



House of Representatives

File No. 869

General Assembly

January Session, 2019

(Reprint of File No. 700)

House Bill No. 7325
As Amended by House Amendment
Schedule "A"

Approved by the Legislative Commissioner
May 9, 2019

AN ACT CONCERNING STATE MARSHALS AND STATEMENTS OF FINANCIAL INTERESTS.

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

1 Section 1. Subsections (a) and (b) of section 1-83 of the general
2 statutes are repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2019*):

4 (a) (1) All state-wide elected officers, members of the General
5 Assembly, department heads and their deputies, members or directors
6 of each quasi-public agency, members of the Investment Advisory
7 Council [, state marshals] and such members of the Executive
8 Department and such employees of quasi-public agencies as the
9 Governor shall require, shall file, under penalty of false statement, a
10 statement of financial interests for the preceding calendar year with the
11 Office of State Ethics on or before the May first next in any year in
12 which they hold such an office or position. If, in any year, May first
13 falls on a weekend or legal holiday, such statement shall be filed not
14 later than the next business day. Any such individual who leaves his

15 or her office or position shall file a statement of financial interests
16 covering that portion of the year during which such individual held
17 his or her office or position. The Office of State Ethics shall notify such
18 individuals of the requirements of this subsection not later than sixty
19 days after their departure from such office or position. Such
20 individuals shall file such statement not later than sixty days after
21 receipt of the notification.

22 (2) Each state agency, department, board and commission shall
23 develop and implement, in cooperation with the Office of State Ethics,
24 an ethics statement as it relates to the mission of the agency,
25 department, board or commission. The executive head of each such
26 agency, department, board or commission shall be directly responsible
27 for the development and enforcement of such ethics statement and
28 shall file a copy of such ethics statement with the Department of
29 Administrative Services and the Office of State Ethics.

30 (b) (1) The statement of financial interests, except as provided in
31 [subdivisions (2) and (3)] subdivision (2) of this subsection, shall
32 include the following information for the preceding calendar year in
33 regard to the individual required to file the statement and the
34 individual's spouse and dependent children residing in the
35 individual's household: (A) The names of all businesses with which
36 associated; (B) all sources of income, including the name of each
37 employer, with a description of the type of income received, in excess
38 of one thousand dollars, without specifying amounts of income; (C)
39 the name of securities in excess of five thousand dollars at fair market
40 value owned by such individual, spouse or dependent children or held
41 in the name of a corporation, partnership or trust for the benefit of
42 such individual, spouse or dependent children; (D) the existence of any
43 known blind trust and the names of the trustees; (E) all real property
44 and its location, whether owned by such individual, spouse or
45 dependent children or held in the name of a corporation, partnership
46 or trust for the benefit of such individual, spouse or dependent
47 children; (F) the names and addresses of creditors to whom the
48 individual, the individual's spouse or dependent children,

49 individually, owed debts of more than ten thousand dollars; (G) any
 50 leases or contracts with the state or a quasi-public agency held or
 51 entered into by the individual or a business with which he or she was
 52 associated; and (H) the name of any of the following that is a partner
 53 or owner of, or has a similar business affiliation with, the business
 54 included under subparagraph (A) of this subdivision: (i) Any lobbyist,
 55 (ii) any person the individual filing the statement knows or has reason
 56 to know is doing business with or seeking to do business with the state
 57 or is engaged in activities that are directly regulated by the department
 58 or agency in which the individual is employed, or (iii) any business
 59 with which such lobbyist or person is associated.

60 [(2) The statement of financial interests filed by state marshals shall
 61 include only amounts and sources of income earned in their capacity
 62 as state marshals.]

63 [(3)] (2) In the case of securities in excess of five thousand dollars at
 64 fair market value held within (A) a retirement savings plan, as
 65 described in Section 401 of the Internal Revenue Code of 1986, or any
 66 subsequent corresponding internal revenue code of the United States,
 67 as amended from time to time, (B) a payroll deduction individual
 68 retirement account plan, as described in Section 408 or 408A of said
 69 Internal Revenue Code, (C) a governmental deferred compensation
 70 plan, as described in Section 457 of said Internal Revenue Code, or (D)
 71 an education savings plan, as described in Section 529 of said Internal
 72 Revenue Code, the names of such securities shall not be required to be
 73 disclosed in any statement of financial interests and only the name of
 74 such retirement savings plan, individual retirement account plan,
 75 deferred compensation plan or education savings plan holding such
 76 securities shall be required.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2019	1-83(a) and (b)

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

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 20 \$	FY 21 \$
State Ethics, Off.	GF - Potential Revenue Loss	Up to 1,000	Up to 1,000

Note: GF=General Fund

Municipal Impact: None

Explanation

The bill eliminates the requirement that state marshals annually file financial interest statements that identify the amounts and sources of income earned in their official office capacity to the Office of State Ethics (OSE).

Under current law, OSE has authority to assess civil penalties and fines to state marshals for noncompliance of filing such statements. On average, OSE has assessed civil penalties of up to approximately \$1,000 annually, resulting in a potential revenue loss.

House "A" eliminates the requirement that state marshals file such statements with the State Marshal Commission in the Department of Administrative Services. House "A" has no fiscal impact.

The Out Years

The annualized ongoing fiscal impact identified above would continue into the future subject to inflation.

OLR Bill Analysis

HB 7325 (as amended by House "A")*

AN ACT CONCERNING STATE MARSHALS' STATEMENTS OF INCOME.

SUMMARY

This bill eliminates the requirement for state marshals to annually file financial interest statements that identify the amounts and sources of income earned in their official capacity.

*House Amendment "A" eliminates the provisions in the underlying bill requiring state marshals to file statements with the State Marshal Commission rather than the Office of State Ethics.

EFFECTIVE DATE: October 1, 2019

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable

Yea 16 Nay 0 (04/01/2019)