



General Assembly

January Session, 2019

Raised Bill No. 1081

LCO No. 5993



Referred to Committee on PLANNING AND DEVELOPMENT

Introduced by:
(PD)

AN ACT CONCERNING MUNICIPAL SET-ASIDE REQUIREMENTS.

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

1 Section 1. Subdivision (14) of subsection (a) of section 4a-60g of the
2 general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2019*):

4 (14) "Municipal public works contract" means that portion of an
5 agreement entered into on or after October 1, [2015] 2019, between any
6 individual, firm or corporation and a municipality for the construction,
7 rehabilitation, conversion, extension, demolition or repair of a public
8 building, highway or other changes or improvements in real property,
9 which is financed in whole or in part by the state, including, but not
10 limited to, matching expenditures, grants, loans, insurance or
11 guarantees, [but excluding any project of an alliance district, as defined
12 in section 10-262u, financed by state funding in an amount equal to
13 fifty thousand dollars or less] in an amount greater than five hundred
14 thousand dollars.

15 Sec. 2. Subsection (h) of section 4a-60g of the general statutes is

16 repealed and the following is substituted in lieu thereof (*Effective*
17 *October 1, 2019*):

18 (h) The provisions of this section shall not apply to (1) any awarding
19 agency for which the total value of all contracts or portions of contracts
20 of the types enumerated in subdivision (2) of subsection (b) of this
21 section is anticipated to be equal to ten thousand dollars or less, or (2)
22 any [municipal public works contract or] contract for a quasi-public
23 agency project for which the total value of the contract is anticipated to
24 be equal to fifty thousand dollars or less.

25 Sec. 3. Section 46a-68c of the general statutes is repealed and the
26 following is substituted in lieu thereof (*Effective October 1, 2019*):

27 In addition to the provisions of section 4a-60, each contractor with
28 fifty or more employees awarded either a public works contract [,
29 municipal public works contract] or contract for a quasi-public agency
30 project in excess of fifty thousand dollars, or a municipal public works
31 contract in excess of five hundred thousand dollars, in any fiscal year,
32 but not subject to the provisions of section 46a-68d, shall develop and
33 file with the Commission on Human Rights and Opportunities an
34 affirmative action plan which shall comply with regulations adopted
35 by the commission. Failure to develop an approved affirmative action
36 plan pursuant to this section shall act as a bar to bidding on or the
37 award of future contracts until such requirement has been met. When
38 the commission approves an affirmative action plan pursuant to this
39 section, it shall issue a certificate of compliance to the contractor. This
40 certificate shall be prima facie proof of the contractor's eligibility to bid
41 or be awarded contracts for a period of two years from the date of the
42 certificate. Such certificate shall not excuse the contractor from
43 monitoring by the commission or from the reporting and record-
44 keeping requirements of sections 46a-68e and 46a-68f. The commission
45 may revoke the certificate of a contractor if the contractor does not
46 implement its affirmative action plan in compliance with this section
47 and sections 4a-60, as amended by this act, 4a-60g, 4a-62, 46a-56, 46a-
48 68b, 46a-68d, and 46a-68e to 46a-68k, inclusive.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	4a-60g(a)(14)
Sec. 2	<i>October 1, 2019</i>	4a-60g(h)
Sec. 3	<i>October 1, 2019</i>	46a-68c

Statement of Purpose:

To exclude municipal public works contracts financed by five hundred thousand dollars or less of state funding from set-aside and affirmative action plan requirements.

[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.]