates of decedents dying on or after January 1, 2011, <u>but prior to January 1, 2018,</u> the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over $2,000,000	None

Over $2,000,000 but not over $3,600,000	7.2% of the excess over $2,000,000
Over $3,600,000 but not over $4,100,000	$115,200 plus 7.8% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$154,200 plus 8.4% of the excess over $4,100,000
Over $5,100,000 but not over $6,100,000	$238,200 plus 9.0% of the excess over $5,100,000
Over $6,100,000 but not over $7,100,000	$328,200 plus 9.6% of the excess over $6,100,000
Over $7,100,000 but not over $8,100,000	$424,200 plus 10.2% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$526,200 plus 10.8% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$634,200 plus 11.4% of the excess over $9,100,000
Over $10,100,000	$748,200 plus 12% of the excess over $10,100,000

(4) With respect to the estates of decedents dying on or after January 1, 2018, but prior to January 1, 2019, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over $2,600,000	None
Over $2,600,000 but not over $3,600,000	7.2% of the excess over $2,600,000
Over $3,600,000 but not over $4,100,000	$72,000 plus 7.8% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$111,000 plus 8.4% of the excess over $4,100,000
Over $5,100,000	$195,000 plus 10% of the excess

but not over $6,100,000	over $5,100,000
Over $6,100,000	$295,000 plus 10.4% of the excess
but not over $7,100,000	over $6,100,000
Over $7,100,000	$399,900 plus 10.8% of the excess
but not over $8,100,000	over $7,100,000
Over $8,100,000	$507,000 plus 11.2% of the excess
but not over $9,100,000	over $8,100,000
Over $9,100,000	$619,000 plus 11.6% of the excess
but not over $10,100,000	over $9,100,000
Over $10,100,000	$735,000 plus 12% of the excess
	over $10,100,000

(5) With respect to the estates of decedents dying on or after January 1, 2019, but prior to January 1, 2020, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over $3,600,000	None
Over $3,600,000	7.8% of the excess
but not over $4,100,000	over $3,600,000
Over $4,100,000	$39,000 plus 8.4% of the excess
but not over $5,100,000	over $4,100,000
Over $5,100,000	$123,000 plus 10% of the excess
but not over $6,100,000	over $5,100,000
Over $6,100,000	$223,000 plus 10.4% of the excess
but not over $7,100,000	over $6,100,000
Over $7,100,000	$327,000 plus 10.8% of the excess
but not over $8,100,000	over $7,100,000
Over $8,100,000	$435,000 plus 11.2% of the excess
but not over $9,100,000	over $8,100,000
Over $9,100,000	$547,000 plus 11.6% of the excess
but not over $10,100,000	over $9,100,000

Over $10,100,000	$663,000 plus 12% of the excess over $10,100,000

(6) With respect to the estates of decedents dying on or after January 1, 2020, the tax based on the Connecticut taxable estate shall be as provided in the following schedule:

Amount of Connecticut Taxable Estate	Rate of Tax
Not over the federal basic exclusion amount	None
Over the federal basic exclusion amount but not over $6,100,000	10% of the excess over the federal basic exclusion amount
Over $6,100,000 but not over $7,100,000	10.4% of the excess over the federal basic exclusion amount
Over $7,100,000 but not over $8,100,000	10.8% of the excess over the federal basic exclusion amount
Over $8,100,000 but not over $9,100,000	11.2% of the excess over the federal basic exclusion amount
Over $9,100,000 but not over $10,100,000	11.6% of the excess over the federal basic exclusion amount
Over $10,100,000	12% of the excess over the federal basic exclusion amount

(h) (1) For the purposes of this chapter, each decedent shall be presumed to have died a resident of this state. The burden of proof in an estate tax proceeding shall be upon any decedent's estate claiming exemption by reason of the decedent's alleged nonresidency.

(2) Any person required to make and file a tax return under this chapter, believing that the decedent died a nonresident of this state, may file a request for determination of domicile in writing with the

Commissioner of Revenue Services, stating the specific grounds upon which the request is founded provided (A) such person has filed such return, (B) at least two hundred seventy days, but no more than three years, has elapsed since the due date of such return or, if an application for extension of time to file such return has been granted, the extended due date of such return, (C) such person has not been notified, in writing, by said commissioner that a written agreement of compromise with the taxing authorities of another jurisdiction, under section 12-395a, is being negotiated, and (D) the commissioner has not previously determined whether the decedent died a resident of this state. Not later than one hundred eighty days following receipt of such request for determination, the commissioner shall determine whether such decedent died a resident or a nonresident of this state. If the commissioner commences negotiations over a written agreement of compromise with the taxing authorities of another jurisdiction after a request for determination of domicile is filed, the one-hundred-eighty-day period shall be tolled for the duration of such negotiations. When, before the expiration of such one-hundred-eighty-day period, both the commissioner and the person required to make and file a tax return under this chapter have consented in writing to the making of such determination after such time, the determination may be made at any time prior to the expiration of the period agreed upon. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon. The commissioner shall mail notice of his proposed determination to the person required to make and file a tax return under this chapter. Such notice shall set forth briefly the commissioner's findings of fact and the basis of such proposed determination. Sixty days after the date on which it is mailed, a notice of proposed determination shall constitute a final determination unless the person required to make and file a tax return under this chapter has filed, as provided in subdivision (3) of this subsection, a written protest with the Commissioner of Revenue Services.

(3) On or before the sixtieth day after mailing of the proposed determination, the person required to make and file a tax return under this chapter may file with the commissioner a written protest against the proposed determination in which such person shall set forth the grounds on which the protest is based. If such a protest is filed, the commissioner shall reconsider the proposed determination and, if the person required to make and file a tax return under this chapter has so requested, may grant or deny such person or the authorized representatives of such person an oral hearing.

(4) Notice of the commissioner's determination shall be mailed to the person required to make and file a tax return under this chapter and such notice shall set forth briefly the commissioner's findings of fact and the basis of decision in each case decided adversely to such person.

(5) The action of the commissioner on a written protest shall be final upon the expiration of one month from the date on which he mails notice of his action to the person required to make and file a tax return under this chapter unless within such period such person seeks review of the commissioner's determination pursuant to subsection (b) of section 12-395.

(6) Nothing in this subsection shall be construed to relieve any person filing a request for determination of domicile of the obligation to pay the correct amount of tax on or before the due date of the tax.

(i) The tax calculated pursuant to the provisions of this section shall be reduced in an amount equal to half of the amount invested by a decedent in a private investment fund or fund of funds pursuant to subdivision (43) of section 32-39, provided (1) any such reduction shall not exceed five million dollars for any such decedent, (2) any such amount invested by the decedent shall have been invested in such fund or fund of funds for ten years or more, and (3) the aggregate

amount of all taxes reduced under this subsection shall not exceed thirty million dollars.

Sec. 633. Section 12-642 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) (1) With respect to calendar years commencing prior to January 1, 2001, the tax imposed by section 12-640 for the calendar year shall be at a rate of the taxable gifts made by the donor during the calendar year set forth in the following schedule:

Amount of Taxable Gifts	Rate of Tax
Not over $25,000	1%
Over $25,000 but not over $50,000	$250, plus 2% of the excess over $25,000
Over $50,000 but not over $75,000	$750, plus 3% of the excess over $50,000
Over $75,000 but not over $100,000	$1,500, plus 4% of the excess over $75,000
Over $100,000 but not over $200,000	$2,500, plus 5% of the excess over $100,000
Over $200,000	$7,500, plus 6% of the excess over $200,000

(2) With respect to the calendar years commencing January 1, 2001, January 1, 2002, January 1, 2003, and January 1, 2004, the tax imposed by section 12-640 for each such calendar year shall be at a rate of the taxable gifts made by the donor during the calendar year set forth in the following schedule:

Amount of Taxable Gifts	Rate of Tax
Over $25,000 but not over $50,000	$250, plus 2% of the excess over $25,000

Over $50,000 but not over $75,000	$750, plus 3% of the excess over $50,000
Over $75,000 but not over $100,000	$1,500, plus 4% of the excess over $75,000
Over $100,000 but not over $675,000	$2,500, plus 5% of the excess over $100,000
Over $675,000	$31,250, plus 6% of the excess over $675,000

(3) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2005, but prior to January 1, 2010, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, but prior to January 1, 2010, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision:

Amount of Taxable Gifts	Rate of Tax
Not over $2,000,000	None
Over $2,000,000 but not over $2,100,000	5.085% of the excess over $0
Over $2,100,000 but not over $2,600,000	$106,800 plus 8% of the excess over $2,100,000
Over $2,600,000 but not over $3,100,000	$146,800 plus 8.8% of the excess over $2,600,000
Over $3,100,000 but not over $3,600,000	$190,800 plus 9.6% of the excess over $3,100,000
Over $3,600,000 but not over $4,100,000	$238,800 plus 10.4% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$290,800 plus 11.2% of the excess over $4,100,000

Over $5,100,000 but not over $6,100,000	$402,800 plus 12% of the excess over $5,100,000
Over $6,100,000 but not over $7,100,000	$522,800 plus 12.8% of the excess over $6,100,000
Over $7,100,000 but not over $8,100,000	$650,800 plus 13.6% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$786,800 plus 14.4% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$930,800 plus 15.2% of the excess over $9,100,000
Over $10,100,000	$1,082,800 plus 16% of the excess over $10,100,000

(4) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2010, but prior to January 1, 2011, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

Amount of Taxable Gifts	Rate of Tax
Not over $3,500,000	None
Over $3,500,000 but not over $3,600,000	7.2% of the excess over $3,500,000
Over $3,600,000 but not over $4,100,000	$7,200 plus 7.8% of the excess over $3,600,000
Over $4,100,000 but not over $5,100,000	$46,200 plus 8.4% of the excess over $4,100,000
Over $5,100,000	$130,200 plus 9.0% of the excess

but not over $6,100,000	over $5,100,000
Over $6,100,000	$220,200 plus 9.6% of the excess
but not over $7,100,000	over $6,100,000
Over $7,100,000	$316,200 plus 10.2% of the excess
but not over $8,100,000	over $7,100,000
Over $8,100,000	$418,200 plus 10.8% of the excess
but not over $9,100,000	over $8,100,000
Over $9,100,000	$526,200 plus 11.4% of the excess
but not over $10,100,000	over $9,100,000
Over $10,100,000	$640,200 plus 12% of the excess
	over $10,100,000

(5) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2011, <u>but prior to January 1, 2018,</u> including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3) or (4) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

Amount of Taxable Gifts	Rate of Tax
Not over $2,000,000	None
Over $2,000,000	7.2% of the excess
but not over $3,600,000	over $2,000,000
Over $3,600,000	$115,200 plus 7.8% of the excess
but not over $4,100,000	over $3,600,000
Over $4,100,000	$154,200 plus 8.4% of the excess
but not over $5,100,000	over $4,100,000
Over $5,100,000	$238,200 plus 9.0% of the excess

but not over $6,100,000	over $5,100,000
Over $6,100,000	$328,200 plus 9.6% of the excess
but not over $7,100,000	over $6,100,000
Over $7,100,000	$424,200 plus 10.2% of the excess
but not over $8,100,000	over $7,100,000
Over $8,100,000	$526,200 plus 10.8% of the excess
but not over $9,100,000	over $8,100,000
Over $9,100,000	$634,200 plus 11.4% of the excess
but not over $10,100,000	over $9,100,000
Over $10,100,000	$748,200 plus 12% of the excess
	over $10,100,000

(6) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2018, but prior to January 1, 2019, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3), (4) or (5) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

Amount of Taxable Gifts	Rate of Tax
Not over $2,600,000	None
Over $2,600,000	7.2% of the excess
but not over $3,600,000	over $2,600,000
Over $3,600,000	$72,000 plus 7.8% of the excess
but not over $4,100,000	over $3,600,000
Over $4,100,000	$111,000 plus 8.4% of the excess
but not over $5,100,000	over $4,100,000
Over $5,100,000	$195,000 plus 10% of the excess

but not over $6,100,000	over $5,100,000
Over $6,100,000	$295,000 plus 10.4% of the excess
but not over $7,100,000	over $6,100,000
Over $7,100,000	$399,900 plus 10.8% of the excess
but not over $8,100,000	over $7,100,000
Over $8,100,000	$507,000 plus 11.2% of the excess
but not over $9,100,000	over $8,100,000
Over $9,100,000	$619,000 plus 11.6% of the excess
but not over $10,100,000	over $9,100,000
Over $10,100,000	$735,000 plus 12% of the excess
	over $10,100,000

(7) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2019, but prior to January 1, 2020, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3), (4), (5) or (6) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

Amount of Taxable Gifts	Rate of Tax
Not over $3,600,000	None
Over $3,600,000	7.8% of the excess
but not over $4,100,000	over $3,600,000
Over $4,100,000	$39,000 plus 8.4% of the excess
but not over $5,100,000	over $4,100,000
Over $5,100,000	$123,000 plus 10% of the excess
but not over $6,100,000	over $5,100,000
Over $6,100,000	$223,000 plus 10.4% of the excess

but not over $7,100,000	over $6,100,000
Over $7,100,000 but not over $8,100,000	$327,000 plus 10.8% of the excess over $7,100,000
Over $8,100,000 but not over $9,100,000	$435,000 plus 11.2% of the excess over $8,100,000
Over $9,100,000 but not over $10,100,000	$547,000 plus 11.6% of the excess over $9,100,000
Over $10,100,000	$663,000 plus 12% of the excess over $10,100,000

(8) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2020, including the aggregate amount of all Connecticut taxable gifts made by the donor during all calendar years commencing on or after January 1, 2005, the tax imposed by section 12-640 for the calendar year shall be at the rate set forth in the following schedule, with a credit allowed against such tax for any tax previously paid to this state pursuant to this subdivision or pursuant to subdivision (3), (4), (5), (6) or (7) of this subsection, provided such credit shall not exceed the amount of tax imposed by this section:

Amount of Taxable Gifts	Rate of Tax
Not over the federal basic exclusion amount, as defined in section 12-643	None
Over the federal basic exclusion amount but not over $6,100,000	10% of the excess over the federal basic exclusion amount
Over $6,100,000 but not over $7,100,000	10.4% of the excess over the federal basic exclusion amount
Over $7,100,000 but not over $8,100,000	10.8% of the excess over the federal basic exclusion amount
Over $8,100,000	11.2% of the excess over the

but not over $9,100,000	federal basic exclusion amount
Over $9,100,000	11.6% of the excess over the
but not over $10,100,000	federal basic exclusion amount
Over $10,100,000	12% of the excess over the
	federal basic exclusion amount

(b) The tax imposed by section 12-640 shall be paid by the donor. If the gift tax is not paid when due the donee of any gift shall be personally liable for the tax to the extent of the value of the gift.

(c) (1) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2016, but prior to January 1, 2019, the aggregate amount of tax imposed by section 12-640 for all calendar years commencing on or after January 1, 2016, shall not exceed twenty million dollars.

(2) With respect to Connecticut taxable gifts, as defined in section 12-643, made by a donor during a calendar year commencing on or after January 1, 2019, the aggregate amount of tax imposed by section 12-640 for all calendar years commencing on or after January 1, 2016, shall not exceed fifteen million dollars.

Sec. 634. Section 12-643 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018, and applicable to gifts made on or after January 1, 2018*):

[(a) The term "taxable gifts"**]** (1) "Taxable gifts" means the transfers by gift which are included in taxable gifts for federal gift tax purposes under Section 2503 and Sections 2511 to 2514, inclusive, and Sections 2516 to 2519, inclusive, of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, **[**amended,**]** less the deductions allowed in Sections 2522 to 2524, inclusive, of said Internal Revenue Code,

except in the event of repeal of the federal gift tax, then all references to the Internal Revenue Code in this section shall mean the Internal Revenue Code as in force on the day prior to the effective date of such repeal.

[(b)**]** (2) In the administration of the tax under this chapter, the Commissioner of Revenue Services shall apply the provisions of Sections 2701 to 2704, inclusive, of said Internal Revenue Code. The words "secretary or his delegate" as used in the aforementioned sections of the Internal Revenue Code means the Commissioner of Revenue Services.

[(c) The term "Connecticut taxable gifts"**]** (3) "Connecticut taxable gifts" means taxable gifts made during a calendar year commencing on or after January 1, 2005, that are, **[**(1)**]** (A) for residents of this state, taxable gifts, wherever located, but excepting gifts of real estate or tangible personal property located outside this state, and **[**(2)**]** (B) for nonresidents of this state, gifts of real estate or tangible personal property located within this state.

(4) "Federal basic exclusion amount" means the dollar amount published annually by the Internal Revenue Service over which a donor would owe federal gift tax based on the value of the donor's lifetime federally taxable gifts.

Sec. 635. Section 12-392 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018, and applicable to estates of decedents dying on or after January 1, 2018*):

(a) (1) For the estates of decedents dying prior to July 1, 2009, the tax imposed by this chapter shall become due at the date of the taxable transfer and shall become payable, and shall be paid, without assessment, notice or demand, to the Commissioner of Revenue Services at the expiration of nine months from the date of death. **[**, and

for**]** For the estates of decedents dying on or after July 1, 2009, the tax imposed by this chapter shall become due at the date of the taxable transfer and shall become payable and shall be paid, without assessment, notice or demand, to the commissioner at the expiration of six months from the date of death. Executors, administrators, trustees, grantees, donees, beneficiaries and surviving joint owners shall be liable for the tax and for any interest or penalty thereon until it is paid, notwithstanding any provision of chapter 802b, except that no executor, administrator, trustee, grantee, donee, beneficiary or surviving joint owner shall be liable for a greater sum than the value of the property actually received by him or her. If the amount of tax reported to be due on the return is not paid, for the estates of decedents dying prior to July 1, 2009, within such nine months, or for the estates of decedents dying on or after July 1, 2009, within such six months, there shall be imposed a penalty equal to ten per cent of such amount due and unpaid, or fifty dollars, whichever is greater. Such amount shall bear interest at the rate of one per cent per month or fraction thereof from the due date of such tax until the date of payment. Subject to the provisions of section 12-3a, the commissioner may waive all or part of the penalties provided under this chapter when it is proven to the commissioner's satisfaction that the failure to pay any tax was due to reasonable cause and was not intentional or due to neglect.

(2) The Commissioner of Revenue Services may, for reasonable cause shown, extend the time for payment. The commissioner may require the filing of a tentative return and the payment of the tax reported to be due thereon in connection with such extension. Any additional tax which may be found to be due on the filing of a return as allowed by such extension shall bear interest at the rate of one per cent per month or fraction thereof from the original due date of such tax to the date of actual payment.

(3) (A) Whenever there is **[**an**]** a claimed overpayment of the tax imposed by this chapter, the Commissioner of Revenue Services shall return to the fiduciary or transferee the overpayment which shall bear interest at the rate of two-thirds of one per cent per month or fraction thereof, such interest commencing, for the estates of decedents dying prior to July 1, 2009, from the expiration of nine months after the death of the transferor or date of payment, whichever is later, or, for the estates of decedents dying on or after July 1, 2009, from the expiration of six months after the death of the transferor or date of payment, whichever is later, as provided in subparagraphs (B) and (C) of this subdivision.

(B) In case of such overpayment pursuant to a tax return, no interest shall be allowed or paid under this subdivision on such overpayment for any month or fraction thereof prior to (i) the ninety-first day after the last day prescribed for filing the tax return associated with such overpayment, determined without regard to any extension of time for filing, or (ii) the ninety-first day after the date such return was filed, whichever is later.

(C) In case of such overpayment pursuant to an amended tax return, no interest shall be allowed or paid under this subdivision on such overpayment for any month or fraction thereof prior to the ninety-first day after the date such amended tax return was filed.

(b) (1) The tax imposed by this chapter shall be reported on a tax return which shall be filed on or before the date fixed for paying the tax, determined without regard to any extension of time for paying the tax. The commissioner shall design a form of return and forms for such additional statements or schedules as the commissioner may require to be filed. Such forms shall provide for the setting forth of such facts as the commissioner deems necessary for the proper enforcement of this chapter. The commissioner shall **[**cause a supply of such forms to be printed and shall**]** furnish appropriate **[**blank**]** forms to each taxpayer

upon application or otherwise as the commissioner deems necessary. Failure to receive a form shall not relieve any person from the obligation to file a return under the provisions of this chapter. In any case in which the commissioner believes that it would be advantageous to him or her in the administration of the tax imposed by this chapter, the commissioner may require that a true copy of the federal estate tax return made to the Internal Revenue Service be provided.

(2) Any tax return or other document, including any amended tax return under section 12-398, that is required to be filed under this chapter shall be filed, and shall be treated as filed, only if filed with **[**both**]** (A) the Commissioner of Revenue Services, if required under subdivision (3) of this subsection, and (B) (i) the court of probate for the district within which the decedent resided at the date of his or her death, or, (ii) if the decedent died a nonresident of this state, in the court of probate for the district within which real estate or tangible personal property of the decedent is situated. The return shall contain a statement, to be signed under penalty of false statement by the person who is required to make and file the return under this chapter, that the return has been filed with **[**both**]** the Commissioner of Revenue Services, if required under subdivision (3) of this subsection, and the appropriate court of probate.

(3) (A) A tax return shall be filed, in the case of every decedent who died prior to January 1, 2005, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state, whenever the personal representative of the estate is required by the laws of the United States to file a federal estate tax return.

(B) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2005, but prior to January 1, 2010, and at the time

of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(C) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2010, but prior to January 1, 2011, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over three million five hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If

the decedent's Connecticut taxable estate is three million five hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(D) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2011, <u>but prior to January 1, 2018,</u> and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines

that the estate is not subject to tax under this chapter.

(E) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2018, but prior to January 1, 2019, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over two million six hundred thousand dollars, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is two million six hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(F) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2019, but prior to January 1, 2020, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over three million six hundred thousand dollars, such tax return shall be filed with the Commissioner

of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is three million six hundred thousand dollars or less, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

(G) A tax return shall be filed, in the case of every decedent who dies on or after January 1, 2020, and at the time of death was (i) a resident of this state, or (ii) a nonresident of this state whose gross estate includes any real property situated in this state or tangible personal property having an actual situs in this state. If the decedent's Connecticut taxable estate is over the federal basic exclusion amount, such tax return shall be filed with the Commissioner of Revenue Services and a copy of such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of probate for the district within which such real property or tangible personal property is situated. If the decedent's Connecticut taxable estate is equal to or less than the federal basic exclusion amount, such return shall be filed with the court of probate for the district within which the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, the court of

probate for the district within which such real property or tangible personal property is situated, and no such return shall be filed with the Commissioner of Revenue Services. The judge of probate for the district in which such return is filed shall review each such return and shall issue a written opinion to the estate representative in each case in which the judge determines that the estate is not subject to tax under this chapter.

[(E)**]** (4) The duly authorized executor or administrator shall file the return. If there is more than one executor or administrator, the return shall be made jointly by all. If there is no executor or administrator appointed, qualified and acting, each person in actual or constructive possession of any property of the decedent is constituted an executor for purposes of the tax and shall make and file a return. If in any case the executor is unable to make a complete return as to any part of the gross estate, the executor shall provide all the information available to him or her with respect to such property, including a full description, and the name of every person holding a legal or beneficial interest in the property. If the executor is unable to make a return as to any property, each person holding a legal or equitable interest in such property shall, upon notice from the commissioner, make a return as to that part of the gross estate.

[(F)**]** (5) On or before the last day of the month next succeeding each calendar quarter, and commencing with the calendar quarter ending September 30, 2005, each court of probate shall file with the commissioner a report for the calendar quarter in such form as the commissioner may prescribe. The report shall pertain to returns filed with the court of probate during the calendar quarter.

[(4)**]** (6) The Commissioner of Revenue Services may, for reasonable cause shown, extend the time for filing the return.

[(5)**]** (7) If any person required to make and file the tax return under

this chapter fails to file the return within the time prescribed, the commissioner may assess and compute the tax upon the best information obtainable. To the tax imposed upon the basis of such return, there shall be added an amount equal to ten per cent of such tax or fifty dollars, whichever is greater. The tax shall bear interest at the rate of one per cent per month or fraction thereof from the due date of such tax until the date of payment.

[(6)**]** (8) The commissioner shall provide notice of any (A) deficiency assessment with respect to the payment of any tax under this chapter, (B) assessment with respect to any failure to make and file a return under this chapter by a person required to file, and (C) tax return or other document, including any amended tax return under section 12-398 that is required to be filed under this chapter to the court of probate for the district within which the commissioner contends that the decedent resided at the date of his or her death or, if the decedent died a nonresident of this state, to the court of probate for the district within which the commissioner contends that real estate or tangible personal property of the decedent is situated.

(c) No person shall be subject to a penalty under both subsections (a) and (b) of this section in relation to the same tax period.

Sec. 636. Subsection (e) of section 12-398 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018, and applicable to estates of decedents dying on or after January 1, 2018*):

(e) (1) Any person shall be entitled to a certificate of release of lien with respect to the interest of the decedent in such real property, if either the court of probate for the district within which the decedent resided at the date of his death or, if the decedent died a nonresident of this state, for the district within which real estate or tangible personal property of the decedent is situated, or the Commissioner of Revenue

Services finds, upon evidence satisfactory to said court or said commissioner, as the case may be, that payment of the tax imposed under this chapter with respect to the interest of the decedent in such real property is adequately assured, or that no tax imposed under this chapter is due. **[**If the decedent died prior to January 1, 2010, and such decedent's Connecticut taxable estate is two million dollars or less, or if the decedent died on or after January 1, 2010, but prior to January 1, 2011, and such decedent's Connecticut taxable estate is three million five hundred thousand dollars or less, or if the decedent died on or after January 1, 2011, and such decedent's Connecticut taxable estate is two million dollars or less, the**]** The certificate of release of lien shall be issued by the court of probate, unless a tax return is required to be filed with the commissioner under subdivision (3) of subsection (b) of section 12-392, in which case the certificate of release of lien shall be issued by the commissioner. Any certificate of release of lien shall be valid if issued by a probate court prior to May 4, 2011, and recorded in the office of the town clerk of the town in which such real property is situated prior to May 4, 2011, for the estate of a decedent who died on or after January 1, 2011, and whose Connecticut taxable estate is more than two million dollars but equal to or less than three million five hundred thousand dollars.

(2) **[**Such**]** A certificate of release of lien may be recorded in the office of the town clerk of the town within which such real property is situated, and it shall be conclusive proof that such real property has been released from the operation of such lien.

(3) The commissioner may adopt regulations in accordance with the provisions of chapter 54 that establish procedures to be followed by a court of probate or by said commissioner, as the case may be, for issuing certificates of release of lien, and that establish the requirements and conditions that must be satisfied in order for a court of probate or for the commissioner, as the case may be, to find that the

payment of such tax is adequately assured or that no tax imposed under this chapter is due.

Sec. 637. Subdivision (1) of section 12-408 of the general statutes, as amended by section 12 of public act 17-147, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(1) (A) For the privilege of making any sales, as defined in subdivision (2) of subsection (a) of section 12-407, at retail, in this state for a consideration, a tax is hereby imposed on all retailers at the rate of six and thirty-five-hundredths per cent of the gross receipts of any retailer from the sale of all tangible personal property sold at retail or from the rendering of any services constituting a sale in accordance with subdivision (2) of subsection (a) of section 12-407, except, in lieu of said rate of six and thirty-five-hundredths per cent, the rates provided in subparagraphs (B) to (H), inclusive, of this subdivision;

(B) (i) At a rate of fifteen per cent with respect to each transfer of occupancy, from the total amount of rent received by a hotel or lodging house for the first period not exceeding thirty consecutive calendar days;

(ii) At a rate of eleven per cent with respect to each transfer of occupancy, from the total amount of rent received by a bed and breakfast establishment for the first period not exceeding thirty consecutive calendar days;

(C) With respect to the sale of a motor vehicle to any individual who is a member of the armed forces of the United States and is on full-time active duty in Connecticut and who is considered, under 50 App USC 574, a resident of another state, or to any such individual and the spouse thereof, at a rate of four and one-half per cent of the gross receipts of any retailer from such sales, provided such retailer requires and maintains a declaration by such individual, prescribed as to form

by the commissioner and bearing notice to the effect that false statements made in such declaration are punishable, or other evidence, satisfactory to the commissioner, concerning the purchaser's state of residence under 50 App USC 574;

(D) (i) With respect to the sales of computer and data processing services occurring on or after **[**July 1, 1997, and prior to July 1, 1998, at the rate of five per cent, on or after July 1, 1998, and prior to July 1, 1999, at the rate of four per cent, on or after July 1, 1999, and prior to July 1, 2000, at the rate of three per cent, on or after**]** July 1, 2000, and prior to July 1, 2001, at the rate of two per cent, on or after July 1, 2001, at the rate of one per cent, and (ii) with respect to sales of Internet access services, on and after July 1, 2001, such services shall be exempt from such tax;

(E) (i) With respect to the sales of labor that is otherwise taxable under subparagraph (C) or (G) of subdivision (2) of subsection (a) of section 12-407 on existing vessels and repair or maintenance services on vessels occurring on and after July 1, 1999, such services shall be exempt from such tax;

(ii) With respect to the sale of a vessel, such sale shall be exempt from such tax provided such vessel is docked in this state for sixty or fewer days in a calendar year;

(F) With respect to patient care services for which payment is received by the hospital on or after July 1, 1999, and prior to July 1, 2001, at the rate of five and three-fourths per cent and on and after July 1, 2001, such services shall be exempt from such tax;

(G) With respect to the rental or leasing of a passenger motor vehicle for a period of thirty consecutive calendar days or less, at a rate of nine and thirty-five-hundredths per cent;

(H) With respect to the sale of (i) a motor vehicle for a sales price

exceeding fifty thousand dollars, at a rate of seven and three-fourths per cent on the entire sales price, (ii) jewelry, whether real or imitation, for a sales price exceeding five thousand dollars, at a rate of seven and three-fourths per cent on the entire sales price, and (iii) an article of clothing or footwear intended to be worn on or about the human body, a handbag, luggage, umbrella, wallet or watch for a sales price exceeding one thousand dollars, at a rate of seven and three-fourths per cent on the entire sales price. For purposes of this subparagraph, "motor vehicle" has the meaning provided in section 14-1, but does not include a motor vehicle subject to the provisions of subparagraph (C) of this subdivision, a motor vehicle having a gross vehicle weight rating over twelve thousand five hundred pounds, or a motor vehicle having a gross vehicle weight rating of twelve thousand five hundred pounds or less that is not used for private passenger purposes, but is designed or used to transport merchandise, freight or persons in connection with any business enterprise and issued a commercial registration or more specific type of registration by the Department of Motor Vehicles;

(I) The rate of tax imposed by this chapter shall be applicable to all retail sales upon the effective date of such rate, except that a new rate which represents an increase in the rate applicable to the sale shall not apply to any sales transaction wherein a binding sales contract without an escalator clause has been entered into prior to the effective date of the new rate and delivery is made within ninety days after the effective date of the new rate. For the purposes of payment of the tax imposed under this section, any retailer of services taxable under subparagraph (I) of subdivision (2) of subsection (a) of section 12-407, who computes taxable income, for purposes of taxation under the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as from time to time amended, on an accounting basis which recognizes only cash or other valuable consideration actually received as income and who is liable for such tax only due to

the rendering of such services may make payments related to such tax for the period during which such income is received, without penalty or interest, without regard to when such service is rendered;

(J) (i) For calendar quarters ending on or after **[**September 30, 2011, except for calendar quarters ending on or after July 1, 2016, but prior to July 1, 2017**]** September 30, 2019, the commissioner shall deposit into the regional planning incentive account, established pursuant to section 4-66k, six and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (B) of this subdivision and ten and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (G) of this subdivision;

(ii) For calendar quarters ending on or after September 30, 2018, the commissioner shall deposit into the Tourism Fund established under section 639 of this act ten per cent of the amounts received by the state from the tax imposed under subparagraph (B) of this subdivision;

[(K) (i) Notwithstanding the provisions of this section, for calendar months commencing on or after May 1, 2016, but prior to July 1, 2016, the commissioner shall deposit into the municipal revenue sharing account established pursuant to section 4-66*l* four and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision, and shall transfer any accrual related to said months on or after said July 1, 2016, date;**]**

[(ii)**]** (K) For calendar months commencing on or after July 1, **[**2017**]** 2019, the commissioner shall deposit into the municipal revenue sharing account established pursuant to section 4-66*l* seven and nine-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision; and

[(L) (i) Notwithstanding the provisions of this section, for calendar

months commencing on or after December 1, 2015, but prior to October 1, 2016, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 four and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision;

(ii) For calendar months commencing on or after October 1, 2016, but prior to July 1, 2017, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 six and three-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision; and**]**

[(iii)**]** (L) (i) For calendar months commencing on or after July 1, 2017, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 seven and nine-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision; **[.]**

(ii) For calendar months commencing on or after July 1, 2020, but prior to July 1, 2021, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 twenty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle;

(iii) For calendar months commencing on or after July 1, 2021, but prior to July 1, 2022, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 forty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle;

(iv) For calendar months commencing on or after July 1, 2022, but prior to July 1, 2023, the commissioner shall deposit into the Special

Transportation Fund established under section 13b-68 sixty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle;

(v) For calendar months commencing on or after July 1, 2023, but prior to July 1, 2024, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 eighty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle; and

(vi) For calendar months commencing on or after July 1, 2024, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 one hundred per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle.

Sec. 638. Subdivision (1) of section 12-411 of the general statutes, as amended by sections 13 and 33 of public act 17-147, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(1) (A) An excise tax is hereby imposed on the storage, acceptance, consumption or any other use in this state of tangible personal property purchased from any retailer for storage, acceptance, consumption or any other use in this state, the acceptance or receipt of any services constituting a sale in accordance with subdivision (2) of subsection (a) of section 12-407, purchased from any retailer for consumption or use in this state, or the storage, acceptance, consumption or any other use in this state of tangible personal property which has been manufactured, fabricated, assembled or processed from materials by a person, either within or without this state, for storage, acceptance, consumption or any other use by such person in this state, to be measured by the sales price of materials, at

the rate of six and thirty-five-hundredths per cent of the sales price of such property or services, except, in lieu of said rate of six and thirty-five-hundredths per cent;

(B) (i) At a rate of fifteen per cent of the rent paid to a hotel or lodging house for the first period not exceeding thirty consecutive calendar days;

(ii) At a rate of eleven per cent of the rent paid to a bed and breakfast establishment for the first period not exceeding thirty consecutive calendar days;

(C) With respect to the storage, acceptance, consumption or use in this state of a motor vehicle purchased from any retailer for storage, acceptance, consumption or use in this state by any individual who is a member of the armed forces of the United States and is on full-time active duty in Connecticut and who is considered, under 50 App USC 574, a resident of another state, or to any such individual and the spouse of such individual at a rate of four and one-half per cent of the sales price of such vehicle, provided such retailer requires and maintains a declaration by such individual, prescribed as to form by the commissioner and bearing notice to the effect that false statements made in such declaration are punishable, or other evidence, satisfactory to the commissioner, concerning the purchaser's state of residence under 50 App USC 574;

(D) (i) With respect to the acceptance or receipt in this state of labor that is otherwise taxable under subparagraph (C) or (G) of subdivision (2) of subsection (a) of section 12-407 on existing vessels and repair or maintenance services on vessels occurring on and after July 1, 1999, such services shall be exempt from such tax;

(ii) With respect to the storage, acceptance or other use of a vessel in this state, such storage, acceptance or other use shall be exempt from

such tax, provided such vessel is docked in this state for sixty or fewer days in a calendar year;

(E) (i) With respect to the acceptance or receipt in this state of computer and data processing services purchased from any retailer for consumption or use in this state occurring on or after **[**July 1, 1997, and prior to July 1, 1998, at the rate of five per cent of such services, on or after July 1, 1998, and prior to July 1, 1999, at the rate of four per cent of such services, on or after July 1, 1999, and prior to July 1, 2000, at the rate of three per cent of such services, on or after July 1, 2000, and prior to July 1, 2001, at the rate of two per cent of such services, on and after**]** July 1, 2001, at the rate of one per cent of such services, and (ii) with respect to the acceptance or receipt in this state of Internet access services, on **[**or**]** <u>and</u> after July 1, 2001, such services shall be exempt from <u>such</u> tax;

(F) With respect to the acceptance or receipt in this state of patient care services purchased from any retailer for consumption or use in this state for which payment is received by the hospital on or after July 1, 1999, and prior to July 1, 2001, at the rate of five and three-fourths per cent and on and after July 1, 2001, such services shall be exempt from such tax;

(G) With respect to the rental or leasing of a passenger motor vehicle for a period of thirty consecutive calendar days or less, at a rate of nine and thirty-five-hundredths per cent;

(H) With respect to the **[**sale**]** <u>acceptance or receipt in this state</u> of (i) a motor vehicle for a sales price exceeding fifty thousand dollars, at a rate of seven and three-fourths per cent on the entire sales price, (ii) jewelry, whether real or imitation, for a sales price exceeding five thousand dollars, at a rate of seven and three-fourths per cent on the entire sales price, and (iii) an article of clothing or footwear intended to be worn on or about the human body, a handbag, luggage, umbrella,

wallet or watch for a sales price exceeding one thousand dollars, at a rate of seven and three-fourths per cent on the entire sales price. For purposes of this subparagraph, "motor vehicle" has the meaning provided in section 14-1, but does not include a motor vehicle subject to the provisions of subparagraph (C) of this subdivision, a motor vehicle having a gross vehicle weight rating over twelve thousand five hundred pounds, or a motor vehicle having a gross vehicle weight rating of twelve thousand five hundred pounds or less that is not used for private passenger purposes, but is designed or used to transport merchandise, freight or persons in connection with any business enterprise and issued a commercial registration or more specific type of registration by the Department of Motor Vehicles;

(I) (i) For calendar quarters ending on or after **[**September 30, 2011, except for calendar quarters ending on or after July 1, 2016, but prior to July 1, 2017**]** September 30, 2019, the commissioner shall deposit into the regional planning incentive account, established pursuant to section 4-66k, six and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (B) of this subdivision and ten and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (G) of this subdivision;

(ii) For calendar quarters ending on or after September 30, 2018, the commissioner shall deposit into the Tourism Fund established under section 639 of this act ten per cent of the amounts received by the state from the tax imposed under subparagraph (B) of this subdivision;

[(J) (i) Notwithstanding the provisions of this section, for calendar months commencing on or after May 1, 2016, but prior to July 1, 2016, the commissioner shall deposit into the municipal revenue sharing account, established pursuant to section 4-66*l*, four and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision and shall transfer any

accrual related to such months on or after July 1, 2016;**]**

[(ii)**]** (J) For calendar months commencing on or after July 1, 2017, the commissioner shall deposit into said municipal revenue sharing account seven and nine-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision; and

[(K) (i) Notwithstanding the provisions of this section, for calendar months commencing on or after December 1, 2015, but prior to October 1, 2016, the commissioner shall deposit into the Special Transportation Fund, established pursuant to section 13b-68, four and seven-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision;

(ii) For calendar months commencing on or after October 1, 2016, but prior to July 1, 2017, the commissioner shall deposit into said Special Transportation Fund six and three-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision; and**]**

[(iii)**]** (K) (i) For calendar months commencing on or after July 1, 2017, the commissioner shall deposit into said Special Transportation Fund seven and nine-tenths per cent of the amounts received by the state from the tax imposed under subparagraph (A) of this subdivision; **[**.**]**

(ii) For calendar months commencing on or after July 1, 2020, but prior to July 1, 2021, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 twenty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle;

(iii) For calendar months commencing on or after July 1, 2021, but

prior to July 1, 2022, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 forty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle;

(iv) For calendar months commencing on or after July 1, 2022, but prior to July 1, 2023, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 sixty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle;

(v) For calendar months commencing on or after July 1, 2023, but prior to July 1, 2024, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 eighty per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle; and

(vi) For calendar months commencing on or after July 1, 2024, the commissioner shall deposit into the Special Transportation Fund established under section 13b-68 one hundred per cent of the amounts received by the state from the tax imposed under subparagraphs (A) and (H) of this subdivision on the sale of a motor vehicle.

Sec. 639. (NEW) (*Effective from passage*) There is established a fund to be known as the "Tourism Fund" which shall be a separate, nonlapsing fund. The fund shall contain any moneys required by law to be deposited in the fund.

Sec. 640. Subdivision (62) of section 12-412 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(62) (A) Sales of any of the services enumerated in subparagraph (I), (K) or (L) of subdivision (2) of subsection (a) of section 12-407 that are rendered for a business entity affiliated with the business entity rendering such service in such manner that (i) either business entity in such transaction owns a controlling interest in the other business entity, or (ii) a controlling interest in each business entity in such transaction is owned by the same person or persons or business entity or business entities.

(B) For purposes of this subdivision: **[**,**]**

(i) **[**"business entity"**]** "Business entity" means a corporation, trust, estate, partnership, limited partnership, limited liability partnership, limited liability company, single member limited liability company, sole proprietorship, nonstock corporation or a federally-recognized Indian tribe;

(ii) **[**"controlling interest"**]** "Controlling interest" means: **[**, in**]**

(I) In the case of a business entity that is a corporation, ownership of stock possessing one hundred per cent of the total combined voting power of all classes of stock entitled to vote or one hundred per cent of the total value of shares of all classes of stock of such corporation, **[**; in**]** except that on and after July 1, 2019, in the case of a business entity that is a corporation engaged in the media business and has its principal place of business in the state, ownership of stock possessing at least eighty per cent of the total combined voting power of all classes of stock entitled to vote or at least eighty per cent of the total value of shares of all classes of stock of such corporation;

(II) In the case of a business entity that is a trust or estate, ownership of a beneficial interest of one hundred per cent in such trust or estate; **[**in**]**

(III) In the case of a business entity that is a partnership, limited

partnership or limited liability partnership, ownership of one hundred per cent of the profits interest or capital interest in such partnership, limited partnership or limited liability partnership; **[**in**]**

(IV) In the case of a limited liability company with more than one member, ownership of one hundred per cent of the profits interest, capital interest or membership interests in such limited liability company; **[**in**]**

(V) In the case of a business entity that is a sole proprietorship or single member limited liability company, ownership of such sole proprietorship or single member limited liability company, except that on and after July 1, 2019, in the case of a business entity that is a single member limited liability company and such single member is a corporation, is engaged in the media business and has its principal place of business in the state, indirect ownership of at least eighty per cent of such single member; **[**in**]**

(VI) In the case of a business entity that is a nonstock corporation with voting members, control of one hundred per cent of all voting membership interests in such corporation; and **[**in**]**

(VII) In the case of a business entity that is a nonstock corporation with no voting members, control of one hundred per cent of the board of directors of such corporation;

(iii) **[**whether**]** Whether a controlling interest in a business entity is owned shall be determined in accordance with Section 267 of the Internal Revenue Code of 1986, or any subsequent corresponding internal revenue code of the United States, as amended from time to time, **[**amended,**]** provided, where a controlling interest is owned in a business entity other than a stock corporation, the term "stock" as used in said Section 267 of the Internal Revenue Code means, (I) in the case of a partnership, limited partnership, limited liability partnership or

limited liability company treated as a partnership for federal income tax purposes, the profits interest or capital interest in such partnership, (II) in the case of a business entity that is a trust or estate, the beneficial interests in such trust or estate, and (III) in the case of a business entity that is a nonstock corporation, the voting membership interests in such corporation **[**,**]** or if it has no voting members, the control of the board of directors;

(iv) **[**a**]** A business entity has "control of" the board of directors of a nonstock corporation if one hundred per cent of the voting members of the board of directors are either representatives of, including ex-officio directors, or persons appointed by such business entity, or "control of" one hundred per cent of the voting membership interests in a nonstock corporation if one hundred per cent of the voting membership interests are held by the business entity or by representatives of, including ex-officio members, or persons appointed by such business entity.

Sec. 641. Subparagraph (B) of subdivision (20) of subsection (a) of section 12-701 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1, 2017*):

(B) There shall be subtracted therefrom (i) to the extent properly includable in gross income for federal income tax purposes, any income with respect to which taxation by any state is prohibited by federal law, (ii) to the extent allowable under section 12-718, exempt dividends paid by a regulated investment company, (iii) the amount of any refund or credit for overpayment of income taxes imposed by this state, or any other state of the United States or a political subdivision thereof, or the District of Columbia, to the extent properly includable in gross income for federal income tax purposes, (iv) to the extent properly includable in gross income for federal income tax purposes and not otherwise subtracted from federal adjusted gross income pursuant to clause (x) of this subparagraph in computing Connecticut

adjusted gross income, any tier 1 railroad retirement benefits, (v) to the extent any additional allowance for depreciation under Section 168(k) of the Internal Revenue Code, as provided by Section 101 of the Job Creation and Worker Assistance Act of 2002, for property placed in service after December 31, 2001, but prior to September 10, 2004, was added to federal adjusted gross income pursuant to subparagraph (A)(ix) of this subdivision in computing Connecticut adjusted gross income for a taxable year ending after December 31, 2001, twenty-five per cent of such additional allowance for depreciation in each of the four succeeding taxable years, (vi) to the extent properly includable in gross income for federal income tax purposes, any interest income from obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut, (vii) to the extent properly includable in determining the net gain or loss from the sale or other disposition of capital assets for federal income tax purposes, any gain from the sale or exchange of obligations issued by or on behalf of the state of Connecticut, any political subdivision thereof, or public instrumentality, state or local authority, district or similar public entity created under the laws of the state of Connecticut, in the income year such gain was recognized, (viii) any interest on indebtedness incurred or continued to purchase or carry obligations or securities the interest on which is subject to tax under this chapter but exempt from federal income tax, to the extent that such interest on indebtedness is not deductible in determining federal adjusted gross income and is attributable to a trade or business carried on by such individual, (ix) ordinary and necessary expenses paid or incurred during the taxable year for the production or collection of income which is subject to taxation under this chapter but exempt from federal income tax, or the management, conservation or maintenance of property held for the production of such income, and the amortizable bond premium for the taxable year on any bond the interest on which is subject to tax under

this chapter but exempt from federal income tax, to the extent that such expenses and premiums are not deductible in determining federal adjusted gross income and are attributable to a trade or business carried on by such individual, (x) (I) for taxable years commencing prior to January 1, 2018, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than fifty thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than fifty thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than sixty thousand dollars or a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is less than sixty thousand dollars, an amount equal to the Social Security benefits includable for federal income tax purposes; **[**and**]** (II) for taxable years commencing prior to January 1, 2018, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is fifty thousand dollars or more, or as a married individual filing separately whose federal adjusted gross income for such taxable year is fifty thousand dollars or more, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income from such taxable year is sixty thousand dollars or more or for a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is sixty thousand dollars or more, an amount equal to the difference between the amount of Social Security benefits includable for federal income tax purposes and the lesser of twenty-five per cent of the Social Security benefits received during the taxable year, or twenty-five per cent of the excess described in Section 86(b)(1) of the Internal Revenue Code; (III) for the taxable year commencing January 1, 2018, and each taxable year thereafter, for

a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than one hundred thousand dollars or a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is less than one hundred thousand dollars, an amount equal to the Social Security benefits includable for federal income tax purposes; and (IV) for the taxable year commencing January 1, 2018, and each taxable year thereafter, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is seventy-five thousand dollars or more, or as a married individual filing separately whose federal adjusted gross income for such taxable year is seventy-five thousand dollars or more, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income from such taxable year is one hundred thousand dollars or more or for a person who files a return under the federal income tax as a head of household whose federal adjusted gross income for such taxable year is one hundred thousand dollars or more, an amount equal to the difference between the amount of Social Security benefits includable for federal income tax purposes and the lesser of twenty-five per cent of the Social Security benefits received during the taxable year, or twenty-five per cent of the excess described in Section 86(b)(1) of the Internal Revenue Code, (xi) to the extent properly includable in gross income for federal income tax purposes, any amount rebated to a taxpayer pursuant to section 12-746, (xii) to the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, any distribution to such

beneficiary from any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state, (xiii) to the extent allowable under section 12-701a, contributions to accounts established pursuant to any qualified state tuition program, as defined in Section 529(b) of the Internal Revenue Code, established and maintained by this state or any official, agency or instrumentality of the state, (xiv) to the extent properly includable in gross income for federal income tax purposes, the amount of any Holocaust victims' settlement payment received in the taxable year by a Holocaust victim, (xv) to the extent properly includable in gross income for federal income tax purposes of an account holder, as defined in section 31-51ww, interest earned on funds deposited in the individual development account, as defined in section 31-51ww, of such account holder, (xvi) to the extent properly includable in the gross income for federal income tax purposes of a designated beneficiary, as defined in section 3-123aa, interest, dividends or capital gains earned on contributions to accounts established for the designated beneficiary pursuant to the Connecticut Homecare Option Program for the Elderly established by sections 3-123aa to 3-123ff, inclusive, (xvii) to the extent properly includable in gross income for federal income tax purposes, any income received from the United States government as retirement pay for a retired member of (I) the Armed Forces of the United States, as defined in Section 101 of Title 10 of the United States Code, or (II) the National Guard, as defined in Section 101 of Title 10 of the United States Code, (xviii) to the extent properly includable in gross income for federal income tax purposes for the taxable year, any income from the discharge of indebtedness in connection with any reacquisition, after December 31, 2008, and before January 1, 2011, of an applicable debt instrument or instruments, as those terms are defined in Section 108 of the Internal Revenue Code, as amended by Section 1231 of the American Recovery and Reinvestment Act of 2009, to the extent any such income was added to federal

adjusted gross income pursuant to subparagraph (A)(xi) of this subdivision in computing Connecticut adjusted gross income for a preceding taxable year, (xix) to the extent not deductible in determining federal adjusted gross income, the amount of any contribution to a manufacturing reinvestment account established pursuant to section 32-9zz in the taxable year that such contribution is made, **[**and**]** (xx) to the extent properly includable in gross income for federal income tax purposes, (I) for the taxable year commencing January 1, 2015, ten per cent of the income received from the state teachers' retirement system, (II) for the taxable **[**year**]** years commencing January 1, 2016, January 1, 2017, and January 1, 2018, twenty-five per cent of the income received from the state teachers' retirement system, and (III) for the taxable year commencing January 1, **[**2017**]** 2019, and each taxable year thereafter, fifty per cent of the income received from the state teachers' retirement system or the percentage, if applicable, pursuant to clause (xxi) of this subparagraph, (xxi) to the extent properly includable in gross income for federal income tax purposes, except for retirement benefits under clause (iv) of this subparagraph and retirement pay under clause (xvii) of this subparagraph, for a person who files a return under the federal income tax as an unmarried individual whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or as a married individual filing separately whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or as a head of household whose federal adjusted gross income for such taxable year is less than seventy-five thousand dollars, or for a husband and wife who file a return under the federal income tax as married individuals filing jointly whose federal adjusted gross income for such taxable year is less than one hundred thousand dollars, (I) for the taxable year commencing January 1, 2019, fourteen per cent of any pension or annuity income, (II) for the taxable year commencing January 1, 2020, twenty-eight per cent of any pension or annuity income, (III) for the taxable year commencing January 1, 2021, forty-

two per cent of any pension or annuity income, (IV) for the taxable year commencing January 1, 2022, fifty-six per cent of any pension or annuity income, (V) for the taxable year commencing January 1, 2023, seventy per cent of any pension or annuity income, (VI) for the taxable year commencing January 1, 2024, eighty-four per cent of any pension or annuity income, and (VII) for the taxable year commencing January 1, 2025, any pension or annuity income, and (xxii) the amount of lost wages and medical, travel and housing expenses, not to exceed ten thousand dollars in the aggregate, incurred by a taxpayer during the taxable year in connection with the donation to another person of an organ for organ transplantation occurring on or after January 1, 2017.

Sec. 642. Subsection (a) of section 12-701 of the general statutes is amended by adding subdivision (37) as follows (*Effective from passage and applicable to taxable years commencing on or after January 1, 2017*):

(NEW) (37) "Organ" means human bone marrow or all or part of a human liver, pancreas, kidney, intestine or lung.

Sec. 643. (NEW) (*Effective from passage*) (a) As used in this section:

(1) "State employee" means any employee in the executive, judicial or legislative branch of state government, whether in the classified or unclassified service and whether full or part-time;

(2) "Paid leave" includes, but is not limited to, compensatory time, vacation time, personal days off or other paid time off; and

(3) "Organ" means all or part of a human liver, pancreas, kidney, intestine or lung.

(b) In addition to any medical leave from employment authorized under section 5-248a of the general statutes, any state employee who, on or after January 1, 2018, (1) donates an organ to a person for organ transplantation shall be entitled to up to fifteen days of paid leave from

state employment as a recovery period from such donation, or (2) donates bone marrow to a person for transplantation shall be entitled to up to seven days of paid leave from state employment as a recovery period from such donation. Leave taken under this section shall not result in a reduction in pay, the loss of any leave to which the employee is otherwise entitled or a loss of credit for time or service or affect the employee's rights with respect to any other employee benefits provided under federal or state law.

(c) Any state employee who takes paid leave under this section shall provide his or her employer with not less than seven days' notice prior to the commencement of such leave when practicable.

(d) The employer may require verification from a physician licensed pursuant to chapter 370 of the general statutes of the purpose and length of the leave requested by a state employee under this section.

Sec. 644. Subsection (b) of section 12-704c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1, 2017*):

(b) (1) The credit allowed under this section shall not exceed **[**two hundred fifteen dollars for the taxable year commencing on or after January 1, 1997, and prior to January 1, 1998; for taxable years commencing on or after January 1, 1998, but prior to January 1, 1999, three hundred fifty dollars; for taxable years commencing on or after January 1, 1999, but prior to January 1, 2000, four hundred twenty-five dollars; for taxable years commencing on or after January 1, 2000, but prior to January 1, 2003, five hundred dollars; for taxable years commencing on or after January 1, 2003, three hundred fifty dollars; for taxable years commencing on or after January 1, 2005, but prior to January 1, 2006, three hundred fifty dollars;**]** (A) for taxable years commencing on or after January 1, 2006, but prior to January 1, 2011,

five hundred dollars; (B) for taxable years commencing on or after January 1, 2011, but prior to January 1, 2016, three hundred dollars; and (C) for taxable years commencing on or after January 1, 2016, two hundred dollars. In the case of any husband and wife who file a return under the federal income tax for such taxable year as married individuals filing a joint return, the credit allowed, in the aggregate, shall not exceed such amounts for each such taxable year.

(2) Notwithstanding the provisions of subsection (a) of this section, for the taxable years commencing January 1, 2017, and January 1, 2018, the credit under this section shall be allowed only for a resident of this state (A) who has attained age sixty-five before the close of the applicable taxable year, or (B) who files a return under the federal income tax for the applicable taxable year validly claiming one or more dependents.

Sec. 645. Subsection (e) of section 12-704e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage and applicable to taxable years commencing on or after January 1, 2017*):

(e) For purposes of this section, "applicable percentage" means **[**thirty**]** twenty-three per cent. **[**, except (1) for the taxable year commencing on January 1, 2013, "applicable percentage" means twenty-five per cent, and (2) for taxable years commencing on or after January 1, 2014, but prior to January 1, 2017, "applicable percentage" means twenty-seven and one-half per cent.**]**

Sec. 646. Subsection (i) of section 12-632 of the general statutes, as amended by section 446 of public act 15-5 of the June special session, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(i) In no event shall the total amount of all tax credits allowed to all

business firms pursuant to the provisions of this chapter exceed **[**ten**]** five million dollars in any one fiscal year. Three million dollars of the total amount of tax credits allowed shall be granted to business firms eligible for tax credits pursuant to section 12-635.

Sec. 647. Subsections (a) and (b) of section 12-217mm of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) As used in this section:

(1) "Allowable costs" means the amounts chargeable to a capital account, including, but not limited to: (A) Construction or rehabilitation costs; (B) commissioning costs; (C) architectural and engineering fees allocable to construction or rehabilitation, including energy modeling; (D) site costs, such as temporary electric wiring, scaffolding, demolition costs and fencing and security facilities; and (E) costs of carpeting, partitions, walls and wall coverings, ceilings, lighting, plumbing, electrical wiring, mechanical, heating, cooling and ventilation but "allowable costs" does not include the purchase of land, any remediation costs or the cost of telephone systems or computers;

(2) "Brownfield" has the same meaning as in section 32-760;

(3) "Eligible project" means a real estate development project that is designed to meet or exceed the applicable LEED Green Building Rating System gold certification or other certification determined by the Commissioner of Energy and Environmental Protection to be equivalent, but if a single project has more than one building, "eligible project" means only the building or buildings within such project that is designed to meet or exceed the applicable LEED Green Building Rating System gold certification or other certification determined by the Commissioner of Energy and Environmental Protection to be equivalent;

(4) "Energy Star" means the voluntary labeling program administered by the United States Environmental Protection Agency designed to identify and promote energy-efficient products, equipment and buildings;

(5) "Enterprise zone" means an area in a municipality designated by the Commissioner of Economic and Community Development as an enterprise zone in accordance with the provisions of section 32-70;

(6) "LEED Accredited Professional Program" means the professional accreditation program for architects, engineers and other building professionals as administered by the United States Green Building Council;

(7) "LEED Green Building Rating System" means the Leadership in Energy and Environmental Design green building rating system developed by the United States Green Building Council as of the date that the project is registered with the United States Green Building Council;

(8) "Mixed-use development" means a development consisting of one or more buildings that includes residential use and in which no more than seventy-five per cent of the interior square footage has at least one of the following uses: (A) Commercial use; (B) office use; (C) retail use; or (D) any other nonresidential use that the Secretary of the Office of Policy and Management determines does not pose a public health threat or nuisance to nearby residential areas;

(9) "Secretary" means the Secretary of the Office of Policy and Management; and

(10) "Site improvements" means any construction work on, or improvement to, streets, roads, parking facilities, sidewalks, drainage structures and utilities.

(b) For income years commencing on and after January 1, 2012, but prior to December 1, 2017, there may be allowed a credit for all taxpayers against any tax due under the provisions of this chapter for the construction or renovation of an eligible project that meets the requirements of subsection (c) of this section, and, in the case of a newly constructed building, for which a certificate of occupancy has been issued not earlier than January 1, 2010.

Sec. 648. (NEW) (*Effective January 1, 2019*) (a) For taxable years commencing on or after January 1, 2019, there shall be allowed a credit against the personal income tax imposed under chapter 229 of the general statutes for individuals who (1) are employed in this state, (2) receive, on or after January 1, 2019, a bachelor's, master's or doctoral degree in a science, technology, engineering or math-related field, from an institution of higher education in this or another state, and (3) (A) reside in this state, or (B) move to this state within two years after receiving such degree. Such credit shall be in the amount of five hundred dollars and may be claimed for the five successive taxable years after the date of graduation, provided the requirements under subdivisions (1) to (3), inclusive, are met in each taxable year.

(b) If the amount of the credit allowed pursuant to subsection (a) of this section exceeds the individual's liability for the personal income tax imposed under chapter 229 of the general statutes, the Commissioner of Revenue Services shall treat such excess as an overpayment and, except as provided under section 12-739 of the general statutes or 12-742 of the general statutes, shall refund the amount of such excess, without interest, to the individual.

(c) Any individual claiming a credit under subsection (a) of this section shall provide any documentation required by the Commissioner of Revenue Services in a form and manner prescribed by said commissioner.

Sec. 649. (NEW) (*Effective from passage*) (a) For the purposes of this section:

(1) "Entry fee" means the amount of cash or cash equivalent that is required to be paid by a fantasy contest player to a fantasy contest operator to participate in a fantasy contest;

(2) "Fantasy contest" means any online fantasy or simulated game or contest with an entry fee in which: (A) The value of all prizes and awards offered to winning fantasy contest players is established and made known to the players in advance of the game or contest; (B) all winning outcomes reflect the knowledge and skill of the players and are determined predominantly by accumulated statistical results of the performance of individuals, including athletes in the case of sporting events; and (C) no winning outcome is based on the score, point spread or any performance of any single actual team or combination of teams or solely on any single performance of an individual athlete or player in any single actual sporting event. Fantasy contests shall not include lottery games;

(3) "Fantasy contest operator" means a person or entity that operates a fantasy contest and offers such fantasy contest to members of the general public in the state;

(4) "Fantasy contest player" means a person who participates in a fantasy contest offered by a fantasy contest operator;

(5) "Gross receipts" means the amount equal to the total of all entry fees that a fantasy contest operator collects from all fantasy contest players, less the total of all sums paid out as prizes to all fantasy contest players, multiplied by the location percentage;

(6) "Location percentage" means the percentage rounded to the nearest tenth of a per cent of the total of entry fees collected from fantasy contest players located in the state, divided by the total of

entry fees collected from all fantasy contest players;

(7) "Mashantucket Pequot memorandum of understanding" means the memorandum of understanding entered into by and between the state and the Mashantucket Pequot Tribe on January 13, 1993, as amended on April 30, 1993;

(8) "Mashantucket Pequot procedures" means the Final Mashantucket Pequot Gaming Procedures prescribed by the Secretary of the United States Department of the Interior pursuant to Section 2710(d)(7)(B)(vii) of Title 25 of the United States Code and published in 56 Federal Register 24996 (May 31, 1991);

(9) "Mohegan compact" means the Tribal-State Compact entered into by and between the state and the Mohegan Tribe of Indians of Connecticut on May 17, 1994; and

(10) "Mohegan memorandum of understanding" means the memorandum of understanding entered into by and between the state and the Mohegan Tribe of Indians of Connecticut on May 17, 1994.

(b) The provisions of this section shall not be effective unless the following conditions have been met:

(1) The Governor enters into amendments to the Mashantucket Pequot procedures and to the Mashantucket Pequot memorandum of understanding with the Mashantucket Pequot Tribe and amendments to the Mohegan compact and to the Mohegan memorandum of understanding with the Mohegan Tribe of Indians of Connecticut concerning the authorization of fantasy contests in the state.

(2) The amendments to the Mashantucket Pequot procedures and the Mohegan compact shall include a provision that the authorization of fantasy contests in the state does not terminate the moratorium against the operation of video facsimile games by the Mashantucket

Pequot Tribe and Mohegan Tribe of Indians of Connecticut on each tribe's reservation.

(3) The amendments to each tribe's memorandum of understanding shall include a provision that the authorization of fantasy contests in the state does not relieve each tribe from each tribe's obligation to contribute a percentage of the gross operating revenues of video facsimile games to the state as provided in each tribe's memorandum of understanding.

(4) The amendments to the Mashantucket Pequot procedures, the Mashantucket Pequot memorandum of understanding, the Mohegan compact and the Mohegan memorandum of understanding are approved or deemed approved by the Secretary of the United States Department of the Interior pursuant to the federal Indian Gaming Regulatory Act, P.L. 100-497, 25 USC 2701 et seq., and its implementing regulations. If such approval is overturned by a court in a final judgment, which is not appealable, the authorization provided under this section shall cease to be effective.

(5) The amendments to the Mashantucket Pequot procedures and to the Mohegan compact are approved by the General Assembly pursuant to section 3-6c of the general statutes.

(6) The amendments to the Mashantucket Pequot memorandum of understanding and to the Mohegan memorandum of understanding are approved by the General Assembly pursuant to the process described in section 3-6c of the general statutes.

(c) Not later than July 1, 2018, the Commissioner of Consumer Protection shall adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, regarding the operation of, participation in and advertisement of fantasy contest in the state. Such regulations shall protect fantasy contest players who pay an entry fee

to play fantasy contests from unfair or deceptive acts or practices. Such regulations shall include, but need not be limited to: (1) A prohibition on fantasy contest operators allowing persons under the age of eighteen to participate in a fantasy contest offered by such operators; (2) protections for fantasy contest players' funds on deposit with fantasy contest operators; (3) requirements regarding truthful advertising by fantasy contest operators; (4) procedures to ensure the integrity of fantasy contests offered by fantasy contest operators; (5) procedures to ensure that fantasy contest operators provide fantasy contest players with: (A) Information regarding responsible playing and places to seek assistance for addictive or compulsive behavior, and (B) protections against compulsive behavior; and (6) reporting requirements and procedures to demonstrate eligibility for a reduction of the initial registration fee and annual registration renewal fee pursuant to subsection (d) of this section.

(d) (1) Not later than sixty days after the adoption of regulations pursuant to subsection (c) of this section, and thereafter, each fantasy contest operator that operates fantasy contests in the state shall register annually with the Commissioner of Consumer Protection on a form prescribed by the commissioner. Each fantasy contest operator shall submit an initial registration fee of fifteen thousand dollars and an annual registration renewal fee of fifteen thousand dollars, except that the commissioner shall reduce the initial registration fee and annual registration fee so that such fees do not exceed ten per cent of the gross receipts of such operator for the registration period.

(2) To demonstrate the eligibility of a fantasy contest operator for a reduction of the initial registration fee or annual registration renewal fee pursuant to subdivision (1) of this subsection, the fantasy contest operator shall provide to the commissioner, in a manner prescribed by the commissioner, an estimation of the gross receipts such operator expects to receive in the upcoming registration period. Prior to

renewing a registration where such operator paid a reduced registration fee for the previous registration period, or after a registration period where such operator should have paid a reduced fee for the previous registration period, such operator shall submit to the commissioner, in a manner prescribed by the commissioner, the actual amount of gross receipts received by such operator in the previous registration period. The commissioner shall calculate the difference, if any, between the estimated gross receipts and the actual gross receipts and determine if the registration fee previously paid by such operator was the correct amount. If such operator paid an amount in excess of the amount determined to be the correct amount of the registration fee, the commissioner shall refund such operator accordingly or credit such amount against the registration fee for the upcoming registration period, provided such operator renews his or her registration. If such operator did not pay the amount determined to be the correct amount of the registration fee, such operator shall pay to the commissioner the difference between the correct amount and the registration fee previously paid.

(e) Any person who violates any provision of this section or any regulation adopted pursuant to subsection (c) of this section shall be fined not more than one thousand dollars for each violation.

Sec. 650. Subdivision (2) of section 53-278a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(2) "Gambling" means risking any money, credit, deposit or other thing of value for gain contingent in whole or in part upon lot, chance or the operation of a gambling device, including the playing of a casino gambling game such as blackjack, poker, craps, roulette or a slot machine, but does not include: Legal contests of skill, speed, strength or endurance in which awards are made only to entrants or the owners of entries; legal business transactions which are valid under the law of

contracts; activity legal under the provisions of sections 7-169 to 7-186, inclusive; any lottery or contest conducted by or under the authority of any state of the United States, Commonwealth of Puerto Rico or any possession or territory of the United States; and other acts or transactions expressly authorized by law on or after October 1, 1973. Fantasy contests, as defined in section 649 of this act, shall not be considered gambling, provided the conditions set forth in subsection (b) of section 649 of this act have been met and the operator of such contests is registered pursuant to subdivision (1) of subsection (d) of section 649 of this act;

Sec. 651. Subdivision (4) of section 53-278a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(4) "Gambling device" means any device or mechanism by the operation of which a right to money, credits, deposits or other things of value may be created, as the result of the operation of an element of chance; any device or mechanism which, when operated for a consideration, does not return the same value or thing of value for the same consideration upon each operation thereof; any device, mechanism, furniture or fixture designed primarily for use in connection with professional gambling; and any subassembly or essential part designed or intended for use in connection with any such device, mechanism, furniture, fixture, construction or installation, provided an immediate and unrecorded right of replay mechanically conferred on players of pinball machines and similar amusement devices shall be presumed to be without value. "Gambling device" does not include a crane game machine or device or a redemption machine. A device or equipment used to play fantasy contests, as defined in section 649 of this act, shall not be considered a gambling device, provided the conditions set forth in subsection (b) of section 649 of this act have been met;

Sec. 652. (NEW) (*Effective July 1, 2019, and applicable to income and taxable years commencing on or after July 1, 2019*) (a) The provisions of this section shall not be effective unless the conditions set forth in subsection (b) of section 649 of this act have been met.

(b) A tax is hereby imposed on the gross receipts of each fantasy contest operator, as both terms are defined in section 649 of this act, at the rate of ten and one-half per cent. Each fantasy contest operator shall report and remit such tax to the Commissioner of Revenue Services in the form and manner prescribed by the commissioner.

(c) Any tax due and unpaid under this section shall be subject to the penalties and interest established in section 12-547 of the general statutes and the amount of such tax, penalty or interest, due and unpaid, may be collected under the provisions of section 12-35 of the general statutes.

(d) The provisions of sections 12-548 and 12-550 to 12-555b, inclusive, of the general statutes shall apply to the provisions of this section in the same manner and with the same force and effect as if the language of said sections had been incorporated in full into this section and had expressly referred to the tax imposed under this section, except to the extent that any such provision is inconsistent with a provision of this section.

Sec. 653. Section 12-692 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective January 1, 2018*):

(a) For purposes of this section:

(1) "Passenger motor vehicle" means a passenger vehicle, which is rented without a driver and which is part of a motor vehicle fleet of five or more passenger motor vehicles that are used for rental purposes by a rental company.

(2) "Rental truck" means a (A) vehicle rented without a driver that has a gross vehicle weight rating of twenty-six thousand pounds or less and is used in the transportation of personal property but not for business purposes, or (B) trailer that has a gross vehicle weight rating of not more than six thousand pounds.

(3) "Rental company" means any business entity that is engaged in the business of renting passenger motor vehicles, rental trucks without a driver or machinery in this state to lessees and that uses for rental purposes a motor vehicle fleet of five or more passenger motor vehicles, rental trucks or pieces of machinery in this state, but does not mean any person, firm or corporation that is licensed, or required to be licensed, pursuant to section 14-52, (A) as a new car dealer, repairer or limited repairer, or (B) as a used car dealer that is not primarily engaged in the business of renting passenger motor vehicles or rental trucks without a driver in this state to lessees. "Rental company" does not include a business entity with total annual rental income, excluding retail or wholesale sales of rental equipment, that is less than fifty-one per cent of the total revenue of the business entity in a given taxable year.

(4) "Lessee" means any person who leases a passenger motor vehicle, rental truck or machinery from a rental company for such person's own use and not for rental to others.

(5) "Machinery" means all equipment owned by a rental company.

(b) **[**There is hereby imposed a three per cent surcharge**]** <u>(1) A rental company may charge a lessee individually itemized charges or other fees pursuant to a rental agreement, including, but not limited to, a vehicle cost recovery fee, airport access fee or airport concession fee</u> on each passenger motor vehicle or rental truck rented within the state by a rental company to a lessee for a period of less than thirty-one days. <u>If the rental company charges a lessee a vehicle cost recovery fee for a</u>

passenger motor vehicle or rental truck, such fee shall (A) represent the rental company's estimate of the annual costs for any required licensing, titling, registration, tax or inspection of, or number plates for, such vehicle or truck, prorated to a daily rate, and (B) be described in the terms and conditions of the rental agreement as the estimated average per day cost incurred by the rental company to license, title, register, obtain number plates and inspect its passenger motor vehicle or rental truck and to pay any taxes owed on such vehicle or truck.

(2) If the total amount of the vehicle cost recovery fees collected by a rental company under this subsection in any calendar year exceeds such company's actual costs to license, title, register, obtain number plates and inspect its passenger motor vehicles or rental trucks and pay any taxes owed on such vehicles or trucks, the rental company shall retain the excess amount and reduce its estimated costs to license, title, register, obtain number plates and inspect each passenger motor vehicle or rental truck and to pay any taxes owed on such vehicle or truck the following calendar year, by an amount equivalent to the excess amount. Nothing in this subsection shall be construed to prohibit a rental company from adjusting the amount of vehicle recovery fees charged during any calendar year.

[The rental surcharge**]** (c) Any charge or fee imposed under subsection (b) of this section shall be imposed on the total amount the rental company charges the lessee for the rental of a motor vehicle. **[**Such surcharge**]** Any such charge or fee shall be in addition to any tax otherwise applicable to any such transaction and shall be includable in the measure of the sales and use taxes imposed under chapter 219.

[(c)**]** (d) There is hereby imposed a one and one-half per cent surcharge on machinery rented within the state by a rental company to a lessee for a period of less than three hundred sixty-five days or under an open-ended contract for an undefined period of time. The rental surcharge shall be imposed on the total amount the rental company

charges the lessee for the rental of the machinery. Such surcharge shall be in addition to any tax otherwise applicable to any such transaction, and shall be includable in the measure of the sales and use taxes imposed under chapter 219.

[(d)**]** (e) Reimbursement for **[**the**]** any charge, fee or rental surcharge imposed **[**by**]** pursuant to subsections (b) **[**and (c)**]** to (d), inclusive, of this section shall be collected by the rental company from the lessee and such **[**surcharge**]** reimbursement **[**, termed "surcharge" in this subsection,**]** shall be paid by the lessee to the rental company. **[**and each**]** Each rental company shall collect from the lessee the full amount of the charge, fee or rental surcharge imposed by said subsections (b) **[**and (c)**]** to (d), inclusive. Such charge, fee or rental surcharge shall be a debt from the lessee to the rental company, when so added to the original lease or rental price, and shall be recoverable at law in the same manner as other debts. The rental contract shall separately indicate the **[**rental surcharge**]** charge or fee imposed on each passenger motor vehicle **[**,**]** or rental truck **[**rental**]** or the rental surcharge imposed on each piece of machinery. The rental surcharge imposed under subsection (d) of this section shall, subject to the provisions of subsection **[**(e)**]** (f) of this section, be retained by the rental company.

[(e)**]** (f) (1) (A) On or before February 15, 1997, and the fifteenth of February annually thereafter prior to February 15, 2019, each rental company shall file a consolidated report with the Commissioner of Revenue Services detailing the aggregate amount of personal property tax that is actually paid by such company to a Connecticut municipality or municipalities during the preceding calendar year on passenger motor vehicles, rental trucks or pieces of machinery that are used for rental purposes by such company, the aggregate amount of registration and titling fees that are actually paid by such company to the Department of Motor Vehicles of this state during the preceding

calendar year on passenger motor vehicles, rental trucks or pieces of machinery that are used for rental purposes by such company and the aggregate amount of the rental surcharge that is actually received, pursuant to this section, by such company during the preceding calendar year on passenger motor vehicles, rental trucks or pieces of machinery that are used for rental purposes by such company. The report shall also show such other information as the commissioner deems necessary for the proper administration of this section.

[(2)**]** (B) On or before February 15, 1997, and the fifteenth of February annually thereafter prior to February 15, 2019, each rental company shall remit to the Commissioner of Revenue Services for deposit in the General Fund, the amount by which the aggregate amount of the rental surcharge actually received by such company on such vehicles or machinery during the preceding calendar year exceeds the sum of the aggregate amount of property taxes actually paid by such company on such vehicles or machinery to a Connecticut municipality or municipalities during the preceding calendar year and the aggregate amount of registration and titling fees actually paid by such company on such vehicles or machinery to the Department of Motor Vehicles of this state during the preceding calendar year.

[(3)**]** (C) For purposes of this **[**subsection**]** subdivision, in the case of any rental company that leases a passenger motor vehicle, rental truck or piece of machinery from another person and that uses such vehicle or machinery for rental purposes and such lease requires such rental company to pay the registration and titling fees and the property taxes to such other person, the rental company shall include **[**(A)**]** (i) in the aggregate amount of registration and titling fees actually paid by such rental company to the Department of Motor Vehicles of this state, any such registration and titling fees actually paid by such rental company to such other person on such passenger motor vehicle, rental truck or piece of machinery, and **[**(B)**]** (ii) in the aggregate amount of property

taxes actually paid by such rental company to a Connecticut municipality or municipalities, any such property taxes actually paid by such rental company to such other person on such passenger motor vehicle or vehicles, rental truck or trucks or one or more pieces of machinery.

(2) (A) On or before February 15, 2019, and the fifteenth of February annually thereafter, each rental company shall file a consolidated report with the Commissioner of Revenue Services detailing the aggregate amount of personal property tax that is actually paid by such company to a Connecticut municipality or municipalities during the preceding calendar year on pieces of machinery that are used for rental purposes by such company, the aggregate amount of registration and titling fees that are actually paid by such company to the Department of Motor Vehicles of this state during the preceding calendar year on pieces of machinery that are used for rental purposes by such company and the aggregate amount of the rental surcharge that is actually received, pursuant to this section, by such company during the preceding calendar year on pieces of machinery that are used for rental purposes by such company. The report shall also show such other information as the commissioner deems necessary for the proper administration of this section.

(B) On or before February 15, 2019, and the fifteenth of February annually thereafter, each rental company shall remit to the Commissioner of Revenue Services for deposit in the General Fund, the amount by which the aggregate amount of the rental surcharge actually received by such company on such machinery during the preceding calendar year exceeds the sum of the aggregate amount of property taxes actually paid by such company on such machinery to a Connecticut municipality or municipalities during the preceding calendar year and the aggregate amount of registration and titling fees actually paid by such company on such machinery to the Department

of Motor Vehicles of this state during the preceding calendar year.

(C) For purposes of this subdivision, in the case of any rental company that leases a piece of machinery from another person and that uses such machinery for rental purposes and such lease requires such rental company to pay the registration and titling fees and the property taxes to such other person, the rental company shall include (i) in the aggregate amount of registration and titling fees actually paid by such rental company to the Department of Motor Vehicles of this state, any such registration and titling fees actually paid by such rental company to such other person on such piece of machinery, and (ii) in the aggregate amount of property taxes actually paid by such rental company to a Connecticut municipality or municipalities, any such property taxes actually paid by such rental company to such other person on one or more pieces of machinery.

[(f)**]** (g) Any person who fails to pay any amount required to be paid to the Commissioner of Revenue Services under this section within the time required shall pay a penalty of fifteen per cent of such amount or fifty dollars, whichever amount is greater, in addition to such amount, plus interest at the rate of one per cent per month or fraction thereof from the due date of such amount until the date of payment. Subject to the provisions of section 12-3a, the commissioner may waive all or any part of the penalties provided under this section when it is proven to the satisfaction of the commissioner that the failure to pay any amount required to be paid to the commissioner was due to reasonable cause and was not intentional or due to neglect.

[(g)**]** (h) The Commissioner of Revenue Services for good cause may extend the time for making any report and paying any amount required to be paid to the commissioner under this section if a written request therefor is filed with the commissioner together with a tentative report which shall be accompanied by a payment of any amount tentatively believed to be due to the commissioner, on or

before the last day for filing the report. Any person to whom an extension is granted shall pay, in addition to the amount required to be paid, interest at the rate of one per cent per month or fraction thereof from the date on which such amount would have been due without the extension until the date of payment.

[(h)**]** (i) The provisions of sections 12-548 to 12-554, inclusive, and section 12-555a shall apply to the provisions of this section in the same manner and with the same force and effect as if the language of said sections 12-548 to 12-554, inclusive, and section 12-555a had been incorporated in full into this section, except to the extent that any provision is inconsistent with a provision in this section, and except that the term "tax" shall be read as **[**"surcharge"**]** "charge, fee or rental surcharge".

Sec. 654. (NEW) (*Effective January 1, 2018*) (a) As used in this section, "transportation network company" and "prearranged ride" have the same meanings as provided in section 1 of public act 17-140.

(b) Each transportation network company shall pay a fee of twenty-five cents on each prearranged ride that originates in this state.

(c) On or before the last day of the month next succeeding each calendar quarter, each transportation network company shall: (1) File a return electronically for the preceding period with the Commissioner of Revenue Services on such forms as the commissioner may prescribe; and (2) make payment of the fees required under subsection (b) of this section by electronic funds transfer in the manner provided by chapter 228g of the general statutes. Any document received and maintained by the commissioner with respect to a transportation network company shall be return information, as defined in section 12-15 of the general statutes, and shall not be subject to disclosure under the Freedom of Information Act, as defined in section 1-200 of the general statutes.

(d) Any fees due and unpaid under this section shall be subject to the penalties and interest established in section 12-547 of the general statutes and the amount of such fee, penalty or interest, due and unpaid, may be collected under the provisions of section 12-35 of the general statutes as if they were taxes due to the state.

(e) The provisions of sections 12-548, 12-550 to 12-554, inclusive, and 12-555b of the general statutes shall apply to the provisions of this section in the same manner and with the same force and effect as if the language of said sections had been incorporated in full into this section and had expressly referred to the fee imposed under this section, except to the extent that any such provision is inconsistent with a provision of this section.

(f) Any fees received under this section shall be deposited into the General Fund. For revenue reporting purposes only, the Commissioner of Revenue Services shall include any such fees with the revenue reported under chapter 222 of the general statutes.

(g) The Commissioner of Revenue Services, in consultation with the Commissioner of Transportation, may adopt regulations in accordance with the provisions of chapter 54 of the general statutes, to carry out the provisions of this section.

Sec. 655. (NEW) (*Effective from passage*) Not later than June 30, 2019, MMCT Venture, LLC, as defined in subsection (a) of section 14 of public act 17-89, shall pay to the state thirty million dollars for deposit in the General Fund. Such money shall be credited against any unpaid required payments pursuant to subsection (c) of section 15 of public act 17-89 for each month in which the casino gaming facility is conducting authorized games in such amount and manner as determined pursuant to an agreement between the Secretary of the Office of Policy and Management and MMCT Venture, LLC. No interest shall be charged.

Sec. 656. (*Effective from passage*) (a) For purposes of this section, "qualified taxpayer" means a taxpayer that: (1) Failed to file a tax return, or failed to report the full amount of tax properly due on a previously filed tax return, that was due on or before December 31, 2016; (2) voluntarily comes forward prior to receiving a billing notice or a notice from the Department of Revenue Services that an audit is being conducted in relation to the tax type and taxable period or periods for which the taxpayer is seeking a fresh start agreement; (3) is not a party to a closing agreement with the Commissioner of Revenue Services in relation to the tax type and taxable period or periods for which the taxpayer is seeking a fresh start agreement; (4) has not made an offer of compromise that has been accepted by the commissioner in relation to the tax type and taxable period or periods for which the taxpayer is seeking a fresh start agreement; (5) has not protested a determination of an audit for the tax type and taxable period or periods for which the taxpayer is seeking a fresh start agreement; (6) is not a party to litigation against the commissioner in relation to the tax type and taxable period or periods for which the taxpayer is seeking a fresh start agreement; and (7) makes application for a fresh start agreement in the form and manner prescribed by the commissioner.

(b) Notwithstanding the provisions of any other law, the Commissioner of Revenue Services is authorized to implement a fresh start program and may, at the commissioner's sole discretion, enter into fresh start agreements with qualified taxpayers during the period from the effective date of this section, to November 30, 2018, inclusive, except taxes imposed under chapter 222 of the general statutes shall not be eligible for a fresh start agreement. Any fresh start agreement shall provide for (1) the waiver of all penalties that may be imposed under title 12 of the general statutes, and (2) the waiver of fifty per cent of the interest related to a failure to pay any amount due to the commissioner by the date prescribed for payment. A fresh start agreement for a qualified taxpayer that has failed to file a tax return or

returns may also provide for a limited look-back period.

(c) As part of any fresh start agreement, a qualified taxpayer shall: (1) Voluntarily and fully disclose on the application all material facts pertinent to such taxpayer's liability for taxes due to the commissioner; (2) file any tax returns or documents that may be required by the commissioner; (3) pay in full the tax and interest as set forth in the fresh start agreement in the form and manner prescribed by the commissioner; (4) agree to timely file any required tax returns and pay any associated tax obligations to this state for a period of three years after the date the fresh start agreement is signed by the parties to such agreement; and (5) waive, for the taxable period or periods for which the commissioner has agreed to waive penalties and interest, all administrative and judicial rights of appeal that have not run or expired.

(d) Notwithstanding the provisions of subsections (a) to (c), inclusive, of this section or of any fresh start agreement, the waiver of penalties and interest shall not be binding on the commissioner if the commissioner finds that any of the following circumstances exist: (1) The qualified taxpayer misrepresented any material fact in applying for or entering into the fresh start agreement; (2) the qualified taxpayer fails to provide any information required for any taxable period covered by the fresh start agreement on or before the due date prescribed under the terms of the fresh start agreement; (3) the qualified taxpayer fails to pay any tax, penalty or interest due in the time, form or manner prescribed under the terms of the fresh start agreement; (4) the tax reported by the qualified taxpayer for any taxable period covered by the fresh start agreement, including any amount shown on an amended tax return, understates by ten per cent or more the tax due and such taxpayer cannot demonstrate to the satisfaction of the commissioner that a good faith effort was made to accurately compute the tax; or (5) the qualified taxpayer fails to timely

file any required tax returns or pay any associated tax obligations to this state, during the three-year period after the date the fresh start agreement was signed by the parties to such agreement. No payment made by a qualified taxpayer for a taxable period covered by a fresh start agreement shall be refunded to such taxpayer or credited to a taxable period other than the taxable period for which such payment was made.

Sec. 657. (*Effective from passage*) Notwithstanding any provision of the general statutes, the Secretary of the Office of Policy and Management may transfer up to $20,000,000 from nonappropriated accounts in the General Fund that do not receive (1) gifts, grants or donations from public or private sources, or (2) other revenues from individuals to support a particular interest or purpose to the resources of the General Fund for the fiscal year ending June 30, 2019.

Sec. 658. (*Effective from passage*) The Secretary of the Office of Policy and Management, in consultation with the Commissioners of Revenue Services and Economic and Community Development, shall examine existing state tax expenditures. Such examination shall include, but not be limited to, an identification of: (1) Priorities for such expenditures, and (2) alternative revenue sources that may be available to the state for the payment of state expenditures. The secretary and the commissioners may consult with other individuals or entities, as they deem appropriate, to complete such evaluation. On or before February 1, 2018, the secretary shall report to the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding on their findings and recommendations concerning such evaluation.

Sec. 659. (*Effective from passage*) Each department head, as defined in section 4-5 of the general statutes, other than the Secretary of the Office of Policy and Management, shall undertake a review of the fees collected by his or her department and determine whether each fee is

sufficient to cover the department's costs to collect such fee and administer the program associated with such fee. Each department head shall submit, taking such costs into consideration, any recommended fee increases to said secretary before December 1, 2017. Said secretary shall review each department head's submission and submit a report to the joint standing committee of the General Assembly having cognizance of matters relating to finance, revenue and bonding not later than February 7, 2018, of any recommended increases of up to fifty per cent of any existing fee, provided the total amount of the increase in fees shall not exceed twenty million dollars.

Sec. 660. (*Effective from passage*) For the fiscal years ending June 30, 2018, and June 30, 2019, the Connecticut Lottery Corporation, created under section 12-802 of the general statutes, shall reduce its expenses for each said fiscal year by one million dollars from the amount of its expenses in the fiscal year ending June 30, 2017.

Sec. 661. Section 12-218g of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For purposes of this section, "net deferred tax liability" means deferred tax liabilities that exceed the deferred tax assets of the combined group, as computed in accordance with generally accepted accounting principles, and "net deferred tax asset" means that deferred tax assets exceed the deferred tax liabilities of the combined group, as computed in accordance with generally accepted accounting principles.

(b) Only publicly traded companies, including affiliated corporations participating in the filing of a publicly traded company's financial statements prepared in accordance with generally accepted accounting principles, as of January 1, 2016, shall be eligible for this deduction.

(c) If the provisions of sections 12-218e and 12-218f result in an aggregate increase to the members' net deferred tax liability or an aggregate decrease to the members' net deferred tax asset, or an aggregate change from a net deferred tax asset to a net deferred tax liability, the combined group shall be entitled to a deduction, as determined in this section.

(d) For the **[**seven-year**]** thirty-year period beginning with the combined group's first income year that begins in 2018, a combined group shall be entitled to a deduction from combined group net income equal to **[**one-seventh**]** one-thirtieth of the amount necessary to offset the increase in the net deferred tax liability or decrease in the net deferred tax asset, or the aggregate change thereof, from a net deferred tax asset to a net deferred tax liability, as computed in accordance with generally accepted accounting principles, that would **[**result**]** have resulted from the imposition of the unitary reporting requirements under sections 12-218e and 12-218f, but for the deduction provided under this section. Such increase in the net deferred tax liability or decrease in the net deferred tax asset or the aggregate change thereof shall be computed based on the change that would **[**result**]** have resulted from the imposition of the unitary reporting requirements under sections 12-218e and 12-218f as of January 1, 2016, but for the deduction provided under this section. **[**as of January 1, 2016.**]**

(e) The deduction calculated under this section shall not be reduced as a result of any events happening subsequent to such calculation, including, but not limited to, any disposition or abandonment of assets. Such deduction **[**shall be calculated without regard to the federal tax effect and**]** shall not alter the tax basis of any asset. If the deduction under this section is greater than combined group net income, any excess deduction shall be carried forward and applied as a deduction to combined group net income in future income years until fully utilized.

(f) Any combined group intending to claim a deduction under this section shall file a statement with the commissioner on or before July 1, 2017, specifying the total amount of the deduction which the combined group claims. The statement shall be made on such form and in such manner as prescribed by the commissioner and shall contain such information or calculations as the commissioner may specify. No deduction shall be allowed under this section for any income year except to the extent claimed on or before July 1, 2017, in the manner prescribed. Nothing in this subsection shall limit the authority of the commissioner to review or redetermine the proper amount of any deduction claimed, whether on the statement required under this subsection or on a tax return for any income year.

Sec. 662. Section 2-71x of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

For the fiscal year ending June 30, **[**2015**]** 2018, and each fiscal year thereafter, the Comptroller shall segregate **[**three million two hundred thousand**]** one million six hundred thousand dollars of the amount of the funds received by the state from the tax imposed under chapter 211 on public service companies providing community antenna television service in this state. The moneys segregated by the Comptroller shall be deposited with the Treasurer and made available to the Office of Legislative Management to defray the cost of providing the citizens of this state with Connecticut Television Network coverage of state government deliberations and public policy events.

Sec. 663. Subsection (c) of section 4-28e of the general statutes, as amended by section 3 of public act 17-51, is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[(c) (1) For the fiscal year ending June 30, 2001, disbursements from the Tobacco Settlement Fund shall be made as follows: (A) To the General Fund in the amount identified as "Transfer from Tobacco

Settlement Fund" in the General Fund revenue schedule adopted by the General Assembly; (B) to the Department of Mental Health and Addiction Services for a grant to the regional action councils in the amount of five hundred thousand dollars; and (C) to the Tobacco and Health Trust Fund in an amount equal to nineteen million five hundred thousand dollars.

(2) For each of the fiscal years ending June 30, 2002, to June 30, 2015, inclusive, disbursements from the Tobacco Settlement Fund shall be made as follows: (A) To the Tobacco and Health Trust Fund in an amount equal to twelve million dollars, except in the fiscal years ending June 30, 2014, and June 30, 2015, said disbursement shall be in an amount equal to six million dollars; (B) to the Biomedical Research Trust Fund in an amount equal to four million dollars; (C) to the General Fund in the amount identified as "Transfer from Tobacco Settlement Fund" in the General Fund revenue schedule adopted by the General Assembly; and (D) any remainder to the Tobacco and Health Trust Fund.

(3) For the fiscal year ending June 30, 2016, disbursements from the Tobacco Settlement Fund shall be made as follows: (A) To the General Fund (i) in the amount identified as "Transfer from Tobacco Settlement Fund" in the General Fund revenue schedule adopted by the General Assembly, and (ii) in an amount equal to four million dollars; and (B) any remainder (i) first, in an amount equal to four million dollars, to be carried forward and credited to the resources of the General Fund for the fiscal year ending June 30, 2017, and (ii) if any funds remain, to the Tobacco and Health Trust Fund.**]**

[(4)**]** (c) (1) (A) For the fiscal year ending June 30, 2017, disbursements from the Tobacco Settlement Fund shall be made as follows: **[**(A)**]** (i) To the General Fund **[**(i)**]** (I) in the amount identified as "Transfer from Tobacco Settlement Fund" in the General Fund revenue schedule adopted by the General Assembly, and **[**(ii)**]** (II) in an

amount equal to four million dollars; and **[**(B)**]** (ii) any remainder to the General Fund.

[(5)**]** (B) For each of the fiscal **[**year**]** years ending June 30, 2018, and **[**each fiscal year thereafter**]** June 30, 2019, disbursements from the Tobacco Settlement Fund shall be made as follows: **[**(A) To the Tobacco and Health Trust Fund in an amount equal to six million dollars; (B) to**]** (i) To the General Fund (I) in the amount **[**(i)**]** identified as "Transfer from Tobacco Settlement Fund" in the General Fund revenue schedule adopted by the General Assembly; **[**,**]** and **[**(ii)**]** (II) in an amount equal to four million dollars; and **[**(C)**]** (ii) any remainder to the Tobacco and Health Trust Fund.

(C) For the fiscal year ending June 30, 2020, and each fiscal year thereafter, disbursements from the Tobacco Settlement Fund shall be made as follows: (i) To the Tobacco and Health Trust Fund in an amount equal to six million dollars; (ii) to the General Fund (I) in the amount identified as "Transfer from Tobacco Settlement Fund" in the General Fund revenue schedule adopted by the General Assembly, and (II) in an amount equal to four million dollars; and (iii) any remainder to the Tobacco and Health Trust Fund.

[(6) For each of the fiscal years ending June 30, 2008, to June 30, 2012, inclusive, the sum of ten million dollars shall be disbursed from the Tobacco Settlement Fund to the Regenerative Medicine Research Fund established by section 32-41kk for grants-in-aid to eligible institutions for the purpose of conducting embryonic or human adult stem cell research.**]**

[(7)**]** (2) For each of the fiscal years ending June 30, 2016, and June 30, 2020, to June 30, 2025, inclusive, the sum of ten million dollars shall be disbursed from the Tobacco Settlement Fund to the smart start competitive operating grant account established by section 10-507 for grants-in-aid to towns for the purpose of establishing or expanding a

preschool program under the jurisdiction of the board of education for the town. **[**, except that in the fiscal years ending June 30, 2016, and June 30, 2017, said disbursement shall be in an amount equal to five million dollars.**]**

Sec. 664. Subsection (b) of section 10-507 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(b) There is established an account to be known as the "smart start competitive operating grant account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain moneys required by law to be deposited in the account, in accordance with the provisions of **[**subdivision (4) of**]** subsection (c) of section 4-28e. Moneys in the account shall be expended by the Office of Early Childhood for the purposes of the Connecticut Smart Start competitive grant program established pursuant to section 10-506.

Sec. 665. Subsection (d) of section 7-34a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017*):

(d) In addition to the fees for recording a document under subsection (a) of this section, town clerks shall receive a fee of **[**three**]** ten dollars for each document recorded in the land records of the municipality. Not later than the fifteenth day of each month, town clerks shall remit **[**two-thirds**]** two-fifths of the fees paid pursuant to this subsection during the previous calendar month to the State Treasurer for deposit in the General Fund and two-fifths of the fees paid pursuant to this subsection during the previous calendar month to the State Librarian for deposit in a bank account of the State Treasurer and crediting to the historic documents preservation account established under section 11-8i. **[**One-third**]** One-fifth of the amount paid for fees pursuant to this subsection shall be retained by town

clerks and used for the preservation and management of historic documents. The provisions of this subsection shall not apply to any document recorded on the land records by an employee of the state or of a municipality in conjunction with [said] the employee's official duties. As used in this section "municipality" includes each town, consolidated town and city, city, consolidated town and borough, borough, district, as defined in chapter 105 or chapter 105a, and each municipal board, commission and taxing district not previously mentioned.

Sec. 666. Subsection (c) of section 29-11 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017, and applicable to background check services requested on or after December 1, 2017*):

(c) The Commissioner of Emergency Services and Public Protection shall charge the following fees for the service indicated: (1) Name search, thirty-six dollars; (2) fingerprint search, [fifty] seventy-five dollars; (3) personal record search, [fifty] seventy-five dollars; (4) letters of good conduct search, [fifty] seventy-five dollars; (5) bar association search, [fifty] seventy-five dollars; (6) fingerprinting, fifteen dollars; (7) criminal history record information search, [fifty] seventy-five dollars. Except as provided in subsection (b) of this section, the provisions of this subsection shall not apply to any federal, state or municipal agency.

Sec. 667. (NEW) (*Effective December 1, 2017, and applicable to transactions occurring on or after December 1, 2017*) The Commissioner of Motor Vehicles shall charge each new car dealer or used car dealer licensed pursuant to section 14-52 of the general statutes a fee of thirty-five dollars for each transaction in which the new car dealer or used car dealer processes a used motor vehicle traded in by the purchaser of a new motor vehicle or used motor vehicle from such new car dealer or used car dealer. Any fees collected pursuant to this section shall be

deposited in the General Fund.

Sec. 668. Section 36b-6 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017*):

(a) No person shall transact business in this state as a broker-dealer unless such person is registered under sections 36b-2 to 36b-34, inclusive. No person shall transact business in this state as a broker-dealer in contravention of a sanction that is currently effective imposed by the Securities and Exchange Commission or by a self-regulatory organization of which such person is a member if the sanction would prohibit such person from effecting transactions in securities in this state. No individual shall transact business as an agent in this state unless such individual is (1) registered as an agent of the broker-dealer or issuer whom such individual represents in transacting such business, or (2) an associated person who represents a broker-dealer in effecting transactions described in subdivisions (3) and (4) of Section 15(i) of the Securities Exchange Act of 1934. No individual shall transact business in this state as an agent of a broker-dealer in contravention of a sanction that is currently effective imposed by the Securities and Exchange Commission or a self-regulatory organization of which the employing broker-dealer is a member if the sanction would prohibit the individual employed by such broker-dealer from effecting transactions in securities in this state.

(b) No issuer shall employ an agent unless such agent is registered under sections 36b-2 to 36b-34, inclusive. No broker-dealer shall employ an agent unless such agent is (1) registered under sections 36b-2 to 36b-34, inclusive, or (2) an associated person who represents a broker-dealer in effecting transactions described in subdivisions (2) and (3) of Section 15(h) of the Securities Exchange Act of 1934. The registration of an agent is not effective during any period when such agent is not associated with a particular broker-dealer registered under sections 36b-2 to 36b-34, inclusive, or a particular issuer. When an

agent begins or terminates a connection with a broker-dealer or issuer, or begins or terminates those activities which make such individual an agent, both the agent and the broker-dealer or issuer shall promptly notify the commissioner.

(c) (1) No person shall transact business in this state as an investment adviser unless registered as such by the commissioner as provided in sections 36b-2 to 36b-34, inclusive, or exempted pursuant to subsection (e) of this section. No person shall transact business, directly or indirectly, in this state as an investment adviser if the registration of such investment adviser is suspended or revoked or, in the case of an investment adviser who is an individual, the investment adviser is barred from employment or association with an investment adviser or broker-dealer by order of the commissioner, the Securities and Exchange Commission or a self-regulatory organization.

(2) No individual shall transact business in this state as an investment adviser agent unless such individual is registered as an investment adviser agent of the investment adviser for which such individual acts in transacting such business. An investment adviser agent registered under sections 36b-2 to 36b-34, inclusive, who refers advisory clients to another investment adviser registered under said sections 36b-2 to 36b-34, inclusive, or to an investment adviser registered with the Securities and Exchange Commission that has filed a notice under subsection (e) of this section, is not required to register as an investment adviser agent of such investment adviser if the only compensation paid for such referral services is paid to the investment adviser with whom the individual is employed or associated. No individual shall transact business, directly or indirectly, in this state as an investment adviser agent on behalf of an investment adviser if the registration of such individual as an investment adviser agent is suspended or revoked or the individual is barred from employment or association with an investment adviser by an order of the

commissioner, the Securities and Exchange Commission or a self-regulatory organization.

(3) No investment adviser shall engage an investment adviser agent unless such investment adviser agent is registered under sections 36b-2 to 36b-34, inclusive. The registration of an investment adviser agent is not effective during any period when such investment adviser agent is not associated with a particular investment adviser. When an investment adviser agent begins or terminates a connection with an investment adviser, both the investment adviser agent and the investment adviser shall promptly notify the commissioner. If an investment adviser or investment adviser agent provides such notice, such investment adviser or investment adviser agent shall not be liable for the failure of the other to give such notice.

(d) No broker-dealer or investment adviser shall transact business from any place of business located within this state unless that place of business is registered as a branch office with the commissioner pursuant to this subsection. An application for branch office registration shall be made on forms prescribed by the commissioner and shall be filed with the commissioner, together with a nonrefundable application fee of one hundred twenty-five dollars per branch office. A broker-dealer or investment adviser shall promptly notify the commissioner in writing if such broker-dealer or investment adviser (1) engages a new manager at a branch office in this state, (2) acquires a branch office of another broker-dealer or investment adviser in this state, or (3) relocates a branch office in this state. In the case of a branch office acquisition or relocation, such broker-dealer or investment adviser shall pay to the commissioner a nonrefundable fee of one hundred twenty-five dollars. Each registrant or applicant for branch office registration shall pay the actual cost, as determined by the commissioner, of any reasonable investigation or examination made of such registrant or applicant by or on behalf of the

commissioner.

(e) The following investment advisers are exempted from the registration requirements under subsection (c) of this section: Any investment adviser that (1) is registered or required to be registered under Section 203 of the Investment Advisers Act of 1940; (2) is excepted from the definition of investment adviser under Section 202(a)(11) of the Investment Advisers Act of 1940; or (3) has no place of business in this state and, during the preceding twelve months, has had no more than five clients who are residents of this state. Any investment adviser claiming an exemption pursuant to subdivision (1) of this subsection that is not otherwise excluded under subsection (11) of section 36b-3, shall first file with the commissioner a notice of exemption together with a consent to service of process as required by subsection (g) of section 36b-33 and shall pay to the commissioner or to any person designated by the commissioner in writing to collect such fee on behalf of the commissioner a nonrefundable fee of two hundred **[**fifty**]** seventy-five dollars. The notice of exemption shall contain such information as the commissioner may require. Such notice of exemption shall be valid until December thirty-first of the calendar year in which it was first filed and may be renewed annually thereafter upon submission of such information as the commissioner may require together with a nonrefundable fee of one hundred **[**fifty**]** seventy-five dollars. If any investment adviser that is exempted from registration pursuant to subdivision (1) of this subsection fails or refuses to pay any fee required by this subsection, the commissioner may require such investment adviser to register pursuant to subsection (c) of this section. For purposes of this subsection, a delay in the payment of a fee or an underpayment of a fee which is promptly remedied shall not constitute a failure or refusal to pay such fee.

(f) Any broker-dealer or investment adviser ceasing to transact business at any branch office or main office in this state shall, in

addition to providing written notice to the commissioner prior to the termination of business activity at that office, (1) provide written notice to each customer or client serviced by such office at least ten business days prior to the termination of business activity at that office, or (2) demonstrate to the commissioner, in writing, the reasons why such notice to customers or clients cannot be provided within the time prescribed. If the commissioner finds that the broker-dealer or investment adviser cannot provide notice to customers or clients at least ten business days prior to the termination of business activity, the commissioner may exempt the broker-dealer or investment adviser from giving such notice. The commissioner shall act upon a request for such exemption within five business days following receipt by the commissioner of the written request for such an exemption. The notice to customers or clients shall contain the following information: The date and reasons why business activity will terminate at the office; if applicable, a description of the procedure the customer or client may follow to maintain the customer's account at any other office of the broker-dealer or investment adviser; the procedure for transferring the customer's or client's account to another broker-dealer or investment adviser; and the procedure for making delivery to the customer or client of any funds or securities held by the broker-dealer or investment adviser.

(g) Any broker-dealer or investment adviser ceasing to transact business at any branch office or main office in this state as a result of executing an agreement and plan of merger or acquisition shall provide written notice to the commissioner and to each customer or client serviced by such office not later than the date such merger or acquisition is completed. The notice provided to each customer or client shall contain the information specified in subsection (f) of this section.

(h) Any broker-dealer or investment adviser ceasing to transact

business at any branch office or main office in this state as a result of the commencement of a bankruptcy proceeding by such broker-dealer or investment adviser or by a creditor or creditors of such broker-dealer or investment adviser shall, immediately upon the filing of a petition with the bankruptcy court, provide written notice to the commissioner. The commissioner shall determine the time and manner in which notice shall be provided to each customer or client serviced by such office.

(i) (1) A broker-dealer or investment adviser may succeed to the current registration of another broker-dealer or investment adviser or to a notice filing of an investment adviser registered with the Securities and Exchange Commission, and an investment adviser registered with the Securities and Exchange Commission may succeed to the current registration of an investment adviser or to a notice filing of another investment adviser registered with the Securities and Exchange Commission, by filing as a successor an application for registration pursuant to section 36b-7 or a notice pursuant to subsection (e) of this section for the unexpired portion of the current registration or notice filing and paying the fee required by subsection (a) of section 36b-12.

(2) A broker-dealer or investment adviser that changes its form of organization or state of incorporation or organization may continue its registration by filing an amendment to its registration if the change does not involve a material change in its management. The amendment shall become effective when filed or on a date designated by the registrant in its filing. The new organization shall be a successor to the original registrant for the purposes of sections 36b-2 to 36b-34, inclusive. If there is a material change in management, the broker-dealer or investment adviser shall file a new application for registration. A predecessor registered under sections 36b-2 to 36b-34, inclusive, shall stop conducting its securities business or investment advisory business other than winding down transactions and shall file

for withdrawal of its broker-dealer or investment adviser registration not later than forty-five days after filing its amendment to effect succession.

(3) A broker-dealer or investment adviser that changes its name may continue its registration by filing an amendment to its registration. The amendment shall become effective when filed or on a date designated by the registrant.

(4) The commissioner may, by regulation adopted, in accordance with chapter 54, or order, prescribe the means by which a change of control of a broker-dealer or investment adviser may be made.

(5) Nothing in this subsection shall relieve a registrant of its obligation to pay agent and investment adviser agent transfer fees as described in subsection (d) of section 36b-12.

(j) The commissioner may, by regulation adopted, in accordance with chapter 54, or order, require an agent or investment adviser agent to participate in a continuing education program approved by the Securities and Exchange Commission and administered by a self-regulatory organization or, in the absence of such a program, the commissioner may require continuing education for registered investment adviser agents by regulation or order.

(k) For purposes of subsections (d), (f), (g) and (h) of this section, "investment adviser" means an investment adviser registered or required to be registered with the commissioner.

(l) The commissioner may by rule, regulation or order, conditionally or unconditionally, exempt from the requirements of this section any person or class of persons upon a finding that such exemption is in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of this chapter.

Sec. 669. Section 36b-12 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017*):

(a) Each person applying for registration as a broker-dealer or investment adviser shall pay to the commissioner or to any person designated by the commissioner in writing to collect such fee on behalf of the commissioner, a nonrefundable fee of three hundred **[**fifteen**]** forty dollars.

(b) Each person applying for registration as an agent or investment adviser agent shall pay to the commissioner or to any person designated by the commissioner to collect such fee on behalf of the commissioner, a nonrefundable fee of one hundred twenty-five dollars.

(c) Each registration issued pursuant to this section shall expire at the close of business on December thirty-first of the calendar year in which the registration became effective.

(d) (1) Except as provided in subdivision (2) of this subsection, each person registered as an agent or investment adviser agent, requesting transfer of the registration of such agent or investment adviser agent to another registered broker-dealer or investment adviser, shall pay to the commissioner or to any person designated by the commissioner in writing to collect such fee on behalf of the commissioner, a nonrefundable fee of one hundred dollars for each transfer requested.

(2) Each broker-dealer or investment adviser receiving a mass transfer shall pay to the commissioner or to any person designated by the commissioner in writing to collect such fee on behalf of the commissioner, a nonrefundable fee of **[**fifty**]** seventy-five dollars for each agent or investment adviser agent whose registration is transferred. For purposes of this subsection, "mass transfer" means a transfer of multiple agents of a broker-dealer or investment adviser

agents of an investment adviser from a transferring broker-dealer or investment adviser to a receiving broker-dealer or investment adviser due to a cessation of business activity, succession, acquisition, merger, consolidation or other reorganization affecting the transferring broker-dealer or investment adviser.

(e) Each person applying for registration under subsection (a) or (b) of this section and any registrant applying for renewal of such registration under section 36b-13 shall pay the actual cost, as determined by the commissioner, of any reasonable investigation or examination made of such applicant or registrant by or on behalf of the commissioner.

Sec. 670. Section 36b-13 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017*):

(a) Each person registered as a broker-dealer or investment adviser may renew such registration for a one-year period not later than December thirty-first of each calendar year by making application in such manner as prescribed by the commissioner. The fee for renewal of registration for each registered broker-dealer or investment adviser shall be **[**one**]** two hundred **[**ninety**]** fifteen dollars per renewal application, nonrefundable, payable at the time of renewal, and shall be submitted, together with the renewal application, to the commissioner or any person designated in writing by the commissioner to collect such fee on his behalf.

(b) Each person registered as an agent or investment adviser agent may renew such registration for a one-year period by December thirty-first of each calendar year by making application in such manner as prescribed by the commissioner. The fee for renewal of registration for each person registered as an agent or investment adviser agent shall be one hundred twenty-five dollars, nonrefundable, payable at the time of renewal, and shall be submitted, together with the renewal

application, to the commissioner or any person designated in writing by the commissioner to collect such fee on his behalf.

(c) Each registrant or person requesting renewal of a registration shall pay the actual cost, as determined by the commissioner, of any reasonable investigation or examination made of such person by or on behalf of the commissioner.

Sec. 671. Section 14-164m of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Notwithstanding the provisions of section 13b-61, commencing on **[**July 1, 2007**]** October 1, 2017, and on the first day of each October, January, April and July thereafter, the State Comptroller shall transfer from the Special Transportation Fund into the Emissions Enterprise Fund, **[**one million six hundred twenty-five thousand**]** one million three hundred seventy-five thousand dollars of the funds received by the state pursuant to the fees imposed under sections 14-49b and 14-164c. **[**Notwithstanding the provisions of section 13b-61, on July 1, 2005, October 1, 2005, January 1, 2006, and April 1, 2006, the State Comptroller shall transfer from the Special Transportation Fund into the Emissions Enterprise Fund, four hundred thousand dollars of the funds received by the state pursuant to the fees imposed under sections 14-49b and 14-164c. Notwithstanding the provisions of section 13b-61, on July 1, 2006, October 1, 2006, January 1, 2007, and April 1, 2007, the State Comptroller shall transfer from the Special Transportation Fund into the Emissions Enterprise Fund, one million dollars of the funds received by the state pursuant to the fees imposed under sections 14-49b and 14-164c.**]**

Sec. 672. (NEW) (*Effective from passage*) (a) There is established an account to be known as the "Connecticut airport and aviation account" which shall be a separate, nonlapsing account within the Grants and Restricted Accounts Fund established pursuant to section 4-31c of the

general statutes. The account shall contain any moneys required by law to be deposited in the account. Moneys in the account shall be expended by the Commissioner of Transportation, with the approval of the Secretary of the Office of Policy and Management, for the purposes of airport and aviation-related purposes.

(b) Notwithstanding the provisions of section 13b-61a of the general statutes, on and after the effective date of this section, the Commissioner of Revenue Services shall deposit into said account seventy-five and three-tenths per cent of the amounts received by the state from aviation fuel sources from the tax imposed under section 12-587 of the general statutes.

Sec. 673. Section 13b-17 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The commissioner may adopt regulations, in accordance with the provisions of chapter 54, for the efficient conduct of the business of the department. The commissioner may delegate (1) to the Deputy Commissioner of Transportation any of the commissioner's duties and responsibilities; (2) to the bureau chief for an operating bureau any of the commissioner's duties and responsibilities which relate to the functions to be performed by that bureau; and (3) to other officers, employees and agents of the department any of the commissioner's duties and responsibilities that the commissioner deems appropriate, to be exercised under the commissioner's supervision and direction.

(b) The commissioner may adopt regulations in accordance with the provisions of chapter 54 establishing reasonable fees for any application submitted to the Department of Transportation or the Office of the State Traffic Administration for **[**(1) a state highway right-of-way encroachment permit, or (2)**]** a certificate of operation for an open air theater, shopping center or other development generating large volumes of traffic pursuant to section 14-311, provided the fees

so established shall not exceed one hundred twenty-five per cent of the estimated administrative costs related to such applications. The commissioner may exempt municipalities from any fees imposed pursuant to this subsection.

(c) Not later than January 1, 2018, the commissioner shall establish fees for any application submitted to the Department of Transportation or the Office of the State Traffic Administration for a state highway right-of-way encroachment permit for an open air theater, shopping center or other development generating large volumes of traffic pursuant to section 14-311. Such fees shall mirror the amounts charged for such permits by the Massachusetts Department of Transportation.

Sec. 674. (NEW) (*Effective December 1, 2017*) (a) For purposes of this section:

(1) "Outpatient clinic" means an organization operated by a municipality or a corporation, other than a hospital, that provides (A) ambulatory medical care, including preventive and health promotion services, (B) dental care, or (C) mental health services in conjunction with medical or dental care for the purpose of diagnosing or treating a health condition that does not require the patient's overnight care; and

(2) "Urgent care center" means a free-standing facility, distinguished from an emergency department setting, that is licensed as an outpatient clinic under section 19a-491 of the general statutes and that (A) provides treatment of medical conditions that do not require critical or emergent intervention for a life-threatening or potentially permanent disabling condition, (B) offers treatment of such conditions without requiring an appointment, and (C) provides services during times of the day, weekends or holidays when primary care provider offices are not customarily open to patients.

(b) On or after April 1, 2018, no person acting individually or jointly

with any other person shall establish, conduct, operate or maintain an urgent care center without obtaining a license as an outpatient clinic under section 19a-491 of the general statutes from the Department of Public Health.

(c) The Commissioner of Public Health may implement policies and procedures as necessary to carry out the provisions of this section while in the process of adopting the policies and procedures as regulations, provided notice of intent to adopt the regulations is published in accordance with the provisions of chapter 54 of the general statutes.

(d) The Commissioner of Social Services may establish rates of payment to providers practicing in urgent care centers. The Commissioner of Social Services may implement policies and procedures as necessary to carry out the provisions of this section while in the process of adopting the policies and procedures as regulations, provided notice of intent to adopt the regulations is published in accordance with the provisions of section 17b-10 of the general statutes not later than twenty days after the date of implementation.

Sec. 675. Subsection (e) of section 19a-491 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective December 1, 2017*):

(e) The commissioner shall charge one thousand dollars for the licensing and inspection every **[**four**]** <u>three</u> years of outpatient clinics that provide either medical or mental health service, <u>urgent care services</u> and well-child **[**clinics**]** <u>clinical services</u>, except those operated by municipal health departments, health districts or licensed nonprofit nursing or community health agencies.

Sec. 676. (NEW) (*Effective from passage until June 30, 2019*) (a) As used

in this section:

(1) "Commissioner" means the Commissioner of Public Health, or the commissioner's designee;

(2) "Community water system" means a public water system that regularly serves at least twenty-five residents;

(3) "Customer" means any (A) person, (B) firm, (C) corporation, (D) company, (E) association, (F) governmental unit, except a state agency, (G) lessee that, by the terms of a written lease or agreement, is responsible for the water bill, or (H) owner of property, that receives water service furnished by the water company;

(4) "Consumer" has the same meaning as provided in section 25-32a of the general statutes;

(5) "Department" means the Department of Public Health;

(6) "Noncommunity water system" means a public water system that serves at least twenty-five persons at least sixty days of the year and is not a community water system;

(7) "Nontransient noncommunity public water system" means a public water system that is not a community public water system and that regularly serves at least twenty-five of the same persons over six months per year;

(8) "Transient noncommunity public water system" means a noncommunity water system that does not meet the definition of a nontransient noncommunity water system;

(9) "Public water system" means a water company that supplies drinking water to fifteen or more consumers or twenty-five or more persons daily at least sixty days of the year; and

(10) "Water company" has the same meaning as provided in section 25-32a of the general statutes.

(b) During the period from July 1, 2018, to June 30, 2019, inclusive, each water company that owns a community public water system or systems and each water company that owns a nontransient noncommunity public water system or systems shall pay to the department a safe drinking water primacy assessment to support the department's ability to maintain primacy under the federal Safe Drinking Water Act, 42 USC 300f, et seq., as amended from time to time. If a water company is acquired by another water company for any reason, the acquiring water company shall pay the acquired water company's amount due to the department for the safe drinking water primacy assessment.

(c) During the period from July 1, 2018, to June 30, 2019, inclusive, the safe drinking water primacy assessment shall not exceed two million five hundred thousand dollars. Each nontransient noncommunity public water system and community water system having less than fifty service connections shall be assessed one hundred twenty-five dollars. Each community water system having at least fifty but less than one hundred service connections shall be assessed one hundred fifty dollars. Each community water system having at least one hundred service connections shall be assessed an amount established by the commissioner not to exceed four dollars per service connection. For purposes of this subsection, the number of service connections a community water system has is the number of service connections listed for the community water system in the department's records as of June 30, 2017.

(d) On or before July 1, 2018, the department, in consultation with the Secretary of the Office of Policy and Management, shall:

(1) Post on the department's Internet web site the costs to support

the department's ability to maintain primacy under the federal Safe Drinking Water Act, 42 USC 300f, et seq., as amended from time to time, which costs shall constitute the safe drinking water primacy assessment for the fiscal year; and

(2) Post on the department's Internet web site the assessment amount due, based on the costs posted under subdivision (1) of this subsection, for each service connection a community water system serves and the assessment amount due for each nontransient noncommunity water system.

(e) (1) On or before October 1, 2018, the department shall issue an invoice to each water company that owns a community water system or systems for the assessment amount due based on the number of service connections the community water system or systems serves.

(2) On or before January 1, 2019, each water company that owns a community water system or systems shall pay to the department fifty per cent of the assessment amount due for such water company. On or before May 31, 2019, each water company shall pay to the department the remaining fifty per cent of its assessment amount due.

(f) (1) On or before January 1, 2019, the department shall issue an invoice to each water company that owns a nontransient noncommunity water system or systems for the assessment amount due.

(2) On or before March 1, 2019, each water company that owns a nontransient noncommunity water system or systems shall pay to the department the assessment amount due for such water company.

(g) (1) A water company that owns a community water system may collect the assessment amount due for the community water system from a customer of such community water system. The amount collected by the water company from an individual customer may be a

pro rata share of such assessment amount. Such amount may appear as a separate item on the customer's bills.

(2) The assessment amount due for a community water system under subdivision (1) of this subsection may be adopted in rates through the existing rate approval process for the water company or may appear as a separate item identified as a safe drinking water primacy assessment on each customer's water bill without requiring a revision to or approval of the schedule of authorized rates and charges for the water company that is otherwise required pursuant to section 7-239 or 16-19 of the general statutes or any other special act or enabling legislation establishing a water company. Such charges shall be subject to the past due and collection procedures, including interest charges, of the water company as are applicable to any other authorized customer charge or fee.

(h) The requirement for a water company to pay the safe drinking water primacy assessment shall terminate immediately if the department no longer has primacy under the federal Safe Drinking Water Act, 42 USC 300f, et seq., as amended from time to time, whether removed by the federal Environmental Protection Agency or through any other action by a state or federal authority. If the safe drinking water primacy assessment is terminated and not reinstated on or before one hundred eighty days after such termination, the water company shall credit its customers any amounts collected from such customers for such assessment amount that the water company is no longer required to pay to the department.

(i) The commissioner may adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to carry out the provisions of this section.

(j) If any safe drinking water primacy assessment is not paid on or before thirty days after the date when such assessment is due, the

commissioner may impose a fee equal to one and one-half per cent of such assessment for each month of nonpayment beyond such initial thirty-day period unless the water company that has not paid such assessment is a town, city or borough, in which case the water company shall be subject to the provision of section 12-38 of the general statutes.

(k) State agencies and transient noncommunity public water systems shall be exempt from the requirements of this section.

Sec. 677. (*Effective from passage*) (a) As used in this section:

(1) "Commissioner" means the Commissioner of Public Health, or the commissioner's designee;

(2) "Community water system" means a public water system, except any public water system owned by a state agency, that regularly serves at least twenty-five residents;

(3) "Customer" means any (A) person, (B) firm, (C) corporation, (D) company, (E) association, (F) governmental unit, except a state agency, (G) lessee that, by the terms of a written lease or agreement, is responsible for the water bill, or (H) owner of property, that receives water service furnished by the water company;

(4) "Department" means the Department of Public Health;

(5) "Noncommunity water system" means a public water system, except any public water system that is owned by a state agency, that serves at least twenty-five persons at least sixty days of the year and is not a community water system;

(6) "Nontransient noncommunity public water system" means a public water system, except any public water system that is owned by a state agency, that is not a community public water system and that

regularly serves at least twenty-five of the same persons over six months per year;

(7) "Transient noncommunity public water system" means a noncommunity water system that does not meet the definition of a nontransient noncommunity water system; and

(8) "Water company" has the same meaning as provided in section 25-32a of the general statutes.

(b) On or before January 1, 2019, the commissioner, in consultation with the Secretary of the Office of Policy and Management and representatives of water companies, shall develop a methodology for a safe drinking water primacy assessment on community water systems and transient and nontransient noncommunity public water systems for the purposes of meeting federal requirements for the department to maintain primacy for the enforcement of the federal Safe Drinking Water Act, 42 USC 300f, et seq., as amended from time to time. The methodology shall include calculation of the fee to be assessed and procedures to implement the fee. In developing the methodology, the commissioner may consider the frequency and timing of customer billing, delinquency rates for customer payment and the feasibility of assessing a fee based on service connections or customer connections. The commissioner shall provide for a public comment period of thirty days following the development of such methodology. At the conclusion of such public comment period, but not later than February 15, 2019, the commissioner shall submit his or her recommendation for legislation necessary to implement such methodology to the joint standing committee of the General Assembly having cognizance of matters relating to public health.

Sec. 678. Section 19a-55a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

[(a)**]** There is established a newborn screening account that shall be a separate nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited into the account. Any balance remaining in said account **[**at the end of any fiscal year shall be carried forward in the account for the next fiscal year**]** on June 30, 2017, shall be credited to the resources of the General Fund and made available for expenditure by the Department of Public Health for the expenses of the testing required under sections 19a-55 and 19a-59 for the fiscal year ending June 30, 2018.

[(b) Five hundred thousand dollars of the amount collected pursuant to section 19a-55, in each fiscal year, shall be credited to the newborn screening account, and be available for expenditure by the Department of Public Health for the expenses of the testing required by sections 19a-55 and 19a-59.**]**

Sec. 679. Section 16-331hh of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

Notwithstanding the provisions of subsection (b) of section 16-331bb, the sum of **[**$3,000,000**]** five million dollars shall be transferred from the municipal video competition trust account and credited to the resources of the General Fund for the fiscal year ending June 30, **[**2016**]** 2018, and each fiscal year thereafter.

Sec. 680. (NEW) (*Effective from passage*) Notwithstanding the provisions of section 16-331cc of the general statutes, the sum of three million five hundred thousand dollars shall be transferred from the public, educational and governmental programming and education technology investment account and credited to the resources of the General Fund for the fiscal year ending June 30, 2018, and each fiscal year thereafter.

Sec. 681. (*Effective from passage*) Notwithstanding the provisions of

section 14-50b of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $2,000,000 shall be transferred from the school bus seat belt account and credited to the resources of the General Fund for each said fiscal year.

Sec. 682. (*Effective from passage*) Notwithstanding the provisions of section 22a-200c of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $10,000,000 shall be transferred from the Regional Greenhouse Gas account and credited to the resources of the General Fund for each said fiscal year.

Sec. 683. (*Effective from passage*) Notwithstanding the provisions of section 16-245m of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $63,500,000 shall be transferred from the Energy Conservation and Loan Management Fund and credited to the resources of the General Fund for each said fiscal year.

Sec. 684. (*Effective from passage*) Notwithstanding the provisions of section 16-48a of the general statutes, the sum of $2,500,000 shall be transferred from the Consumer Counsel and Public Utility Control Fund and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 685. (*Effective from passage*) Notwithstanding the provisions of section 16-245n of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $14,000,000 shall be transferred from the Clean Energy Fund and credited to the resources of the General Fund for each said fiscal year.

Sec. 686. (*Effective from passage*) Notwithstanding the provisions of section 10a-180 of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $900,000 shall be transferred from the State of Connecticut Health and Educational Facilities Authority, established pursuant to section 10a-179 of the general

statutes, and credited to the resources of the General Fund for each said fiscal year.

Sec. 687. (*Effective from passage*) Notwithstanding any provision of the general statutes, the following sums shall be transferred from the Banking Fund, established pursuant to section 36a-65 of the general statutes, and credited to the resources of the General Fund: (1) For the fiscal year ending June 30, 2018, the sum of $11,200,000; and (2) for the fiscal year ending June 30, 2019, the sum of $9,200,000.

Sec. 688. (*Effective from passage*) Notwithstanding the provisions of section 14-164m of the general statutes, the sum of $1,500,000 shall be transferred from the Emissions Enterprise Fund and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 689. (*Effective from passage*) Notwithstanding the provisions of section 4d-9 of the general statutes, the sum of $3,000,000 shall be transferred from the Technical Services Revolving Fund and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 690. (*Effective from passage*) Notwithstanding any provision of the general statutes, the sum of $1,000,000 shall be transferred from the correctional commissaries account, administered by the Department of Correction, and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 691. (*Effective from passage*) Notwithstanding any provision of the general statutes, the sum of $1,000,000 shall be transferred from the correctional industries account, administered by the Department of Correction, and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 692. (*Effective from passage*) Notwithstanding the provisions of section 4d-82a of the general statutes, the sum of $1,000,000 shall be

transferred from the Ed-Net account, and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 693. (*Effective from passage*) Notwithstanding any provision of the general statutes, the sum of $8,300,000 shall be transferred from the probation transition-technical violation account, administered by the Judicial Department, and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 694. (*Effective from passage*) Notwithstanding any provision of the general statutes, the sum of $5,000,000 shall be transferred from the tobacco litigation settlement account, administered by the Office of Policy and Management, and credited to the resources of the General Fund for the fiscal year ending June 30, 2018.

Sec. 695. (*Effective from passage*) Notwithstanding any provision of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $100,000 shall be transferred from the Judicial Data Processing Revolving Fund, established pursuant to section 51-5b of the general statutes, and credited to the resources of the General Fund for each said fiscal year.

Sec. 696. (*Effective from passage*) Notwithstanding any provision of the general statutes, the following sums shall be transferred from the Passport to the Parks account, established pursuant to section 331 of this act, and credited to the resources of the General Fund: (1) For the fiscal year ending June 30, 2018, the sum of $2,600,000; and (2) for the fiscal year ending June 30, 2019, the sum of $5,000,000.

Sec. 697. (*Effective from passage*) Notwithstanding the provisions of section 4-66aa of the general statutes, for the fiscal years ending June 30, 2018, and June 30, 2019, the sum of $5,000,000 shall be transferred from the community investment account and credited to the resources of the General Fund for each said fiscal year.

Sec. 698. (*Effective from passage*) Notwithstanding the provisions of section 4-30a of the general statutes, after the accounts for the fiscal year ending June 30, 2018, are closed, the Comptroller shall credit $17,800,000 of the unappropriated surplus to the resources of the General Fund for the fiscal year ending June 30, 2019, and shall transfer any remaining amount of such unappropriated surplus in accordance with law.

Sec. 699. Section 12-71e of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Notwithstanding the provisions of any special act, municipal charter or home rule ordinance, **[**for the assessment year commencing October 1, 2015, and each assessment year thereafter, each municipality and district shall tax motor vehicles in accordance with this section. Notwithstanding any mill rate for motor vehicles set by a municipality before June 2, 2016, for the assessment year commencing October 1, 2015, the mill rate for motor vehicles shall not exceed 37 mills, except in the case of a municipality that set a mill rate before June 2, 2016, for motor vehicles of 32 mills for the assessment year commencing October 1, 2015, the mill rate for motor vehicles shall be the lesser of 37 mills, the mill rate set before June 2, 2016, for real property and personal property other than motor vehicles for such municipality for the assessment year commencing October 1, 2015, or a mill rate for motor vehicles set by a municipality after June 2, 2016, that is less than 37 mills. For the assessment year commencing October 1, 2016, and each assessment year thereafter**]** (1) for the assessment year commencing October 1, 2016, the mill rate for motor vehicles shall not exceed **[**32**]** 39 mills, and (2) for the assessment year commencing October 1, 2017, and each assessment year thereafter, the mill rate for motor vehicles shall not exceed 45 mills.

(b) Any municipality or district may establish a mill rate for motor vehicles that is different from its mill rate for real property and

personal property other than motor vehicles to comply with the provisions of this section. No district or borough may set a motor vehicle mill rate that if combined with the motor vehicle mill rate of the town, city, consolidated town and city or consolidated town and borough in which such district or borough is located would result in a combined motor vehicle mill rate **[**(1) above 37 mills for the assessment year commencing October 1, 2015, provided in the case of a district or borough that set a mill rate before June 2, 2016, for motor vehicles that if combined with the motor vehicle mill rate of the municipality in which such district or borough is located resulted in a combined motor vehicle mill rate of 32 mills for the assessment year commencing October 1, 2015, the mill rate on motor vehicles for any such district or borough for such assessment year shall be the lesser of (A) a mill rate for motor vehicles that if combined with the motor vehicle mill rate of the municipality in which such district or borough is located would result in a combined motor vehicle mill rate of 37, (B) the mill rate set before June 2, 2016, for the assessment year commencing October 1, 2015, on real property and personal property other than motor vehicles for such borough or district, or (C) a mill rate for motor vehicles set by a borough or district after June 2, 2016, that is less than 37 mills when combined with the motor vehicle mill rate of the municipality in which such district or borough is located, or (2) above 32 mills for the assessment year commencing October 1, 2016, and each assessment year thereafter**]** (1) above 39 mills for the assessment year commencing October 1, 2016, or (2) above 45 mills for the assessment year commencing October 1, 2017, and each assessment year thereafter.

(c) Notwithstanding the provisions of any special act, municipal charter or home rule ordinance, a municipality or district that set a motor vehicle mill rate prior to the effective date of this section, for the assessment year commencing October 1, 2016, may, by vote of its legislative body, or if the legislative body is a town meeting, the board of selectman, revise such mill rate to meet the requirements of this

section, provided such revision occurs not later than December 15, 2017.

(d) Notwithstanding the provisions of section 12-112, any board of assessment appeals of a municipality that mailed or distributed, prior to the effective date of this section, bills to taxpayers for motor vehicle property taxes based on assessments made for the assessment year commencing October 1, 2016, shall hear or entertain any appeals related to such assessments not later than December 15, 2017.

(e) For the purposes of this section, "municipality" means any town, city, borough, consolidated town and city, consolidated town and borough and "district" means any district, as defined in section 7-324.

Sec. 700. Subsections (a) to (c), inclusive, of section 4-66*l* of the general statutes are repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) For the purposes of this section:

(1) "FY 15 mill rate" means the mill rate a municipality uses during the fiscal year ending June 30, 2015;

(2) "Mill rate" means, unless otherwise specified, the mill rate a municipality uses to calculate tax bills for motor vehicles;

(3) "Municipality" means any town, city, consolidated town and city or consolidated town and borough. "Municipality" includes a district for the purposes of subdivision (1) of subsection (d) of this section;

(4) "Municipal spending" means:

Municipal spending for the fiscal year	–	Municipal spending for the fiscal year

$$\frac{\text{prior to the current fiscal year} \quad \text{two years prior to the current year}}{\text{Municipal spending for the fiscal year two years prior to the current year}} \times 100 = \text{Municipal spending;}$$

(5) "Per capita distribution" means:

$$\frac{\text{Municipal population}}{\text{Total state population}} \times \text{Sales tax revenue} = \text{Per capita distribution;}$$

(6) "Pro rata distribution" means:

$$\frac{\text{Municipal weighted mill rate calculation}}{\text{Sum of all municipal weighted mill rate calculations combined}} \times \text{Sales tax revenue} = \text{Pro rata distribution;}$$

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

(8) "Municipal population" means the number of persons in a municipality according to the most recent estimate of the Department of Public Health;

(9) "Total state population" means the number of persons in this state according to the most recent estimate published by the

Department of Public Health;

(10) "Weighted mill rate" means a municipality's FY 15 mill rate divided by the average of all municipalities' FY 15 mill rate;

(11) "Weighted mill rate calculation" means per capita distribution multiplied by a municipality's weighted mill rate;

(12) "Sales tax revenue" means the moneys in the account remaining for distribution pursuant to subdivision (6) of subsection (b) of this section;

(13) "District" means any district, as defined in section 7-324; and

(14) "Secretary" means the Secretary of the Office of Policy and Management.

(b) There is established an account to be known as the "municipal revenue sharing account" which shall be a separate, nonlapsing account within the General Fund. The account shall contain any moneys required by law to be deposited in the account. The secretary shall set aside and ensure availability of moneys in the account in the following order of priority and shall transfer or disburse such moneys as follows:

(1) Ten million dollars for the fiscal year ending June 30, 2016, shall be transferred not later than April fifteenth for the purposes of grants under section 10-262h;

(2) For the fiscal year ending June 30, 2018, and each fiscal year thereafter, moneys sufficient to make motor vehicle property tax grants payable to municipalities pursuant to subsection (c) of this section shall be expended not later than August first annually by the secretary;

(3) For the fiscal year ending June 30, 2018, and each fiscal year

thereafter, moneys sufficient to make the grants payable from the select payment in lieu of taxes grant account established pursuant to section 12-18c shall annually be transferred to the select payment in lieu of taxes account in the Office of Policy and Management;

(4) For the fiscal years ending June 30, 2018, and June 30, 2019, moneys sufficient to make the municipal revenue sharing grants payable to municipalities pursuant to subdivision (2) of subsection (d) of this section shall be expended not later than October thirty-first annually by the secretary;

(5) For the fiscal year ending June 30, 2018, and each fiscal year thereafter, seven million dollars shall be expended for the purposes of the regional services grants pursuant to subsection (e) of this section to the regional councils of governments; and

(6) For the fiscal year ending June 30, 2020, and each fiscal year thereafter, moneys in the account remaining shall be expended annually by the secretary for the purposes of the municipal revenue sharing grants established pursuant to subsection (f) of this section. Any such moneys deposited in the account for municipal revenue sharing grants between October first and June thirtieth shall be distributed to municipalities on the following October first and any such moneys deposited in the account between July first and September thirtieth shall be distributed to municipalities on the following January thirty-first. Any municipality may apply to the Office of Policy and Management on or after July first for early disbursement of a portion of such grant. The Office of Policy and Management may approve such an application if it finds that early disbursement is required in order for a municipality to meet its cash flow needs. No early disbursement approved by said office may be issued later than September thirtieth.

(c) (1) For the fiscal year ending June 30, 2018, **[**and each fiscal year

thereafter,] motor vehicle property tax grants to municipalities that impose mill rates on real property and personal property other than motor vehicles greater than [32] 39 mills or that, when combined with the mill rate of any district located within the municipality, impose mill rates greater than [32] 39 mills, shall be made in an amount equal to the difference between the amount of property taxes levied by the municipality and any district located within the municipality on motor vehicles for the assessment year commencing October 1, 2013, and the amount such levy would have been if the mill rate on motor vehicles for said assessment year was [32] 39 mills.

(2) For the fiscal year ending June 30, 2019, and each fiscal year thereafter, motor vehicle property tax grants to municipalities that impose mill rates on real property and personal property other than motor vehicles greater than 45 mills or that, when combined with the mill rate of any district located within the municipality, impose mill rates greater than 45 mills, shall be made in an amount equal to the difference between the amount of property taxes levied by the municipality and any district located within the municipality on motor vehicles for the assessment year commencing October 1, 2013, and the amount such levy would have been if the mill rate on motor vehicles for said assessment year was 45 mills.

(3) Not later than fifteen calendar days after receiving a property tax grant pursuant to this section, the municipality shall disburse to any district located within the municipality the amount of any such property tax grant that is attributable to the district.

Sec. 701. (NEW) (*Effective from passage*) (a) As used in this section, (1) "accumulated credits" means the amount of credits allowed, in accordance with the provisions of section 12-217n of the general statutes, that have not been taken through an applicant's last income year completed prior to the date of an application submitted as provided in subsection (b) of this section, and (2) "commissioner"

means the Commissioner of Economic and Community Development.

(b) The commissioner shall establish and administer a program to allow businesses in the state to utilize accumulated credits against the tax imposed under chapters 208 and 219 of the general statutes in exchange for capital projects, planned or underway, in the state that propose to (1) expand the scale or scope of such business, (2) increase employment at such business, or (3) generate a substantial return to the state economy. A business seeking to utilize accumulated credits under this section shall submit to the commissioner, on forms provided by the commissioner, an application that shall include, but not be limited to: (A) A detailed plan outlining the capital project, (B) the term of such project, (C) the estimated costs of such project, and (D) the amount of accumulated credits the business proposes it be allowed to utilize under this section. The commissioner shall perform an econometric analysis of each application and shall only approve an application if he or she determines that such project will generate revenues for the state that exceed the amount of the accumulated credits proposed to be utilized. The amount of such accumulated credits shall be subject to confirmation, in accordance with the provisions of title 12 of the general statutes, by the Commissioner of Revenue Services in consultation with the commissioner.

(c) The commissioner shall determine, in consultation with the Commissioner of Revenue Services and the Secretary of the Office of Policy and Management, when such accumulated credits may be utilized by the business, provided the commissioner shall not approve the utilization of the accumulated credits until the capital project under subsection (b) of this section generates revenues for the state that exceed the amount of the accumulated credits proposed to be utilized.

(d) The total amount of accumulated credits used under this section, at full value, and the investments made under section 702 of this act shall not exceed fifty million dollars in the aggregate.

(e) The commissioner may adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, to implement the provisions of this section.

(f) Not later than February 1, 2019, and annually thereafter, the commissioner shall include in the annual report required under section 32-1m of the general statutes: (1) Information on the number of applications received and the number of applications approved under this section; (2) the status of the capital projects associated with such approved applications; (3) the amount of accumulated credits that are proposed to be utilized under this section; and (4) (A) the amount and type of state revenue generated in connection with each such capital project to date, and (B) the projected amount and type of such revenue for the five succeeding fiscal years after completion of such capital project.

Sec. 702. (NEW) (*Effective from passage*) (a) As used in this section, (1) "accumulated credits" means credits allowed under sections 12-217j and 12-217n of the general statutes that have not been taken through the last income year completed prior to the date of an auction under this section, (2) "commissioner" means the Commissioner of Economic and Community Development, and (3) "chief executive officer" means the chief executive officer of Connecticut Innovations, Incorporated.

(b) (1) The commissioner, in consultation with the Commissioner of Revenue Services and the chief executive officer, shall hold an innovation investment fund tax credit auction, at such time and as frequently as the commissioner deems appropriate and effective, to allow taxpayers with accumulated credits to utilize such credits in exchange for making an investment as provided under subsection (c) of this section.

(2) For each tax credit auction, the commissioner shall specify, in consultation with the chief executive officer, the deadline for

submitting a bid, the minimum number of cents for each dollar of accumulated credit that may be bid and the information required to be included with such bid. Each bidder shall submit a sealed bid and the commissioner shall select, in consultation with the chief executive officer, the winning bid or bids based upon the amounts of accumulated credits the bidder proposes to exchange, the amounts the bidder proposes to invest for such exchange and any other criteria the commissioner and the chief executive officer deem appropriate to evaluate the bids.

(c) The commissioner shall invest the amounts received from the winning bidder or bidders in the winning bidder's corporate venture fund, subject to the following requirements:

(1) All investments shall be made under the advisement of a representative of Connecticut Innovations, Incorporated, who is a member of the corporate venture fund's investment committee;

(2) The amount invested in a corporate venture fund pursuant to this subsection shall be not less than five million dollars and not more than ten million dollars;

(3) All such amounts invested shall be invested in (A) start-up businesses located in the state, or (B) spin-off companies located in the state from the bidder's research and development department;

(4) The portion of profits attributable to such investments shall be divided equally between the state and the bidder and the state's share shall be deposited in the General Fund; and

(5) The bidder agrees to reinvest the bidder's profits attributable to such investments in the bidder's corporate venture fund.

(d) In lieu of holding a tax credit auction under subsection (b) of this section, the commissioner, in consultation with the chief executive

officer, may enter into an agreement with a taxpayer with accumulated credits to allow such taxpayer to utilize such credits in exchange for making an investment as provided under subsection (c) of this section. The requirements applicable to investments under said subsection (c) shall apply to investments made pursuant to an agreement under this subsection, except that the number of cents for each dollar of accumulated credit may be negotiated by the commissioner, in consultation with the Commissioner of Revenue Services, and the taxpayer.

(e) The commissioner shall continue to hold tax credit auctions pursuant to subsection (b) of this section or proactively seek agreements under subsection (d) of this section, or both, until a minimum of two deals with different corporate venture funds are reached, provided nothing in this subsection shall be construed to prohibit the commissioner from continuing to hold such auctions or enter into such agreements after two deals have been reached.

(f) The total amount of investments made under this section and the accumulated credits used under section 701 of this act, at full value, shall not exceed fifty million dollars in the aggregate.

(g) (1) On and after July 1, 2020, the credits allowed under this section may be claimed against the tax imposed under chapter 219 of the general statutes or, notwithstanding the limits imposed under section 12-217zz of the general statutes, chapter 208 of the general statutes, with respect to the following income years of the taxpayer: (A) With respect to the income year in which the taxpayer made the investment required under this section and the next succeeding income year, zero per cent; and (B) with respect to the second full income year succeeding the year in which the taxpayer made the investment required under this section, an amount and on a schedule for such second full income year and next succeeding income years as agreed to by the commissioner, in consultation with the Commissioner

of Revenue Services, and the taxpayer that made the investment.

(2) Credits allowed under this section may be sold, assigned or otherwise transferred, in whole or in part.

(h) Tax credit auctions and agreements under this section may be held or entered into for five years after the date the first such auction or agreement is held or entered into, whichever is earlier.

Sec. 703. Section 12-217zz of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Notwithstanding any other provision of law, and except as otherwise provided in subsection (b) of this section <u>and sections 701 and 702 of this act</u>, the amount of tax credit or credits otherwise allowable against the tax imposed under this chapter shall be as follows:

(1) For any income year commencing on or after January 1, 2002, and prior to January 1, 2015, the amount of tax credit or credits otherwise allowable shall not exceed seventy per cent of the amount of tax due from such taxpayer under this chapter with respect to any such income year of the taxpayer prior to the application of such credit or credits;

(2) For any income year commencing on or after January 1, 2015, the amount of tax credit or credits otherwise allowable shall not exceed fifty and one one-hundredths per cent of the amount of tax due from such taxpayer under this chapter with respect to any such income year of the taxpayer prior to the application of such credit or credits;

(3) Notwithstanding the provisions of subdivision (2) of this subsection, any taxpayer that possesses excess credits may utilize the excess credits as follows:

(A) For income years commencing on or after January 1, 2016, and prior to January 1, 2017, the aggregate amount of tax credits and excess credits allowable shall not exceed fifty-five per cent of the amount of tax due from such taxpayer under this chapter with respect to any such income year of the taxpayer prior to the application of such credit or credits;

(B) For income years commencing on or after January 1, 2017, and prior to January 1, 2018, the aggregate amount of tax credits and excess credits allowable shall not exceed sixty per cent of the amount of tax due from such taxpayer under this chapter with respect to any such income year of the taxpayer prior to the application of such credit or credits;

(C) For income years commencing on or after January 1, 2018, and prior to January 1, 2019, the aggregate amount of tax credits and excess credits allowable shall not exceed sixty-five per cent of the amount of tax due from such taxpayer under this chapter with respect to any such income year of the taxpayer prior to the application of such credit or credits;

(D) For income years commencing on or after January 1, 2019, the aggregate amount of tax credits and excess credits allowable shall not exceed seventy per cent of the amount of tax due from such taxpayer under this chapter with respect to any such income year of the taxpayer prior to the application of such credit or credits;

(4) For purposes of this subsection, "excess credits" means any remaining credits available under section 12-217j, 12-217n or 32-9t after tax credits are utilized in accordance with subdivision (2) of this subsection.

(b) (1) For an income year commencing on or after January 1, 2011, and prior to January 1, 2013, the amount of tax credit or credits

otherwise allowable against the tax imposed under this chapter for such income year may exceed the amount specified in subsection (a) of this section only by the amount computed under subparagraph (A) of subdivision (2) of this subsection, provided in no event may the amount of tax credit or credits otherwise allowable against the tax imposed under this chapter for such income year exceed one hundred per cent of the amount of tax due from such taxpayer under this chapter with respect to such income year of the taxpayer prior to the application of such credit or credits.

(2) (A) The taxpayer's average monthly net employee gain for an income year shall be multiplied by six thousand dollars.

(B) The taxpayer's average monthly net employee gain for an income year shall be computed as follows: For each month in the taxpayer's income year, the taxpayer shall subtract from the number of its employees in this state on the last day of such month the number of its employees in this state on the first day of its income year. The taxpayer shall total the differences for the twelve months in such income year, and such total, when divided by twelve, shall be the taxpayer's average monthly net employee gain for the income year. For purposes of this computation, only employees who are required to work at least thirty-five hours per week and only employees who were not employed in this state by a related person, as defined in section 12-217ii, within the twelve months prior to the first day of the income year may be taken into account in computing the number of employees.

(C) If the taxpayer's average monthly net employee gain is zero or less than zero, the taxpayer may not exceed the seventy per cent limit imposed under subsection (a) of this section.

Sec. 704. Section 4-30a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) All revenue in excess of three billion one hundred fifty million dollars received by the state each fiscal year from estimated and final payments of the personal income tax imposed under chapter 229 shall be transferred by the Treasurer to a special fund to be known as the Budget Reserve Fund.

[(a)] (b) After the accounts for the General Fund have been closed for each fiscal year and the Comptroller has determined the amount of unappropriated surplus in said fund, after any amounts required by provision of law to be transferred for other purposes have been deducted, the amount of such surplus shall be transferred by the [State] Treasurer to [a special fund to be known as] the Budget Reserve Fund. [When]

(c) (1) (A) Whenever the amount in [said fund] the Budget Reserve Fund equals [ten] fifteen per cent of the net General Fund appropriations for the current fiscal year, [in progress,] no further transfers shall be made by the Treasurer to [said fund] the Budget Reserve Fund and the amount of such [surplus] funds in excess of that transferred to said fund shall be deemed to be appropriated, as selected by the Treasurer in the best interests of the state, to (i) the State Employees Retirement Fund, in addition to the contributions required pursuant to section 5-156a, but not exceeding five per cent of the unfunded past service liability of the state employees retirement system as set forth in the most recent actuarial valuation certified by the State Employee Retirement Commission, or (ii) the Teachers' Retirement Fund, in addition to the payments required pursuant to section 10-183z, but not exceeding five per cent of the unfunded past service liability of the teachers' retirement system as set forth in the most recent actuarial valuation prepared for the Teachers' Retirement Board. [Such]

(B) Any surplus in excess of the amounts transferred to the Budget Reserve Fund and the state employees retirement system or the

teachers' retirement system, as applicable, shall be deemed to be appropriated for: [(1)] (i) Redeeming prior to maturity any outstanding indebtedness of the state selected by the Treasurer in the best interests of the state; [(2)] (ii) purchasing outstanding indebtedness of the state in the open market at such prices and on such terms and conditions as the Treasurer shall determine to be in the best interests of the state for the purpose of extinguishing or defeasing such debt; [(3)] (iii) providing for the defeasance of any outstanding indebtedness of the state selected by the Treasurer in the best interests of the state by irrevocably placing with an escrow agent in trust an amount to be used solely for, and sufficient to satisfy, scheduled payments of both interest and principal on such indebtedness; (iv) making additional payments towards unfunded past service liability of the state employees retirement system or of the teachers' retirement system, as selected by the Treasurer in the best interests of the state, or [(4)] (v) any combination of these methods. Pending the use or application of such amount for the payment of interest and principal, such amount may be invested in [(A)] (I) direct obligations of the United States government, including state and local government treasury securities that the United States Treasury issues specifically to provide state and local governments with required cash flows at yields that do not exceed Internal Revenue Service arbitrage limits, [(B)] (II) obligations guaranteed by the United States government, and [(C)] (III) securities backed by United States government obligations as collateral and for which interest and principal payments on the collateral generally flow immediately through to the security holder.

(2) Whenever the amount in the Budget Reserve Fund equals five per cent or more of the net General Fund appropriations for the current fiscal year, the General Assembly may transfer funds in excess of the five per cent threshold from the Budget Reserve Fund, for the purpose of paying unfunded past service liability of the state employees retirement system or of the teachers' retirement system as

the General Assembly, in consultation with the Treasurer, determines to be in the best interests of the state. Such payments shall be in addition to any other contributions or payments required pursuant to section 5-156a or 10-183z or subdivision (1) of this section.

[(b)] (d) Moneys in [said] the Budget Reserve Fund shall be expended only as provided in this subsection and subdivision (2) of subsection (c) of this section. [When]

(1) Whenever in any fiscal year the Comptroller has determined the amount of a deficit applicable with respect to the immediately preceding fiscal year, to the extent necessary, the amount of funds credited to [said] the Budget Reserve Fund shall be deemed to be appropriated for purposes of funding such deficit.

(2) The General Assembly may transfer funds from the Budget Reserve Fund to the General Fund if any consensus revenue estimate maintained or revised pursuant to section 2-36c for the current biennium projects a decline in General Fund revenues for the current biennium of one per cent or more from the total amount of General Fund estimated revenue on which the budget act or any adjusted appropriation and revenue plan, enacted by the General Assembly for the current biennium, was based. Any such transfer may be made at any time during the remainder of the current biennium.

(3) The General Assembly may transfer funds from the Budget Reserve Fund to the General Fund if the consensus revenue estimate maintained or revised not later than April thirtieth annually pursuant to section 2-36c projects a decline in General Fund revenues, in either year or both years of the biennium immediately following such consensus revenue estimate, of one per cent or more from the total of General Fund appropriations for the current year. Any such transfer shall be made in the fiscal year for which such deficit is projected.

[(c)**]** (e) The Treasurer is authorized to invest all or any part of said fund in accordance with the provisions of section 3-31a. The interest derived from the investment of said fund shall be credited to the General Fund.

Sec. 705. (NEW) (*Effective from passage*) (a) In addition to the provisions of section 2-33a of the general statutes, on and after July 1, 2019, except as provided in subsection (b) of this section, the General Assembly shall not authorize General Fund and Special Transportation Fund appropriations for any fiscal year in an amount that, in the aggregate, exceeds the percentage of the statement of estimated revenue passed pursuant to subsection (b) of section 2-35 of the general statutes for each fiscal year indicated as follows:

Fiscal Year Ending June 30,	Percentage of Estimated Revenue
2020	99.5
2021	99.25
2022	99
2023	98.75
2024	98.5
2025	98.25
2026, and each fiscal year thereafter	98

(b) The General Assembly may authorize General Fund and Special Transportation Fund appropriations for any fiscal year in an amount that, in the aggregate, exceeds the percentage of estimated revenue specified in subsection (a) of this section for such fiscal year, if:

(1) (A) The Governor declares an emergency or the existence of extraordinary circumstances and at least three-fifths of the members of

each house of the General Assembly vote to exceed such percentage for the purposes of such emergency or extraordinary circumstances, and (B) any such appropriation is for the fiscal year in progress only. Any such declaration shall specify the nature of such emergency or circumstances; or

(2) Each house of the General Assembly approves by majority vote any such appropriation for purposes of an adjusted appropriation and revenue plan.

Sec. 706. Section 3-20 of the general statutes is amended by adding subsection (aa) as follows (*Effective May 15, 2018*):

(NEW) (aa) (1) For each fiscal year during which general obligation bonds or credit revenue bonds issued on and after May 15, 2018, and prior to July 1, 2020, shall be outstanding, the state of Connecticut shall comply with the provisions of (A) section 4-30a of the general statutes, revision of 1958, revised to January 1, 2017, as amended by section 704 of this act, (B) section 705 of this act in effect on the effective date of said section 705, (C) section 2-33a of the general statutes, revision of 1958, revised to January 1, 2017, as amended by section 709 of this act, (D) subsections (d) and (g) of this section, revision of 1958, revised to January 1, 2017, as amended by sections 710 and 711 of this act, and (E) section 3-21 of the general statutes, revision of 1958, revised to January 1, 2017, as amended by section 712 of this act. The state of Connecticut does hereby pledge to and agree with the holders of any bonds, notes and other obligations issued pursuant to subdivision (2) of this subsection that no public or special act of the General Assembly taking effect on or after May 15, 2018, and prior to July 1, 2028, shall alter the obligation to comply with the provisions of the sections and subsections set forth in subparagraphs (A) to (E), inclusive, of this subdivision, until such bonds, notes or other obligations, together with the interest thereon, are fully met and discharged, provided nothing in this subsection shall preclude such alteration (i) if and when adequate

provision shall be made by law for the protection of the holders of such bonds, or (ii) (I) if and when the Governor declares an emergency or the existence of extraordinary circumstances, in which the provisions of section 4-85 of the general statutes are invoked, (II) at least three-fifths of the members of each chamber of the General Assembly vote to alter such required compliance during the fiscal year for which the emergency or existence of extraordinary circumstances are determined, and (III) any such alteration is for the fiscal year in progress only.

(2) The Treasurer shall include this pledge and undertaking in general obligation bonds and credit revenue bonds issued on or after May 15, 2018, and prior to July 1, 2020, provided such pledge and undertaking (A) shall be applicable for a period of ten years from the date of first issuance of such bonds, and (B) shall not apply to refunding bonds issued for bonds issued under this subdivision.

Sec. 707. Section 2-35 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) All bills carrying or requiring appropriations and favorably reported by any other committee, except for payment of claims against the state, shall, before passage, be referred to the joint standing committee of the General Assembly having cognizance of matters relating to appropriations and the budgets of state agencies, unless such reference is dispensed with by a vote of at least two-thirds of each house of the General Assembly. Resolutions paying the contingent expenses of the Senate and House of Representatives shall be referred to said committee. Said committee may originate and report any bill which it deems necessary and shall, in each odd-numbered year, report such appropriation bills as it deems necessary for carrying on the departments of the state government and for providing for such institutions or persons as are proper subjects for state aid under the provisions of the statutes, for the ensuing biennium. In each even-

numbered year, the committee shall originate and report at least one bill which adjusts expenditures for the ensuing fiscal year in such manner as it deems appropriate. Each appropriation bill shall specify the particular purpose for which appropriation is made and shall be itemized as far as practicable. The state budget act may contain any legislation necessary to implement its appropriations provisions, provided no other general legislation shall be made a part of such act.

(b) (1) The state budget act passed by the legislature for funding the expenses of operations of the state government in the ensuing biennium shall contain a statement of estimated revenue, based upon the most recent consensus revenue estimate or the revised consensus revenue estimate issued pursuant to section 2-36c, itemized by major source, for each appropriated fund, **[.]** and supplied by the joint standing committee of the General Assembly having cognizance of matters relating to state finance, revenue and bonding. Commencing in the fiscal year ending June 30, 2018:

(A) Such itemization shall include the estimate for each major component of the personal income tax imposed pursuant to chapter 229 as follows: Withholding payments and estimated and final payments; and

(B) Commencing with the consensus revenue estimate or revised consensus revenue estimate maintained or revised not later than November 10, 2017, each consensus revenue estimate or revised consensus revenue estimate shall include a line item designated as the volatility adjustment that reflects the amount of the estimated transfer pursuant to subsection (a) of section 4-30a.

(2) The statement of estimated revenue applicable to each such fund shall include, for any fiscal year, an estimate of total revenue with respect to such fund, which amount shall be reduced by **[**(1)**]** (A) an estimate of total refunds of taxes to be paid from such revenue in

accordance with the authorization in section 12-39f, and [(2)] (B) an estimate of total refunds of payments to be paid from such revenue in accordance with the provisions of sections 3-70a and 4-37. [Such statement of estimated revenue, including the estimated refunds of taxes to be offset against such revenue, shall be supplied by the joint standing committee of the General Assembly having cognizance of matters relating to state finance, revenue and bonding.]

(3) The total estimated revenue for each fund, as adjusted in accordance with this section, shall not be less than the total net appropriations made from each fund plus, for the fiscal year ending June 30, 2014, and each fiscal year thereafter, the amount necessary to extinguish any unassigned negative balance in each budgeted fund as addressed in the most recently issued annual report of the Comptroller published in accordance with section 3-115. On or before July first of each fiscal year, [said committee] the joint standing committee of the General Assembly having cognizance of matters relating to state finance, revenue and bonding shall, if any revisions in such estimates are required by virtue of legislative amendments to the revenue measures proposed by said committee, changes in conditions or receipt of new information since the original estimate was supplied, meet and revise such estimates and, through its cochairpersons, report to the Comptroller any such revisions.

(c) If the state budget act passed by the legislature for funding the expenses of operations of the state government in the ensuing biennium or making adjustments to a previously adopted biennial budget contains state-wide budgeted reductions not allocated by a budgeted agency, such act shall specify the amount of such budgeted reductions to be achieved in each branch of state government.

Sec. 708. Subsection (a) of section 2-36c of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Not later than November tenth annually, the Secretary of the Office of Policy and Management and the director of the legislative Office of Fiscal Analysis shall issue the consensus revenue estimate for the current biennium and the next ensuing three fiscal years. Such revenue shall be itemized in accordance with the provisions of subsection (b) of section 2-35. If no agreement on a revenue estimate is reached by November tenth, (1) the Secretary of the Office of Policy and Management and the director of the legislative Office of Fiscal Analysis shall each issue an estimate of state revenues for the current biennium and the next ensuing three fiscal years, and (2) the Comptroller shall, not later than November twentieth, issue the consensus revenue estimate for the current biennium and the next ensuing three fiscal years. In issuing the consensus revenue estimate required by this subsection, the Comptroller shall consider such revenue estimates provided by the Office of Policy and Management and the legislative Office of Fiscal Analysis, and shall issue the consensus revenue estimate based on such revenue estimates, in an amount that is equal to or between such revenue estimates.

Sec. 709. Section 2-33a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) The General Assembly shall not authorize an increase in general budget expenditures for any fiscal year above the amount of general budget expenditures authorized for the previous fiscal year by a percentage which exceeds the greater of the percentage increase in personal income or the percentage increase in inflation, unless the Governor declares an emergency or the existence of extraordinary circumstances and at least three-fifths of the members of each house of the General Assembly vote to exceed such limit for the purposes of such emergency or extraordinary circumstances. Any such declaration shall specify the nature of such emergency or circumstances and may provide that such proposed additional expenditures shall not be

considered general budget expenditures for the current fiscal year for the purposes of determining general budget expenditures for the ensuing fiscal year and any act of the General Assembly authorizing such expenditures may contain such provision.

(b) As used in this section: **[**, "increase in personal income"**]**

(1) "Increase in personal income" means the **[**average of the annual increase in**]** compound annual growth rate of personal income in the state **[**for each of**]** over the preceding five calendar years, **[**according to**]** using data reported by United States Bureau of Economic Analysis; **[**data; "increase in inflation"**]**

(2) "Increase in inflation" means the increase in the consumer price index for all urban consumers, all items, less food and energy, during the preceding **[**twelve-month period, according to**]** calendar year, calculated on a December over December basis, using data reported by the United States Bureau of Labor Statistics; **[**data;**]** and **[**"general budget expenditures"**]**

(3) "General budget expenditures" means expenditures from appropriated funds authorized by public or special act of the General Assembly, provided **[**(1)**]** (A) general budget expenditures shall not include expenditures for payment of the principal of and interest on bonds, notes or other evidences of indebtedness, expenditures pursuant to section 4-30a, or **[**current or increased expenditures for statutory grants to distressed municipalities, provided such grants are in effect on July 1, 1991, and (2)**]** expenditures of any federal funds granted to the state or its agencies, (B) expenditures for the implementation of federal mandates or court orders shall not be considered general budget expenditures for the first fiscal year in which such expenditures are authorized, but shall be considered general budget expenditures for such year for the purposes of determining general budget expenditures for the ensuing fiscal year,

(C) expenditures for federal programs in which the state is participating on the effective date of this section for which the state receives federal matching funds shall be considered general budget expenditures, but expenditures for federal programs in which the state commences participation after the effective date of this section for which the state receives federal matching funds shall not be considered general budget expenditures for the first fiscal year in which such expenditures are authorized, but shall be considered general budget expenditures for such year for the purposes of determining general budget expenditures for the ensuing fiscal year, (D) for the fiscal years ending June 30, 2018, to June 30, 2022, inclusive, general budget expenditures shall not include annual expenditures for the payment of the portion of the actuarially determined employer contribution representing the unfunded liability for that fiscal year of any retirement system, other than the teachers' retirement system, or any alternative retirement program administered by the State Employees Retirement Commission, and (E) for the fiscal years ending June 30, 2018, to June 30, 2026, inclusive, general budget expenditures shall not include annual expenditures for the payment of the portion of the actuarially determined employer contribution representing the unfunded liability for that fiscal year of the teachers' retirement system. As used in this section, "federal mandates" means those programs or services in which the state must participate, or in which the state participated on July 1, 1991, and in which the state must meet federal entitlement and eligibility criteria in order to receive federal reimbursement, provided expenditures for program or service components which are optional under federal law or regulation shall be considered general budget expenditures.

(c) A base year adjustment shall be made in any fiscal year in which (1) any expenditure funded in the previous fiscal year by an appropriation is funded in the current fiscal year by either state bonding, a revenue intercept or a nonappropriated state funding

source if the program or purpose being funded in the current fiscal year is essentially the same as that funded in the previous fiscal year, or (2) any expenditure funded in the previous fiscal year by either state bonding, a revenue intercept or a nonappropriated state funding source is funded in the current fiscal year by an appropriation if the program or purpose being funded in the current fiscal year is essentially the same as that funded in the previous fiscal year.

Sec. 710. Subsection (d) of section 3-20 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(d) (1) (A) All bonds of the state, authorized by the State Bond Commission acting prior to July 1, 1972, pursuant to any bond act taking effect prior to such date, shall be issued in accordance with such bond act or this section.

(B) All bonds of the state authorized to be issued by the State Bond Commission acting on or after July 1, 1972, pursuant to any bond act taking effect before, on or after such date shall be authorized and shall be issued in accordance with this section.

(2) For the calendar year commencing January 1, 2017, and for each calendar year thereafter, the State Bond Commission may not authorize bond issuances or credit revenue bond issuances of more than two billion dollars in the aggregate in any calendar year. Commencing January 1, 2018, and each calendar year thereafter, the aggregate limit shall be adjusted in accordance with any change in the consumer price index for all urban consumers for the preceding calendar year, less food and energy, as published by the United States Department of Labor, Bureau of Labor Statistics.

Sec. 711. Subdivision (1) of subsection (g) of section 3-20 of the general statutes is repealed and the following is substituted in lieu

thereof (*Effective from passage*):

(g) (1) (A) With the exception of refunding bonds, whenever a bond act empowers the State Bond Commission to authorize bonds for any project or purpose or projects or purposes, and whenever the State Bond Commission finds that the authorization of such bonds will be in the best interests of the state, it shall authorize such bonds by resolution adopted by the approving vote of at least a majority of said commission. No such resolution shall be so adopted by the State Bond Commission unless it finds that: **[**there**]**

(i) There has been filed with it **[**(A)**]** (I) any human services facility colocation statement to be filed with the Secretary of the Office of Policy and Management, if so requested by the secretary, pursuant to section 4b-23; **[**(B)**]** (II) a statement from the Commissioner of Agriculture pursuant to section 22-6, for projects which would convert twenty-five or more acres of prime farmland to a nonagricultural use; **[**(C)**]** (III) prior to the meeting at which such resolution is to be considered, any capital development impact statement required to be filed with the Secretary of the Office of Policy and Management; **[**(D)**]** (IV) a statement as to the full cost of the project or purpose when completed and the estimated operating cost for any structure, equipment or facility to be constructed or acquired; and **[**(E)**]** (V) such requests and such other documents as it or **[**said**]** such bond act requires, provided no resolution with respect to any school building project financed pursuant to section 10-287d or any interest subsidy financed pursuant to section 10-292k shall require the filing of any statements pursuant to **[**subparagraph (A), (B), (C), (D) or (E) of this subdivision**]** this clause and provided further any resolution requiring a capital impact statement shall be deemed not properly before the State Bond Commission until such capital development impact statement is filed; and

(ii) Such authorization does not exceed the limit specified under

subdivision (2) of subsection (d) of this section.

(B) Any such resolution so adopted by the State Bond Commission shall recite the bond act under which said commission is empowered to authorize such bonds and the filing of all requests and other documents, if any, required by it or such bond act, and shall state the principal amount of the bonds authorized and a description of the purpose or project for which such bonds are authorized. Such description shall be sufficient if made merely by reference to a numbered subsection, subdivision or other applicable section of such bond act.

Sec. 712. Section 3-21 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) No bonds, notes or other evidences of indebtedness for borrowed money payable from General Fund tax receipts of the state shall be authorized by the General Assembly or issued except such as shall not cause the aggregate amount of the total amount of bonds, notes or other evidences of indebtedness payable from General Fund tax receipts authorized by the General Assembly but which have not been issued and the total amount of such indebtedness which has been issued and remains outstanding to exceed one and six-tenths times the total General Fund tax receipts of the state for the fiscal year in which any such authorization will become effective or in which such indebtedness is issued, as estimated for such fiscal year by the joint standing committee of the General Assembly having cognizance of finance, revenue and bonding in accordance with section 2-35. In computing such aggregate amount of indebtedness at any time, there shall be excluded or deducted, as the case may be, (1) the principal amount of all such obligations as may be certified by the Treasurer (A) as issued in anticipation of revenues to be received by the state during the period of twelve calendar months next following their issuance and to be paid by application of such revenue, or (B) as having been

refunded or replaced by other indebtedness the proceeds and projected earnings on which or other funds are held in escrow to pay and are sufficient to pay the principal, interest and any redemption premium until maturity or earlier planned redemption of such indebtedness, or (C) as issued and outstanding in anticipation of particular bonds then unissued but fully authorized to be issued in the manner provided by law for such authorization, provided, as long as any of such obligations are outstanding, the entire principal amount of such particular bonds thus authorized shall be deemed to be outstanding and be included in such aggregate amount of indebtedness, or (D) as payable solely from revenues of particular public improvements, (2) the amount which may be certified by the Treasurer as the aggregate value of cash and securities in debt retirement funds of the state to be used to meet principal of outstanding obligations included in such aggregate amount of indebtedness, (3) every such amount as may be certified by the Secretary of the Office of Policy and Management as the estimated payments on account of the costs of any public work or improvement thereafter to be received by the state from the United States or agencies thereof and to be used, in conformity with applicable federal law, to meet principal of obligations included in such aggregate amount of indebtedness, (4) all authorized and issued indebtedness to fund any budget deficits of the state for any fiscal year ending on or before June 30, 1991, (5) all authorized indebtedness to fund the program created pursuant to section 32-285, (6) all authorized and issued indebtedness to fund any budget deficits of the state for any fiscal year ending on or before June 30, 2002, (7) all indebtedness authorized and issued pursuant to section 1 of public act 03-1 of the September 8 special session, (8) all authorized indebtedness issued pursuant to section 3-62h, (9) any indebtedness represented by any agreement entered into pursuant to subsection (b) or (c) of section 3-20a as certified by the Treasurer, provided the indebtedness in connection with which such agreements were entered into shall be included in such aggregate

amount of indebtedness, and (10) all indebtedness authorized and issued pursuant to section 3-20g. In computing the amount of outstanding indebtedness, only the accreted value of any capital appreciation obligation or any zero coupon obligation which has accreted and been added to the stated initial value of such obligation as of the date of any computation shall be included.

(b) The foregoing limitation on the aggregate amount of indebtedness of the state shall not prevent the issuance of (1) obligations to refund or replace any such indebtedness existing at any time in an amount not exceeding such existing indebtedness, or (2) obligations in anticipation of revenues to be received by the state during the period of twelve calendar months next following their issuance, or (3) obligations payable solely from revenues of particular public improvements.

(c) For the purposes of this section, but subject to the exclusions or deductions herein provided for, the state shall be deemed to be indebted upon, and to issue, all bonds and notes issued or guaranteed by it and payable from General Fund tax receipts. To the extent necessary because of the debt limitation herein provided, priorities with respect to the issuance or guaranteeing of bonds or notes by the state shall be determined by the State Bond Commission.

(d) The General Assembly shall not approve any bill which authorizes the issuance of any bonds, notes or other evidences of indebtedness unless such bill has attached to it a certification by the Treasurer that the amount of authorizations within the bill will not cause the total amount of indebtedness calculated in accordance with this section to exceed the limit for indebtedness set forth in this section. The president pro tempore of the Senate or the speaker of the House of Representatives, or their designees, shall notify the Treasurer prior to consideration of such bill in the first chamber.

(e) The State Bond Commission shall not adopt any resolution which authorizes the issuance of any bonds, notes or other evidences of indebtedness unless such resolution has attached to it a certification by the Treasurer that the amount of such authorization will not cause the total amount of indebtedness calculated in accordance with this section to exceed the limit for indebtedness set forth in this section.

(f) (1) (A) On and after July 1, 2018, the Treasurer may not issue general obligation bonds or notes pursuant to section 3-20 or credit revenue bonds pursuant to section 714 of this act that exceed in the aggregate one billion nine hundred million dollars in any fiscal year. Commencing July 1, 2019, and each fiscal year thereafter, the aggregate limit shall be adjusted in accordance with any change in the consumer price index for all urban consumers for the preceding calendar year, less food and energy, as published by the United States Department of Labor, Bureau of Labor Statistics.

(B) Any calculation made pursuant to subparagraph (A) of this subdivision shall not include any general obligation bonds issued as part of CSCU 2020, as defined in subdivision (3) of section 10a-91c, or UConn 2000, as defined in subdivision (25) of section 10a-109c.

(2) (A) Not later than January 1, 2018, and January first annually thereafter, the Treasurer shall provide the Governor with a list of allocated but unissued bonds. The Governor shall post such list on the Internet web site of the office of the Governor.

(B) Notwithstanding section 4-85, the Governor shall not approve allotment requisitions pursuant to said section that would result in the issuance of general obligation bonds or notes pursuant to section 3-20 or credit revenue bonds pursuant to section 714 of this act that exceed in the aggregate one billion nine hundred million dollars in any fiscal year. Commencing July 1, 2019, and each fiscal year thereafter, the aggregate limit shall be adjusted in accordance with any change in the

consumer price index for all urban consumers for the preceding calendar year, less food and energy, as published by the United States Department of Labor, Bureau of Labor Statistics. Not later than April 1, 2018, and April first annually thereafter, the Governor shall provide the Treasurer with a list of general obligation bond and credit revenue bond expenditures that can be made July first commencing the next fiscal year totaling not more than one billion nine hundred million dollars. Commencing July 1, 2019, and each fiscal year thereafter, the aggregate limit shall be adjusted in accordance with any change in the consumer price index for all urban consumers for the preceding calendar year, less food and energy, as published by the United States Department of Labor, Bureau of Labor Statistics. The Governor shall post such list on the Internet web site of the office of the Governor.

(C) Any calculation made pursuant to subparagraph (B) of this subdivision shall not include any general obligation bonds issued as part of CSCU 2020, as defined in subdivision (3) of section 10a-91c, or UConn 2000, as defined in subdivision (25) of section 10a-109c.

[(f)**]** (g) The provisions of this section shall not apply to any bonds, notes or other evidences of indebtedness for borrowed money which are issued for the purpose of: (1) Meeting cash flow needs; or (2) covering emergency needs in times of natural disaster.

Sec. 713. Section 3-115 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective November 1, 2017, and applicable to cumulative monthly financial statements issued on or after December 1, 2017*):

(a) (1) The Comptroller shall prepare all accounting statements relating to the financial condition of the state as a whole, the condition and operation of state funds, appropriations, reserves and costs of operations **[**;**]** and shall furnish such statements when they are required for administrative purposes. **[**; and**]**

(2) The Comptroller shall issue cumulative monthly financial statements concerning the state's General Fund which shall include (A) a statement of revenues and expenditures to the end of the last-completed month, together with the statement of estimated revenue by source to the end of the fiscal year and the statement of appropriation requirements of the state's General Fund to the end of the fiscal year furnished pursuant to section 4-66 and itemized as far as practicable for each budgeted agency, including estimates of lapsing appropriations, unallocated lapsing balances and unallocated appropriation requirements, and (B) an analysis of the statements furnished by the Secretary of the Office of Policy and Management to the Comptroller pursuant to subdivision (4) of section 4-66. The Comptroller shall provide [such] the cumulative monthly financial statements, in the same form and in the same categories as appears in the budget act enacted by the General Assembly, on or before the first day of the following month. The Comptroller shall submit a copy of the monthly trial balance and monthly analysis of expenditure run to the Office of Fiscal Analysis.

(b) On or before September thirtieth, annually, the Comptroller shall submit a report, prepared in accordance with generally accepted accounting principles, to the Governor which shall include (1) a statement of all appropriations and expenditures of the public funds during the fiscal year next preceding itemized by each appropriation account of each budgeted agency; (2) a statement of the revenues of the state classified as far as practicable as to budgeted agencies, sources and funds during such year; (3) a statement setting forth the total tax receipts of the state during such year; (4) a balance sheet setting forth, as of the close of such year, the financial condition of the state as to its funds; and such other information as will, in the Comptroller's opinion, be of interest to the public or as will convey to the General Assembly and the Governor the essential facts as to the financial condition and operations of the state government. The annual report of

the Comptroller shall be published and made available to the public on or before the thirty-first day of December.

Sec. 714. (NEW) (*Effective from passage*) (a) As used in this section, the following terms have the following meanings, unless the context clearly indicates a different meaning or intent:

(1) "Credit revenue bonds" means revenue bonds issued pursuant to this section;

(2) "Collection agent" means the financial institution acting as the trustee or agent for the trustee that receives the pledged revenues directed by the state to be paid to it by taxpayers;

(3) "Debt service requirements" means (A) (i) principal and interest with respect to bonds, (ii) interest with respect to bond anticipation notes, and (iii) unrefunded principal with respect to bond anticipation notes, (B) the purchase price of bonds and bond anticipation notes that are subject to purchase or redemption at the option of the bondowner or noteowner, (C) the amounts, if any, required to establish or maintain reserves, sinking funds or other funds or accounts at the respective levels required to be established or maintained therein in accordance with the proceedings authorizing the issuance of bonds, (D) expenses of issuance and administration with respect to bonds and bond anticipation notes, as determined by the Treasurer, (E) the amounts, if any, becoming due and payable under a reimbursement agreement or similar agreement entered into pursuant to authority granted under the proceedings authorizing the issuance of bonds and bond anticipation notes, and (F) any other costs or expenses deemed by the Treasurer to be necessary or proper to be paid in connection with the bonds and bond anticipation notes, including, without limitation, the cost of any credit facility, including, but not limited to, a letter of credit or policy of bond insurance, issued by a financial institution pursuant to an agreement approved pursuant to the

proceedings authorizing the issuance of bonds and bond anticipation notes;

(4) "Dedicated savings" for a period means the amounts for such period determined by the Treasurer pursuant to subsection (n) of this section to have been saved by the issuance of credit revenue bonds;

(5) "Pledged revenues" means withholding taxes statutorily pledged to repayment of credit revenue bonds;

(6) "Proceedings" means the proceedings of the State Bond Commission authorizing the issuance of bonds pursuant to this section, the provisions of any resolution or trust indenture securing bonds, that are incorporated into such proceedings, the provisions of any other documents or agreements that are incorporated into such proceedings and, to the extent applicable, a certificate of determination filed by the Treasurer in accordance with this section;

(7) "Trustee" means the financial institution acting as trustee under the trust indenture pursuant to which bonds or notes are issued; and

(8) "Withholding taxes" means taxes required to be deducted and withheld by employers from the wages and salaries of employees and paid by employers to the Commissioner of Revenue Services pursuant to section 12-707 of the general statutes as a credit for income taxes payable by such employees, and includes, without limitation, taxes deducted and withheld pursuant to sections 12-705 and 12-706 of the general statutes upon receipt by the state and including penalty and interest charges on such taxes.

(b) Whenever any general statute or public or special act, whether enacted before, on or after the effective date of this section, authorizes general obligation bonds of the state to be issued for any purpose, such general statute or public or special act shall be deemed to have authorized such bonds to be issued as either general obligation bonds

or credit revenue bonds under this section. In no event shall the total of the principal amount of general obligation bonds and credit revenue bonds issued pursuant to the authority of any general statute or public or special act exceed the amount authorized thereunder. Except as provided for in this section, all provisions of section 3-20 of the general statutes, except subsection (p) of said section, shall apply to such credit revenue bonds.

(c) Bonds issued pursuant to this section shall be special obligations of the state and shall not be payable from or charged upon any funds other than the pledged revenues or other receipts, funds or moneys pledged therefor, nor shall the state or any political subdivision thereof be subject to any liability thereon, except to the extent of such pledged revenues or other receipts, funds or moneys pledged therefor as provided in this section. As part of the contract of the state with the owners of such bonds, all amounts necessary for punctual payment of principal of and interest on such bonds, and redemption premium, if any, with respect to such bonds, is hereby appropriated and the Treasurer shall pay such principal and interest and redemption premium, if any, as the same shall become due but only from such sources. The issuance of bonds issued under this section shall not directly or indirectly or contingently obligate the state or any political subdivision thereof to levy or to pledge any form of taxation whatever therefor, except for taxes included in the pledged revenues, or to make any additional appropriation for their payment. Such bonds shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the state or of any political subdivision thereof other than the pledged revenues or other receipts, funds or moneys pledged therefor as provided in this section, and the substance of such limitation shall be plainly stated on the face of each such bond and bond anticipation note.

(d) The state hereby pledges all its right, title and interest to the

pledged revenues to secure the due and punctual payment of the principal of and interest on the credit revenue bonds, and redemption premium, if any, with respect to such bonds. Such pledge shall secure all such credit revenue bonds equally, and such pledge is and shall be prior in interest to any other claim of any party to the pledged revenues, including any holder of general obligation bonds of the state. Such bonds also may be secured by a pledge of reserves, sinking funds and any other funds and accounts, including proceeds from investment of any of the foregoing, authorized hereby or by the proceedings authorizing the issuance of such bonds, and by moneys paid under a credit facility including, but not limited to, a letter of credit or policy of bond insurance, issued by a financial institution pursuant to an agreement authorized by such proceedings.

(e) The pledge of the pledged revenues under this section is made by the state by operation of law through this section, and as a statutory lien is effective without any further act or agreement by the state, and shall be valid and binding from the time the pledge is made, and any revenues or other receipts, funds or moneys so pledged and received by the state shall be subject immediately to the lien of such pledge without any physical delivery thereof or further act. The lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the state, irrespective of whether such parties have notice thereof.

(f) In the proceedings authorizing any credit revenue bonds, the state shall direct the trustee to establish one or more collection accounts with the collection agent to receive the pledged revenues and shall direct payment of the pledged revenues into such collection accounts of the collection agent. Funds in such collection accounts shall be kept separate and apart from any other funds of the state until disbursed as provided for in the proceedings authorizing such credit revenue bonds. Such proceedings shall provide that no funds from

such collection accounts shall be disbursed to the control of the state until and at such times as all current claims of any trustee set out in the proceedings have been satisfied, and thereafter may be disbursed to the control of the state free and clear of any claim by the trustee or the holders of any credit revenue bonds. The agreements with the depositaries establishing the collection accounts may provide for customary settlement terms for the collection of revenues. The expenses of the state in establishing such collection accounts and directing the deposit of pledged revenues therein, including the expenses of the Department of Revenue Services and the office of the Comptroller in establishing mechanisms to verify, allocate, track and audit such accounts and the deposits therein, may be paid as costs of issuance of any bonds issued pursuant to section 3-20 of the general statutes or this section.

(g) The proceedings under which bonds are authorized to be issued, pursuant to this section, may, subject to the provisions of the general statutes, contain any or all of the following:

(1) Covenants that confirm, as part of the contract with the holders of the credit revenue bonds, the agreements of the state set forth in subsections (d) to (f), inclusive, of this section;

(2) Provisions for the execution of reimbursement agreements or similar agreements in connection with credit facilities including, but not limited to, letters of credit or policies of bond insurance, remarketing agreements and agreements for the purpose of moderating interest rate fluctuations, and of such other agreements entered into pursuant to section 3-20a of the general statutes;

(3) Provisions for the collection, custody, investment, reinvestment and use of the pledged revenues or other receipts, funds or moneys pledged therefor;

(4) Provisions regarding the establishment and maintenance of reserves, sinking funds and any other funds and accounts as shall be approved by the State Bond Commission in such amounts as may be established by the State Bond Commission, and the regulation and disposition thereof, including requirements that any such funds and accounts be held separate from or not be commingled with other funds of the state;

(5) Provisions for the issuance of additional bonds on a parity with bonds theretofore issued, including establishment of coverage requirements as a condition of the issuance of such additional bonds;

(6) Provisions regarding the rights and remedies available in case of a default to the bondowners, or any trustee under any contract, loan agreement, document, instrument or trust indenture, including the right to appoint a trustee to represent their interests upon occurrence of an event of default, as defined in said proceedings, provided, if any bonds shall be secured by a trust indenture, the respective owners of such bonds or notes shall have no authority except as set forth in such trust indenture to appoint a separate trustee to represent them, and provided further no such right or remedy shall allow principal and interest on such bonds to be accelerated; and

(7) Provisions or covenants of like or different character from the foregoing which are consistent with this and which the State Bond Commission determines in such proceedings are necessary, convenient or desirable to better secure the bonds, or will tend to make the bonds more marketable, and which are in the best interests of the state. Any provision which may be included in proceedings authorizing the issuance of bonds hereunder may be included in a trust indenture duly approved in accordance with this subsection which secures the bonds and any notes issued in anticipation thereof, and in such case the provisions of such indenture shall be deemed to be a part of such proceedings as though they were expressly included therein.

(h) Bonds issued pursuant to this section shall be secured by a trust indenture, approved by the State Bond Commission, by and between the state and a corporate trustee, which may be any trust company or bank having the powers of a trust company within or without the state. Such trust indenture may contain such provisions for protecting and enforcing the rights and remedies of the bondowners as may be reasonable and proper and not in violation of law, including covenants setting forth the duties of the state in relation to the exercise of its powers pursuant to the pledged revenues and the custody, safeguarding and application of all moneys. The state may provide by such trust indenture for the payment of the pledged revenues or other receipts, funds or moneys to the trustee under such trust indenture or to any other depository, and for the method of disbursement thereof, with such safeguards and restrictions as it may determine, but consistent with the provisions of subsections (d) to (f), inclusive, of this section.

(i) The Treasurer shall have power to purchase bonds of the state issued pursuant to this section out of any funds available therefor. The Treasurer may hold, pledge, cancel or resell such bonds subject to and in accordance with agreements with bondowners.

(j) Bonds issued pursuant to this section are hereby made negotiable instruments within the meaning of and for all purposes of the Uniform Commercial Code, whether or not such bonds are of such form and character as to be negotiable instruments under the terms of the Uniform Commercial Code, subject only to the provisions of such bonds for registration.

(k) Any moneys held by the Treasurer or a trustee pursuant to a trust indenture with respect to bonds issued pursuant to this section, including pledged revenues, other pledged receipts, funds or moneys and proceeds from the sale of such bonds, may, pending the use or application of the proceeds thereof for an authorized purpose, be (1)

invested and reinvested in such obligations, securities and investments as are set forth in subsection (f) of section 3-20 of the general statutes and in participation certificates in the Short Term Investment Fund created under section 3-27a of the general statutes, or (2) deposited or redeposited in such bank or banks as shall be provided in the resolution authorizing the issuance of such bonds, the certificate of determination authorizing issuance of such bond anticipation notes or in the indenture securing such bonds. Proceeds from investments authorized by this subsection, less amounts required under the proceedings authorizing the issuance of bonds, shall be credited to the General Fund.

(l) Bonds issued pursuant to this section are hereby made securities in which all public officers and public bodies of the state and its political subdivisions, all insurance companies, credit unions, building and loan associations, investment companies, banking associations, trust companies, executors, administrators, trustees and other fiduciaries and pension, profit-sharing and retirement funds may properly and legally invest funds, including capital in their control or belonging to them. Such bonds are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the state for any purpose for which the deposit of bonds or obligations of the state is now or may hereafter be authorized by law.

(m) The state covenants with the purchasers and all subsequent owners and transferees of bonds issued by the state pursuant to this section, in consideration of the acceptance of the payment for the bonds, until such bonds, together with the interest thereon, with interest on any unpaid installment of interest and all costs and expenses in connection with any action or proceeding on behalf of such owners, are fully met and discharged, or unless expressly permitted or otherwise authorized by the terms of each contract and

agreement made or entered into by or on behalf of the state with or for the benefit of such owners, that the state will impose, charge, raise, levy, collect and apply the pledged revenues and other receipts, funds or moneys pledged for the payment of debt service requirements as provided in this section, in such amounts as may be necessary to pay such debt service requirements in each year in which bonds are outstanding and further, that the state (1) will not limit or alter the duties imposed on the Treasurer and other officers of the state by law and by the proceedings authorizing the issuance of bonds with respect to application of pledged revenues or other receipts, funds or moneys pledged for the payment of debt service requirements as provided in said sections; (2) will not alter the provisions establishing collection accounts with the collection agent or the direction of pledged revenues to such collection accounts, or the provisions applying such pledged revenues to the debt service requirements with respect to bonds or notes; (3) will not issue any bonds, notes or other evidences of indebtedness, other than the bonds, having any rights arising out of said sections or secured by any pledge of or other lien or charge on the pledged revenues or other receipts, funds or moneys pledged for the payment of debt service requirements as provided in said sections; (4) will not create or cause to be created any lien or charge on such pledged amounts, other than a lien or pledge created thereon pursuant to said sections, provided nothing in this subsection shall prevent the state from issuing evidences of indebtedness (A) which are secured by a pledge or lien which is and shall on the face thereof be expressly subordinate and junior in all respects to every lien and pledge created by or pursuant to said sections; (B) for which the full faith and credit of the state is pledged and which are not expressly secured by any specific lien or charge on such pledged amounts; or (C) which are secured by a pledge of or lien on moneys or funds derived on or after such date as every pledge or lien thereon created by or pursuant to said sections shall be discharged and satisfied; (5) will carry out and perform, or cause to be carried out and performed, every promise,

covenant, agreement or contract made or entered into by the state or on its behalf with the owners of any bonds; (6) will not in any way impair the rights, exemptions or remedies of such owners; and (7) will not limit, modify, rescind, repeal or otherwise alter the rights or obligations of the appropriate officers of the state to impose, maintain, charge or collect the taxes, fees, charges and other receipts constituting the pledged revenues as may be necessary to produce sufficient revenues to fulfill the terms of the proceedings authorizing the issuance of the bonds; and provided further the state may change the rate of withholding taxes, calculation of amounts to which the rate applies, including exemptions and deductions so long as any such change, had it been in effect, would not have reduced the withholding taxes for any twelve consecutive months within the preceding fifteen months to less than an amount three times the maximum debt service payable on bonds issued and outstanding under this section for the current or any future fiscal year. The State Bond Commission is authorized to include this covenant of the state in any agreement with the owner of any such bonds.

(n) At the time of issuance of any credit revenue bonds pursuant to this section, the Treasurer shall determine the amount of principal and interest estimated to be saved by the issuance of credit revenue bonds instead of general obligation bonds, as measured by the difference between the stated principal and interest payable with respect to such credit revenue bonds in each fiscal year during which bonds shall be outstanding, and the principal and interest estimated to be payable in each fiscal year during which such bonds would have been outstanding had such bonds been issued as general obligation bonds payable over the same period on the basis of equal amounts of principal stated to be due in each fiscal year, subject to any specific adjustments which the Treasurer may consider appropriate to take into account in the structure for a specific bond issue, provided in any fiscal year that the Treasurer determines there are no savings, the estimated

savings shall be zero for such fiscal year. The Treasurer shall base such determination on such factors as the Treasurer shall deem relevant, which may include advice from financial advisors to the state, historical trading patterns of outstanding state general obligation bonds and spreads to common municipal bond indexes. The Treasurer shall set out such estimated savings for each fiscal year during which each issue of credit revenue bonds shall be stated to be outstanding in a bond determination which shall be filed with the State Bond Commission at or prior to the issuance of such credit revenue bonds, and such amounts shall be dedicated savings for purposes of this section.

(o) For each fiscal year during which credit revenue bonds shall be outstanding, there shall be transferred from the General Fund of the state to the Budget Reserve Fund established pursuant to section 4-30a of the general statutes, at the beginning of such fiscal year, an amount equal to the aggregate dedicated savings for all such bonds issued and to be outstanding in such fiscal year, unless the Governor declares an emergency or the existence of extraordinary circumstances, in which the provisions of section 4-85 of the general statutes are invoked, and at least three-fifths of the members of each chamber of the General Assembly vote to diminish such required transfer during the fiscal year for which the emergency or existence of extraordinary circumstances are determined, or in such other circumstances as may be permitted by the terms of the bonds, notes or other obligations issued pursuant to this section. Amounts so transferred shall not be available for appropriation for any other purpose, but shall only be used as provided in section 4-30a of the general statutes.

(p) (1) Prior to July 1, 2019, net earnings of investments of proceeds of bonds issued pursuant to section 3-20 of the general statutes or pursuant to this section and accrued interest on the issuance of such bonds and premiums on the issuance of such bonds shall be deposited

to the credit of the General Fund, after (A) payment of any expenses incurred by the Treasurer or State Bond Commission in connection with such issuance, or (B) application to interest on bonds, notes or other obligations of the state.

(2) On and after July 1, 2019, notwithstanding subsection (f) of section 3-20 of the general statutes, (A) net earnings of investments of proceeds of bonds issued pursuant to section 3-20 of the general statutes or pursuant to this section and accrued interest on the issuance of such bonds shall be deposited to the credit of the General Fund, and (B) premiums, net of any original issue discount, on the issuance of such bonds shall, after payment of any expenses incurred by the Treasurer or State Bond Commission in connection with such issuance, be deposited at the direction of the Treasurer to the credit of an account or fund to fund all or a portion of any purpose or project authorized by the State Bond Commission pursuant to any bond act up to the amount authorized by the State Bond Commission, provided the bonds for such purpose or project are unissued, and provided further the certificate of determination the Treasurer files with the secretary of the State Bond Commission for such authorized bonds sets forth the amount of the deposit applied to fund each such purpose and project. Upon such filing, the Treasurer shall record bonds in the amount of net premiums credited to each purpose and project as set forth in the certificate of determination of the Treasurer as deemed issued and retired and the Treasurer shall not thereafter exercise authority to issue bonds in such amount for such purpose or project. Upon such recording by the Treasurer, such bonds shall be deemed to have been issued, retired and no longer authorized for issuance or outstanding for the purposes of section 3-21 of the general statutes, and for the purpose of aligning the funding of such authorized purpose and project with amounts generated by net premiums, but shall not constitute an actual bond issuance or bond retirement for any other purposes including, but not limited to, financial reporting purposes.

(q) Any general obligation bonds or notes issued pursuant to section 3-20 of the general statutes may be refunded by credit revenue bonds or notes issued pursuant to this section, and any credit revenue bonds issued pursuant to this section may be refunded by general obligation bonds or notes issued pursuant to subsection (g) of section 3-20 of the general statutes in the manner, and subject to the same conditions, as set out in subsection (g) of section 3-20 of the general statutes.

Sec. 715. Subsection (a) of section 3-20a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) Provisions of this section shall apply to general obligation bonds or notes issued pursuant to section 3-20, credit revenue bonds or notes issued pursuant to section 714 of this act, special tax obligation bonds or notes issued pursuant to sections 13b-74 to 13b-77, inclusive, abandoned property fund bonds issued pursuant to section 3-62h, Clean Water Fund bonds or notes issued pursuant to section 22a-483, Bradley International Airport bonds or notes issued pursuant to sections 15-101k to 15-101p, inclusive, unemployment compensation bonds or notes issued pursuant to sections 31-264a and 31-264b, UConn 2000 bonds or notes issued pursuant to sections 10a-109a to 10a-109y, inclusive, Second Injury Fund bonds or notes issued pursuant to section 31-354b and sections 8 and 9 of public act 96-242, revenue anticipation bonds issued pursuant to section 13b-79r and municipal pension solvency account bonds issued pursuant to section 7-406o.

Sec. 716. Subsection (a) of section 3-21 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(a) No bonds, notes or other evidences of indebtedness for borrowed money payable from General Fund tax receipts of the state

shall be authorized by the General Assembly or issued except such as shall not cause the aggregate amount of the total amount of bonds, notes or other evidences of indebtedness payable from General Fund tax receipts authorized by the General Assembly but which have not been issued and the total amount of such indebtedness which has been issued and remains outstanding to exceed one and six-tenths times the total General Fund tax receipts of the state for the fiscal year in which any such authorization will become effective or in which such indebtedness is issued, as estimated for such fiscal year by the joint standing committee of the General Assembly having cognizance of finance, revenue and bonding in accordance with section 2-35. Credit revenue bonds issued pursuant to section 714 of this act shall be considered as payable from General Fund tax receipts of the state for purposes of this subsection. In computing such aggregate amount of indebtedness at any time, there shall be excluded or deducted, as the case may be, (1) the principal amount of all such obligations as may be certified by the Treasurer (A) as issued in anticipation of revenues to be received by the state during the period of twelve calendar months next following their issuance and to be paid by application of such revenue, or (B) as having been refunded or replaced by other indebtedness the proceeds and projected earnings on which or other funds are held in escrow to pay and are sufficient to pay the principal, interest and any redemption premium until maturity or earlier planned redemption of such indebtedness, or (C) as issued and outstanding in anticipation of particular bonds then unissued but fully authorized to be issued in the manner provided by law for such authorization, provided, as long as any of such obligations are outstanding, the entire principal amount of such particular bonds thus authorized shall be deemed to be outstanding and be included in such aggregate amount of indebtedness, or (D) as payable solely from revenues of particular public improvements, (2) the amount which may be certified by the Treasurer as the aggregate value of cash and securities in debt retirement funds of the state to be used to meet

principal of outstanding obligations included in such aggregate amount of indebtedness, (3) every such amount as may be certified by the Secretary of the Office of Policy and Management as the estimated payments on account of the costs of any public work or improvement thereafter to be received by the state from the United States or agencies thereof and to be used, in conformity with applicable federal law, to meet principal of obligations included in such aggregate amount of indebtedness, (4) all authorized and issued indebtedness to fund any budget deficits of the state for any fiscal year ending on or before June 30, 1991, (5) all authorized indebtedness to fund the program created pursuant to section 32-285, (6) all authorized and issued indebtedness to fund any budget deficits of the state for any fiscal year ending on or before June 30, 2002, (7) all indebtedness authorized and issued pursuant to section 1 of public act 03-1 of the September 8 special session, (8) all authorized indebtedness issued pursuant to section 3-62h, (9) any indebtedness represented by any agreement entered into pursuant to subsection (b) or (c) of section 3-20a as certified by the Treasurer, provided the indebtedness in connection with which such agreements were entered into shall be included in such aggregate amount of indebtedness, and (10) all indebtedness authorized and issued pursuant to section 3-20g. In computing the amount of outstanding indebtedness, only the accreted value of any capital appreciation obligation or any zero coupon obligation which has accreted and been added to the stated initial value of such obligation as of the date of any computation shall be included.

Sec. 717. (*Effective from passage*) The appropriations in section 1 of this act are supported by the GENERAL FUND revenue estimates as follows:

	2017-2018	2018-2019
TAXES		
Personal Income	$9,182,500,000	$9,312,200,000
Sales and Use	4,220,500,000	4,288,100,000

Corporation	933,300,000	988,700,000
Public Service	284,900,000	263,700,000
Inheritance and Estate	180,100,000	170,500,000
Insurance Companies	230,600,000	234,200,000
Cigarettes	394,200,000	391,300,000
Real Estate Conveyance	215,600,000	222,300,000
Alcoholic Beverages	62,600,000	63,000,000
Admissions and Dues	41,500,000	41,800,000
Health Provider	1,045,000,000	1,044,100,000
Miscellaneous	27,700,000	33,000,000
TOTAL TAXES	16,818,500,000	17,052,900,000
Refunds of Taxes	(1,146,800,000)	(1,201,000,000)
Earned Income Tax Credit	(115,000,000)	(120,600,000)
R & D Credit Exchange	(7,300,000)	(7,600,000)
TAXES LESS REFUNDS	15,549,400,000	15,723,700,000
OTHER REVENUE		
Transfers - Special Revenue	339,300,000	346,400,000
Indian Gaming Payments	267,300,000	199,000,000
Licenses, Permits and Fees	309,600,000	343,700,000
Sales of Commodities	43,800,000	44,900,000
Rents, Fines and Escheats	143,000,000	143,700,000
Investment Income	5,900,000	7,000,000
Miscellaneous	207,400,000	189,100,000
Refunds of Payments	(62,500,000)	(63,900,000)
TOTAL OTHER REVENUE	1,253,800,000	1,209,900,000
OTHER SOURCES		
Federal Grants	1,766,349,611	1,763,978,988
Transfer From Tobacco Settlement	109,700,000	110,200,000
Transfers (To)/From Other Funds	60,500,000	100,400,000
TOTAL OTHER SOURCES	1,936,549,611	1,974,578,988
TOTAL GENERAL FUND REVENUE	18,739,749,611	18,908,178,988

Sec. 718. (*Effective from passage*) The appropriations in section 2 of

this act are supported by the SPECIAL TRANSPORTATION FUND revenue estimates as follows:

	2017-2018	2018-2019
TAXES		
Motor Fuels	$505,300,000	$506,100,000
Oil Companies	271,800,000	300,200,000
Sales and Use	327,800,000	335,400,000
Sales Tax - DMV	88,000,000	88,800,000
Refunds of Taxes	(12,600,000)	(14,100,000)
TOTAL - TAXES LESS REFUNDS	1,180,300,000	1,216,400,000
OTHER SOURCES		
Motor Vehicle Receipts	251,800,000	253,800,000
Licenses, Permits and Fees	144,400,000	145,200,000
Interest Income	9,500,000	10,400,000
Federal Grants	12,100,000	12,100,000
Transfers From Other Funds	(5,500,000)	(5,500,000)
Refunds of Payments		(4,300,000)
NET TOTAL OTHER SOURCES	412,300,000	411,700,000
TOTAL SPECIAL TRANSPORTATION FUND REVENUE	1,592,600,000	1,628,100,000

Sec. 719. (*Effective from passage*) The appropriations in section 3 of this act are supported by the MASHANTUCKET PEQUOT AND MOHEGAN FUND revenue estimates as follows:

	2017-2018	2018-2019
Transfers From the General Fund	$57,649,850	$49,942,796
TOTAL MASHANTUCKET PEQUOT AND MOHEGAN FUND	57,649,850	49,942,796

Sec. 720. (*Effective from passage*) The appropriations in section 4 of

this act are supported by the REGIONAL MARKET OPERATION FUND revenue estimates as follows:

	2017-2018	2018-2019
Rentals and Investment Income	$1,100,000	$1,100,000
TOTAL REGIONAL MARKET OPERATION FUND	1,100,000	1,100,000

Sec. 721. (*Effective from passage*) The appropriations in section 5 of this act are supported by the BANKING FUND revenue estimates as follows:

	2017-2018	2018-2019
Fees and Assessments	$36,200,000	$36,200,000
TOTAL BANKING FUND	36,200,000	36,200,000

Sec. 722. (*Effective from passage*) The appropriations in section 6 of this act are supported by the INSURANCE FUND revenue estimates as follows:

	2017-2018	2018-2019
Fees and Assessments	$87,300,000	$92,200,000
TOTAL INSURANCE FUND	87,300,000	92,200,000

Sec. 723. (*Effective from passage*) The appropriations in section 7 of this act are supported by the CONSUMER COUNSEL AND PUBLIC UTILITY CONTROL FUND revenue estimates as follows:

	2017-2018	2018-2019
Fees and Assessments	$29,000,000	$29,000,000
TOTAL CONSUMER COUNSEL AND PUBLIC UTILITY CONTROL FUND	29,000,000	29,000,000

Sec. 724. (*Effective from passage*) The appropriations in section 8 of

this act are supported by the WORKERS' COMPENSATION FUND revenue estimates as follows:

	2017-2018	2018-2019
Fees and Assessments	$14,034,732	$26,301,633
Net Use of Balance	10,700,000	0
TOTAL WORKERS' COMPENSATION FUND	24,734,732	26,301,633

Sec. 725. (*Effective from passage*) The appropriations in section 9 of this act are supported by the CRIMINAL INJURIES COMPENSATION FUND revenue estimates as follows:

	2017-2018	2018-2019
Restitutions	$3,000,000	$3,000,000
TOTAL CRIMINAL INJURIES COMPENSATION FUND	3,000,000	3,000,000

Sec. 726. (*Effective from passage*) The appropriations in section 10 of this act are supported by the TOURISM FUND revenue estimates as follows:

	2017-2018	2018-2019
Room Occupancy Tax	0	$12,700,000
TOTAL TOURISM FUND	0	12,700,000

Sec. 727. (*Effective from passage*) Notwithstanding the provisions of subsection (j) of section 45a-82 of the general statutes, any balance in the Probate Court Administration Fund on June 30, 2017, shall remain in said fund and shall not be transferred to the General Fund, regardless of whether such balance is in excess of an amount equal to fifteen per cent of the total expenditures authorized pursuant to subsection (a) of section 45a-84 of the general statutes for the immediately succeeding fiscal year.

Sec. 728. Section 19a-55a of the general statutes is repealed. (*Effective*

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Sec. 729. Sections 164 to 169, inclusive, of public act 15-244, section 481 of public act 15-5 of the June special session, section 9 of public act 15-1 of the December special session, section 8 of public act 16-146 and section 8 of public act 17-144 are repealed. (*Effective from passage*)

Sec. 730. Section 38 of public act 17-230 is repealed. (*Effective from passage*)

Sec. 731. Section 62 of public act 17-202 is repealed. (*Effective from passage*)

Sec. 732. Sections 17a-301a, 17b-354b, 17b-354c, 38a-1084a and 38a-1091 of the general statutes are repealed. (*Effective from passage*)