



General Assembly

January Session, 2019

Raised Bill No. 1040

LCO No. 5197



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

AN ACT CONCERNING THE STATE EMPLOYEE CAMPAIGN.

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

1 Section 1. Section 5-262 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2019*):

3 (a) As used in this section:

4 [(1) "Federation" means a legally constituted grouping of not less
5 than five affiliated nonprofit charitable member organizations that are
6 exempt from taxation under Section 501(c)(3) of the Internal Revenue
7 Code of 1986, or any subsequent corresponding internal revenue code
8 of the United States, as from time to time amended, conducting a
9 single, annual, consolidated effort to secure funds for distribution to its
10 member agencies engaged in charitable and public health, welfare,
11 environmental, conservation or service purposes.]

12 [(2)] (1) "Principal combined fund-raising organization" means a
13 [federation,] charitable organization or consultant, as described in

14 subdivision (2) of subsection (c) of this section, that is selected by the
15 State Employee Campaign Committee to administer the State
16 Employee Campaign under the direction and control of said
17 committee.

18 [(3)] (2) "State Employee Campaign" means an annual campaign to
19 raise funds from state employees for charitable and public health,
20 welfare, environmental, conservation or service purposes.

21 (b) [(1)] There is established a State Employee Campaign Committee
22 consisting of: (1) The Comptroller, or the Comptroller's designee; (2)
23 the Commissioner of Administrative Services, or the commissioner's
24 designee; (3) the executive director of the Joint Committee on
25 Legislative Management, or the executive director's designee; [ten state
26 employees appointed in accordance with subdivision (2) of this
27 subsection; two retired state employees, one appointed by the
28 Governor and one appointed by the Comptroller; one nonvoting
29 representative from each participating federation; and one nonvoting
30 representative from the principal combined fund-raising organization
31 selected pursuant to subdivision (3) of subsection (c) of this section] (4)
32 two state employees, appointed by the Governor, one of whom is a
33 representative of organized labor and one of whom will serve as the
34 primary liaison between the committee and the department heads, as
35 defined in section 4-5; (5) one state employee, appointed by the
36 speaker of the House of Representatives; (6) one state employee,
37 appointed by the president pro tempore of the Senate; and (7) one
38 retired employee, appointed by the Comptroller. Not more than one
39 state employee from any state agency shall be appointed to the
40 committee. All voting members of the State Employee Campaign
41 Committee and their successors shall serve in accordance with the
42 provisions of section 4-1a. The committee shall select one of its voting
43 members to serve as chairperson.

44 [(2)] The ten state employee members of the State Employee
45 Campaign Committee shall be appointed as follows: Four by the
46 Governor, two of whom shall be representatives of organized labor;

47 one by the speaker of the House of Representatives; one by the
48 majority leader of the House of Representatives; one by the minority
49 leader of the House of Representatives; one by the president pro
50 tempore of the Senate; one by the majority leader of the Senate; and
51 one by the minority leader of the Senate.]

52 (c) (1) The State Employee Campaign Committee shall (A) exercise
53 general supervision over all operations of the State Employee
54 Campaign and take any actions necessary for achievement of
55 campaign objectives; (B) have the authority, for purposes of complying
56 with the provisions of this section and any regulations adopted under
57 this section, to audit, investigate and report on the administration of
58 the State Employee Campaign; and (C) be responsible for [(A)] the
59 overall coordination of the State Employee Campaign, [selection of
60 participating federations and approval of campaign materials to be
61 used for the State Employee Campaign,] and [(B)] the selection and
62 supervision of, and contracting with, a principal combined fund-
63 raising organization to administer the State Employee Campaign.

64 (2) Each [federation,] charitable organization or consultant
65 submitting an application to become the principal combined fund-
66 raising organization for the State Employee Campaign shall
67 demonstrate that such [federation,] charitable organization or
68 consultant (A) has prior workplace campaign experience, including,
69 but not limited to, (i) the development of financial procedures for
70 processing and tracking contributions and expenditures, and (ii)
71 [conducting] facilitating campaign operations, [such as a kick-off and
72 other events for the State Employee Campaign,] (B) has staff necessary
73 to administer the State Employee Campaign, and (C) will administer
74 the State Employee Campaign equitably and fairly.

75 (3) If two or more [federations,] charitable organizations or
76 consultants submit an application to become the principal combined
77 fund-raising organization for the State Employee Campaign, the State
78 Employee Campaign Committee shall, through a competitive process,
79 select the lowest responsible qualified bidder, as defined in subsection

80 (a) of section 4a-59. If only one [federation,] charitable organization or
81 consultant submits such an application and meets the qualifications
82 prescribed in subdivision (2) of this subsection, the State Employee
83 Campaign Committee shall select such [federation,] charitable
84 organization or consultant to become the principal combined fund-
85 raising organization.

86 [(4) The Comptroller, on behalf of the State Employee Campaign
87 Committee, shall contract with the selected principal combined fund-
88 raising organization to administer the State Employee Campaign.]

89 [(d) (1) Any federation that did not participate in the most recently
90 completed State Employee Campaign and wishes to participate in the
91 next State Employee Campaign shall apply to the State Employee
92 Campaign Committee not later than January fifteenth after the most
93 recently completed State Employee Campaign for approval to
94 participate in the next State Employee Campaign. Such application
95 shall contain information required by regulations adopted by the office
96 of the Comptroller in accordance with chapter 54, pursuant to
97 subsection (h) of this section. The committee shall review such
98 application and notify the federation of the committee's decision not
99 later than May fifteenth. If a federation's application is denied, such
100 federation may appeal the decision of the committee in accordance
101 with the procedures set forth in such regulations adopted by the office
102 of the Comptroller.

103 (2) On or before January fifteenth, each federation which
104 participated in the most recently completed State Employee Campaign
105 and wishes to participate in the next State Employee Campaign shall
106 submit to the State Employee Campaign Committee a letter of intent to
107 participate in the next State Employee Campaign. On or before April
108 fifteenth, each such federation shall apply to the State Employee
109 Campaign Committee for approval to participate in the next State
110 Employee Campaign. Such application shall contain information
111 required by regulations adopted by the office of the Comptroller in
112 accordance with chapter 54, pursuant to subsection (h) of this section.

113 The committee shall review such application and notify the federation
114 of the committee's decision not later than May fifteenth. If a
115 federation's application is denied, such federation may appeal the
116 decision of the committee in accordance with the procedures set forth
117 in such regulations adopted by the office of the Comptroller.]

118 (d) In order to be included in the State Employee Campaign, a
119 charitable organization shall (1) have a written policy of
120 nondiscrimination and be in compliance with all requirements of law
121 regarding nondiscrimination, equal employment opportunity and
122 public accommodation with respect to its programs, clients, officers,
123 employees and volunteers; (2) use the funds contributed to the State
124 Employee Campaign by state employees for their stated purpose
125 within the state and not use more than fifteen per cent of such funds
126 for the charitable organization's administrative costs; (3) be exempt
127 from taxation pursuant to Section 501(c)(3) of the Internal Revenue
128 Code of 1986, or any subsequent corresponding internal revenue code
129 of the United States, as amended from time to time; and (4)
130 demonstrate that its programs are located within and serve the state,
131 as evidenced by the presence in the state of at least one staffed facility
132 at which goods or services may be obtained.

133 (e) The Comptroller, upon written request of any state officer or
134 employee, shall deduct, each pay period, from the salary or wages of
135 such officer or employee the amount of money designated by such
136 officer or employee for payment to the [participating federation or
137 federations] charitable organization indicated by the officer or
138 employee. Upon collecting such deductions, the Comptroller shall
139 transmit them to the principal combined fund-raising organization
140 selected pursuant to subdivision (3) of subsection (c) of this section,
141 together with a list of officers and employees contributing to each
142 [federation or such federation's member agencies] charitable
143 organization, provided the identity of any officer or employee who has
144 communicated in writing that such employee or officer desires to
145 remain anonymous shall not be so transmitted. Such principal
146 combined fund-raising organization shall, each month after receiving

147 funds from the Comptroller, distribute the funds among the other
148 [federations for further distribution to the member agencies of the
149 federations] charitable organizations.

150 (f) Prior to the annual commencement of the State Employee
151 Campaign, the principal combined fund-raising organization shall
152 submit for the approval of the State Employee Campaign Committee
153 an itemized budget of anticipated administrative expenses, which
154 budget shall not include campaign expenses. Following the annual
155 conclusion of the State Employee Campaign, the principal combined
156 fund-raising organization shall recover an amount not to exceed one
157 hundred ten per cent of its preapproved actual administrative
158 expenses from the gross payroll deduction receipts of the campaign in
159 accordance with procedures set forth in regulations adopted by the
160 [office of the Comptroller] State Employee Campaign Committee,
161 pursuant to subsection (h) of this section. Undesignated funds raised
162 through the campaign shall be distributed among the participating
163 [federations] charitable organization in proportion to the amount of
164 funds designated for each [federation] charitable organization.

165 (g) Not later than March first annually, the principal combined
166 fund-raising organization shall submit to the Auditors of Public
167 Accounts for audit a financial report of such principal combined fund-
168 raising organization's activities relating to the State Employee
169 Campaign payroll deductions made during the previous calendar
170 year. The principal combined fund-raising organization shall submit a
171 copy of such financial report to the office of the Comptroller.

172 (h) The [Comptroller] State Employee Campaign Committee shall
173 [(1)] adopt regulations in accordance with the provisions of chapter 54
174 to carry out the purposes of this section. [, (2) exercise general
175 supervision over all operations of the State Employee Campaign and
176 take any steps necessary to ensure achievement of campaign
177 objectives, and (3) have the authority, for purposes of compliance with
178 this section and any regulations adopted pursuant to this section, to
179 audit, investigate and report on the administration of the State

180 Employee Campaign, the principal combined fund-raising
181 organization that administers the campaign and any federation or
182 federation member organization that participates in the campaign.]

183 (i) Not later than July 1, 2016, and not later than April first annually
184 thereafter, the State Employee Campaign Committee shall conduct a
185 comprehensive review of the State Employee Campaign and submit to
186 the Governor, the Comptroller and the General Assembly, in
187 accordance with section 11-4a, a report on the results of the most
188 recently completed State Employee Campaign and recommendations
189 for improvements in the next State Employee Campaign.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	5-262

Statement of Purpose:

To modify the functions of and appointments to the State Employee Campaign Committee, remove references to federations and impose additional requirements on participating charitable organizations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]