



General Assembly

Substitute Bill No. 6444

January Session, 2021



AN ACT CONCERNING THE MODERNIZATION OF STATE SERVICES.

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

1 Section 1. Section 1-101qq of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2021*):

3 (a) Except as provided in section 10a-151h, a state agency or
4 institution or quasi-public agency that is seeking a contractor for a large
5 state construction or procurement contract shall provide the summary
6 of state ethics laws developed by the Office of State Ethics pursuant to
7 section 1-81b to any person seeking a large state construction or
8 procurement contract. [Such person shall affirm to the agency or
9 institution, in writing or electronically, (1) receipt of such summary, and
10 (2) that key employees of such person have read and understand the
11 summary and agree to comply with the provisions of state ethics law.
12 After the initial submission of such affirmation, such person shall not be
13 required to resubmit such affirmation unless there is a change in the
14 information contained in the affirmation. If there is any change in the
15 information contained in the most recently filed affirmation, such
16 person shall submit an updated affirmation either (A) not later than
17 thirty days after the effective date of any such change, or (B) upon the
18 submittal of any new bid or proposal, whichever is earlier.] No state
19 agency or institution or quasi-public agency shall [accept a bid or

20 proposal for] enter into a large state construction or procurement
21 contract [without such affirmation] unless such contract contains a
22 representation that the chief executive officer or authorized signatory of
23 the contract and all key employees of such officer or signatory have read
24 and understood the summary and agree to comply with the provisions
25 of state ethics law.

26 (b) Except as provided in section 10a-151h, prior to entering into a
27 contract with any subcontractors or consultants, each large state
28 construction or procurement contractor shall [(1)] provide the summary
29 of state ethics laws described in subsection (a) of this section to all
30 subcontractors and consultants, [, and (2) obtain an affirmation from
31 each subcontractor and consultant that such subcontractor and
32 consultant has received such summary and key employees of such
33 subcontractor and consultant have read and understand the summary
34 and agree to comply with its provisions. The contractor shall provide
35 such affirmations to the state agency, institution or quasi-public agency
36 not later than fifteen days after the request of such agency, institution or
37 quasi-public agency for such affirmation.] Each contract entered into
38 with a subcontractor or consultant on or after July 1, 2021, shall include
39 a representation that each subcontractor or consultant and the key
40 employees of such subcontractor or consultant have read and
41 understood the summary and agree to comply with the provisions of
42 state ethics law. Failure to [submit such affirmations in a timely manner]
43 include such representations in such contracts with subcontractors or
44 consultants shall be cause for termination of the large state construction
45 or procurement contract.

46 (c) Each contract with a contractor, subcontractor or consultant
47 described in subsection (a) or (b) of this section shall incorporate such
48 summary by reference as a part of the contract terms.

49 Sec. 2. Section 4-252 of the general statutes is repealed and the
50 following is substituted in lieu thereof (*Effective July 1, 2021*):

51 (a) Except as provided in section 10a-151f, on and after July 1, [2006]

52 2021, no state agency or quasi-public agency shall execute a large state
53 contract unless [the state agency or quasi-public agency obtains the
54 written or electronic certification] such contract contains the
55 representation described in this section. [Each such certification shall be
56 sworn as true to the best knowledge and belief of the person signing the
57 certification, subject to the penalties of false statement. If there is any
58 change in the information contained in the most recently filed
59 certification, such person shall submit an updated certification either (1)
60 not later than thirty days after the effective date of any such change, or
61 (2) upon the submittal of any new bid or proposal for a large state
62 contract, whichever is earlier. Such person shall also submit to the state
63 agency or quasi-public agency an accurate, updated certification not
64 later than fourteen days after the twelve-month anniversary of the most
65 recently filed certification or updated certification.]

66 (b) The official or employee of such state agency or quasi-public
67 agency who is authorized to execute state contracts shall [certify]
68 represent that the selection of the most qualified or highest ranked
69 person, firm or corporation was not the result of collusion, the giving of
70 a gift or the promise of a gift, compensation, fraud or inappropriate
71 influence from any person.

72 (c) Any principal or key personnel of the person, firm or corporation
73 submitting a bid or proposal for a large state contract shall [certify]
74 represent:

75 (1) That no gifts were made by (A) such person, firm, corporation, (B)
76 any principals and key personnel of the person, firm or corporation,
77 who participate substantially in preparing bids, proposals or
78 negotiating state contracts, or (C) any agent of such person, firm,
79 corporation or principals and key personnel, who participates
80 substantially in preparing bids, proposals or negotiating state contracts,
81 to (i) any public official or state employee of the state agency or quasi-
82 public agency soliciting bids or proposals for state contracts, who
83 participates substantially in the preparation of bid solicitations or
84 requests for proposals for state contracts or the negotiation or award of

85 state contracts, or (ii) any public official or state employee of any other
86 state agency, who has supervisory or appointing authority over such
87 state agency or quasi-public agency;

88 (2) That no such principals and key personnel of the person, firm or
89 corporation, or agent of such person, firm or corporation or principals
90 and key personnel, knows of any action by the person, firm or
91 corporation to circumvent such prohibition on gifts by providing for
92 any other principals and key personnel, official, employee or agent of
93 the person, firm or corporation to provide a gift to any such public
94 official or state employee; and

95 (3) That the person, firm or corporation is submitting bids or
96 proposals without fraud or collusion with any person.

97 (d) Any bidder or proposer that does not [make the certification]
98 agree to the representations required under this section shall be
99 [disqualified] rejected and the state agency or quasi-public agency shall
100 award the contract to the next highest ranked proposer or the next
101 lowest responsible qualified bidder or seek new bids or proposals.

102 (e) Each state agency and quasi-public agency shall include in the bid
103 specifications or request for proposals for a large state contract a notice
104 of the [certification] representation requirements of this section.

105 Sec. 3. Section 4-252a of the general statutes is repealed and the
106 following is substituted in lieu thereof (*Effective July 1, 2021*):

107 (a) For purposes of this section, "state agency" and "quasi-public
108 agency" have the same meanings as provided in section 1-79, "large state
109 contract" has the same meaning as provided in section 4-250 and "entity"
110 means any corporation, general partnership, limited partnership,
111 limited liability partnership, joint venture, nonprofit organization or
112 other business organization whose principal place of business is located
113 outside of the United States, but excludes any United States subsidiary
114 of a foreign corporation.

115 (b) No state agency or quasi-public agency shall enter into any large
116 state contract, or amend or renew any such contract with any entity
117 [who (1) has failed to submit a written certification indicating whether
118 or not such entity has] unless such contract contains a certification that
119 such entity has not made a direct investment of twenty million dollars
120 or more in the energy sector of Iran on or after October 1, 2013, as
121 described in Section 202 of the Comprehensive Iran Sanctions,
122 Accountability and Divestment Act of 2010, [or has] and has not
123 increased or renewed such investment on or after said date, [or (2) has
124 submitted a written certification indicating that such entity has made
125 such an investment on or after October 1, 2013, or has increased or
126 renewed such an investment on or after said date. Each such
127 certification shall be sworn as true to the best knowledge and belief of
128 the entity signing the certification, subject to the penalties of false
129 statement.]

130 (c) Each state agency and quasi-public agency shall include in the bid
131 specifications or request for proposals for a large state contract a notice
132 of the certification requirements of this section. [Prior to submitting a
133 bid or proposal for a large state contract, each bidder or proposer who
134 is an entity shall submit a certification that such bidder or proposer has
135 or has not made an investment as described in subsection (b) of this
136 section.]

137 (d) Any entity [who] that makes a good faith effort to determine
138 whether such entity has made an investment described in subsection (b)
139 of this section shall not be subject to the penalties of false statement
140 pursuant to this section. A "good faith effort" for purposes of this
141 subsection includes a determination that such entity is not on the list of
142 persons who engage in certain investment activities in Iran created by
143 the Department of General Services of the state of California pursuant
144 to Division 2, Chapter 2.7 of the California Public Contract Code.
145 Nothing in this subsection shall be construed to impair the ability of the
146 state agency or quasi-public agency to pursue a breach of contract action
147 for any violation of the provisions of the contract.

148 (e) The provisions of this section shall not apply to any contract of the
149 Treasurer as trustee of the Connecticut retirement plans and trust funds,
150 as defined in section 3-13c, provided nothing in this subsection shall be
151 construed to prevent the Treasurer from performing his or her fiduciary
152 duties under section 3-13g.

153 Sec. 4. Section 4a-81 of the general statutes is repealed and the
154 following is substituted in lieu thereof (*Effective July 1, 2021*):

155 (a) Except as provided in section 10a-151f, no state agency or quasi-
156 public agency shall execute a contract for the purchase of goods or
157 services, which contract has a total value to the state of fifty thousand
158 dollars or more in any calendar or fiscal year, unless [the state agency or
159 quasi-public agency obtains the affidavit] such contract contains the
160 representations described in subsection (b) of this section.

161 (b) (1) [Any principal or key personnel of a person, firm or
162 corporation who submit bids or proposals for a] Each contract described
163 in subsection (a) of this section shall [attest in an affidavit as to] include
164 a representation whether any consulting agreement has been entered
165 into in connection with any such contract. Such [affidavit]
166 representation shall be required if any duties of the consultant included
167 communications concerning business of a state or quasi-public agency,
168 whether or not direct contact with a state agency, state or public official
169 or state employee was expected or made. As used in this section,
170 "consulting agreement" means any written or oral agreement to retain
171 the services, for a fee, of a consultant for the purposes of (A) providing
172 counsel to a contractor, vendor, consultant or other entity seeking to
173 conduct, or conducting, business with the state, (B) contacting, whether
174 in writing or orally, any executive, judicial, or administrative office of
175 the state, including any department, institution, bureau, board,
176 commission, authority, official or employee for the purpose of
177 solicitation, dispute resolution, introduction, requests for information,
178 or (C) any other similar activity related to such contracts. "Consulting
179 agreement" does not include any agreements entered into with a
180 consultant who is registered under the provisions of chapter 10 as of the

181 date such [affidavit is submitted] contract is executed in accordance
182 with the provisions of this section.

183 (2) Such [affidavit] representation shall be sworn as true to the best
184 knowledge and belief of the person signing the [certification on the
185 affidavit] contract and shall be subject to the penalties of false statement.

186 (3) Such [affidavit] representation shall include the following
187 information for each consulting agreement listed: The name of the
188 consultant, the consultant's firm, the basic terms of the consulting
189 agreement, a brief description of the services provided, and an
190 indication as to whether the consultant is a former state employee or
191 public official. If the consultant is a former state employee or public
192 official, such [affidavit] representation shall indicate his or her former
193 agency and the date such employment terminated.

194 [(4) After the initial submission of such affidavit, the principal or key
195 personnel of the person, firm or corporation shall not be required to
196 resubmit such affidavit unless there is a change in the information
197 contained in such affidavit. If there is any change in the information
198 contained in the most recently filed affidavit required under this section,
199 the principal or key personnel of a person, firm or corporation who
200 submit bids or proposals for a contract described in subsection (a) of this
201 section shall submit an updated affidavit either (A) not later than thirty
202 days after the effective date of any such change, or (B) upon the
203 submittal of any new bid or proposal, whichever is earlier.]

204 (c) Each state agency and quasi-public agency shall include a notice
205 of the [affidavit] representation requirements of this section in the bid
206 specifications or request for proposals for any contract that is described
207 in subsection (a) of this section.

208 (d) If a bidder or vendor refuses to [submit the affidavit] agree to the
209 representations required under [subsection] subsections (a) and (b) of
210 this section, such bidder or vendor shall be [disqualified] rejected and
211 the state agency or quasi-public agency shall award the contract to the

212 next highest ranked vendor or the next lowest responsible qualified
213 bidder or seek new bids or proposals.

214 Sec. 5. Subdivision (2) of subsection (f) of section 9-612 of the general
215 statutes is repealed and the following is substituted in lieu thereof
216 (*Effective July 1, 2021*):

217 (2) (A) No state contractor, prospective state contractor, principal of
218 a state contractor or principal of a prospective state contractor, with
219 regard to a state contract or a state contract solicitation with or from a
220 state agency in the executive branch or a quasi-public agency or a
221 holder, or principal of a holder, of a valid prequalification certificate,
222 shall make a contribution to, or, on and after January 1, 2011, knowingly
223 solicit contributions from the state contractor's or prospective state
224 contractor's employees or from a subcontractor or principals of the
225 subcontractor on behalf of (i) an exploratory committee or candidate
226 committee established by a candidate for nomination or election to the
227 office of Governor, Lieutenant Governor, Attorney General, State
228 Comptroller, Secretary of the State or State Treasurer, (ii) a political
229 committee authorized to make contributions or expenditures to or for
230 the benefit of such candidates, or (iii) a party committee;

231 (B) No state contractor, prospective state contractor, principal of a
232 state contractor or principal of a prospective state contractor, with
233 regard to a state contract or a state contract solicitation with or from the
234 General Assembly or a holder, or principal of a holder, of a valid
235 prequalification certificate, shall make a contribution to, or, on and after
236 January 1, 2011, knowingly solicit contributions from the state
237 contractor's or prospective state contractor's employees or from a
238 subcontractor or principals of the subcontractor on behalf of (i) an
239 exploratory committee or candidate committee established by a
240 candidate for nomination or election to the office of state senator or state
241 representative, (ii) a political committee authorized to make
242 contributions or expenditures to or for the benefit of such candidates, or
243 (iii) a party committee;

244 (C) If a state contractor or principal of a state contractor makes or
245 solicits a contribution as prohibited under subparagraph (A) or (B) of
246 this subdivision, as determined by the State Elections Enforcement
247 Commission, the contracting state agency or quasi-public agency may,
248 in the case of a state contract executed on or after February 8, 2007, void
249 the existing contract with such contractor, and no state agency or quasi-
250 public agency shall award the state contractor a state contract or an
251 extension or an amendment to a state contract for one year after the
252 election for which such contribution is made or solicited unless the
253 commission determines that mitigating circumstances exist concerning
254 such violation. No violation of the prohibitions contained in
255 subparagraph (A) or (B) of this subdivision shall be deemed to have
256 occurred if, and only if, the improper contribution is returned to the
257 principal by the later of thirty days after receipt of such contribution by
258 the recipient committee treasurer or the filing date that corresponds
259 with the reporting period in which such contribution was made;

260 (D) If a prospective state contractor or principal of a prospective state
261 contractor makes or solicits a contribution as prohibited under
262 subparagraph (A) or (B) of this subdivision, as determined by the State
263 Elections Enforcement Commission, no state agency or quasi-public
264 agency shall award the prospective state contractor the contract
265 described in the state contract solicitation or any other state contract for
266 one year after the election for which such contribution is made or
267 solicited unless the commission determines that mitigating
268 circumstances exist concerning such violation. The Commissioner of
269 Administrative Services shall notify applicants of the provisions of this
270 subparagraph and subparagraphs (A) and (B) of this subdivision during
271 the prequalification application process; [and]

272 (E) The State Elections Enforcement Commission shall make
273 available to each state agency and quasi-public agency a written notice
274 advising state contractors and prospective state contractors of the
275 contribution and solicitation prohibitions contained in subparagraphs
276 (A) and (B) of this subdivision. Such notice shall: (i) Direct each state

277 contractor and prospective state contractor to inform each individual
278 described in subparagraph (F) of subdivision (1) of this subsection, with
279 regard to such state contractor or prospective state contractor, about the
280 provisions of subparagraph (A) or (B) of this subdivision, whichever is
281 applicable, and this subparagraph; (ii) inform each state contractor and
282 prospective state contractor of the civil and criminal penalties that could
283 be imposed for violations of such prohibitions if any such contribution
284 is made or solicited; (iii) inform each state contractor and prospective
285 state contractor that, in the case of a state contractor, if any such
286 contribution is made or solicited, the contract may be voided; (iv) inform
287 each state contractor and prospective state contractor that, in the case of
288 a prospective state contractor, if any such contribution is made or
289 solicited, the contract described in the state contract solicitation shall not
290 be awarded, unless the commission determines that mitigating
291 circumstances exist concerning such violation; and (v) inform each state
292 contractor and prospective state contractor that the state will not award
293 any other state contract to anyone found in violation of such
294 prohibitions for a period of one year after the election for which such
295 contribution is made or solicited, unless the commission determines that
296 mitigating circumstances exist concerning such violation. Each state
297 agency and quasi-public agency shall [distribute such notice to the chief
298 executive officer of its contractors and prospective state contractors, or
299 an authorized signatory to a state contract, and shall obtain a written
300 acknowledgment of the receipt of such notice.] include in the bid
301 specifications or request for proposals for a state contract, a copy of or
302 Internet link to such notice. No state agency or quasi-public agency shall
303 execute a state contract unless such contract contains a representation
304 that the chief executive officer or authorized signatory of the contract
305 has received such notice; and

306 (F) (i) Any principal of the state contractor or prospective state
307 contractor submitting a bid or proposal for a state contract shall certify
308 that neither the contractor or prospective state contractor, nor any of its
309 principals, have made any contributions to, or solicited any
310 contributions on behalf of, any party committee, exploratory committee,

311 candidate for state-wide office or for the General Assembly, or political
312 committee authorized to make contributions to or expenditures to or for,
313 the benefit of such candidates, in the previous four years, that were
314 determined by the State Elections Enforcement Commission to be in
315 violation of subparagraph (A) or (B) of this subdivision, without
316 mitigating circumstances having been found to exist concerning such
317 violation. Each such certification shall be sworn as true to the best
318 knowledge and belief of the person signing the certification, subject to
319 the penalties of false statement. If there is any change in the information
320 contained in the most recently filed certification, such person shall
321 submit an updated certification not later than thirty days after the
322 effective date of any such change or upon the submittal of any new bid
323 or proposal for a state contract, whichever is earlier.

324 (ii) Each state agency and quasi-public agency shall include in the bid
325 specifications or request for proposals for a state contract a notice of the
326 certification requirements of this subparagraph. No state agency or
327 quasi-public agency shall execute a state contract unless the state agency
328 or quasi-public agency obtains the written certification described in this
329 subparagraph.

330 (iii) Any principal of the state contractor or prospective state
331 contractor submitting a bid or proposal for a state contract shall disclose
332 on the certification all contributions made by any of its principals to any
333 party committee, exploratory committee, candidate for state-wide office
334 or for the General Assembly, or political committee authorized to make
335 contributions to or expenditures to or for the benefit of such candidates
336 for a period of four years prior to the signing of the contract or date of
337 the response to the bid, whichever is longer, and certify that all such
338 contributions have been disclosed.

339 Sec. 6. Subsection (c) of section 4a-60 of the general statutes is
340 repealed and the following is substituted in lieu thereof (*Effective July 1,*
341 *2021*):

342 (c) Except as provided in section 10a-151i:

343 (1) Any contractor who has one or more contracts with an awarding
344 agency or who is a party to a municipal public works contract or a
345 contract for a quasi-public agency project [, where any such contract is
346 valued at less than fifty thousand dollars for each year of the contract,
347 shall provide the awarding agency, or in the case of a municipal public
348 works or quasi-public agency project contract, the Commission on
349 Human Rights and Opportunities, with a written or electronic
350 representation that complies with the nondiscrimination agreement and
351 warranty under subdivision (1) of subsection (a) of this section,
352 provided if there is any change in such representation, the contractor
353 shall provide the updated representation to the awarding agency or
354 commission not later than thirty days after such change] shall include a
355 nondiscrimination affirmation provision certifying that the contractor
356 understands the obligations of this section and will maintain a policy for
357 the duration of the contract to assure that the contract will be performed
358 in compliance with the nondiscrimination requirements of subsection
359 (a) of this section. The authorized signatory of the contract shall
360 demonstrate his or her understanding of this obligation by either (A)
361 initialing the nondiscrimination affirmation provision in the body of the
362 contract, or (B) providing an affirmative response in the required online
363 bid or response to a proposal question which asks if the contractor
364 understands its obligations.

365 [(2) Any contractor who has one or more contracts with an awarding
366 agency or who is a party to a municipal public works contract or a
367 contract for a quasi-public agency project, where any such contract is
368 valued at fifty thousand dollars or more for any year of the contract,
369 shall provide the awarding agency, or in the case of a municipal public
370 works or quasi-public agency project contract, the Commission on
371 Human Rights and Opportunities, with any one of the following:

372 (A) Documentation in the form of a company or corporate policy
373 adopted by resolution of the board of directors, shareholders, managers,
374 members or other governing body of such contractor that complies with
375 the nondiscrimination agreement and warranty under subdivision (1) of

376 subsection (a) of this section;

377 (B) Documentation in the form of a company or corporate policy
378 adopted by a prior resolution of the board of directors, shareholders,
379 managers, members or other governing body of such contractor if (i) the
380 prior resolution is certified by a duly authorized corporate officer of
381 such contractor to be in effect on the date the documentation is
382 submitted, and (ii) the head of the awarding agency, or a designee, or in
383 the case of a municipal public works or quasi-public agency project
384 contract, the executive director of the Commission on Human Rights
385 and Opportunities or a designee, certifies that the prior resolution
386 complies with the nondiscrimination agreement and warranty under
387 subdivision (1) of subsection (a) of this section; or

388 (C) Documentation in the form of an affidavit signed under penalty
389 of false statement by a chief executive officer, president, chairperson or
390 other corporate officer duly authorized to adopt company or corporate
391 policy that certifies that the company or corporate policy of the
392 contractor complies with the nondiscrimination agreement and
393 warranty under subdivision (1) of subsection (a) of this section and is in
394 effect on the date the affidavit is signed.]

395 [(3)] (2) No awarding agency, or in the case of a municipal public
396 works contract, no municipality, or in the case of a quasi-public agency
397 project contract, no entity, shall award a contract to a contractor [who]
398 that has not [provided the representation or documentation] included
399 the nondiscrimination affirmation provision in the contract and
400 demonstrated its understanding of such provision as required under
401 [subdivisions] subdivision (1) [and (2)] of this subsection. [, as
402 applicable. After the initial submission of such representation or
403 documentation, the contractor shall not be required to resubmit such
404 representation or documentation unless there is a change in the
405 information contained in such representation or documentation. If there
406 is any change in the information contained in the most recently filed
407 representation or updated documentation, the contractor shall submit
408 an updated representation or documentation, as applicable, either (A)

409 not later than thirty days after the effective date of such change, or (B)
410 upon the execution of a new contract with the awarding agency,
411 municipality or entity, as applicable, whichever is earlier. Such
412 contractor shall also certify, in accordance with subparagraph (B) or (C)
413 of subdivision (2) of this subsection, to the awarding agency or
414 commission, as applicable, not later than fourteen days after the twelve-
415 month anniversary of the most recently filed representation,
416 documentation or updated representation or documentation, that the
417 representation on file with the awarding agency or commission, as
418 applicable, is current and accurate.]

419 Sec. 7. Subsection (b) of section 4a-60a of the general statutes is
420 repealed and the following is substituted in lieu thereof (*Effective July 1,*
421 *2021*):

422 (b) Except as provided in section 10a-151i:

423 (1) Any contractor who has one or more contracts with an awarding
424 agency or who is a party to a municipal public works contract or a
425 contract for a quasi-public agency project [, where any such contract is
426 valued at less than fifty thousand dollars for each year of the contract,
427 shall provide the awarding agency, or in the case of a municipal public
428 works or quasi-public agency project contract, the Commission on
429 Human Rights and Opportunities, with a written representation that
430 complies with the nondiscrimination agreement and warranty under
431 subdivision (1) of subsection (a) of this section] shall include a
432 nondiscrimination affirmation provision in the contract certifying that
433 the contractor understands the obligations of this section and will
434 maintain a policy for the duration of the contract to assure that the
435 contract will be performed in conformance with the nondiscrimination
436 requirements of this section. The authorized signatory of the contract
437 shall demonstrate his or her understanding of this obligation by either
438 (A) initialing the nondiscrimination affirmation provision in the body of
439 the contract, or (B) providing an affirmative response in the required
440 online bid or response to a proposal question which asks if the
441 contractor understands its obligations.

442 [(2) Any contractor who has one or more contracts with an awarding
443 agency or who is a party to a municipal public works contract or a
444 contract for a quasi-public agency project, where any such contract is
445 valued at fifty thousand dollars or more for any year of the contract,
446 shall provide such awarding agency, or in the case of a municipal public
447 works or quasi-public agency project contract, the Commission on
448 Human Rights and Opportunities, with any of the following:

449 (A) Documentation in the form of a company or corporate policy
450 adopted by resolution of the board of directors, shareholders, managers,
451 members or other governing body of such contractor that complies with
452 the nondiscrimination agreement and warranty under subdivision (1) of
453 subsection (a) of this section;

454 (B) Documentation in the form of a company or corporate policy
455 adopted by a prior resolution of the board of directors, shareholders,
456 managers, members or other governing body of such contractor if (i) the
457 prior resolution is certified by a duly authorized corporate officer of
458 such contractor to be in effect on the date the documentation is
459 submitted, and (ii) the head of the awarding agency, or a designee, or in
460 the case of a municipal public works or quasi-public agency project
461 contract, the executive director of the Commission on Human Rights
462 and Opportunities or a designee, certifies that the prior resolution
463 complies with the nondiscrimination agreement and warranty under
464 subdivision (1) of subsection (a) of this section; or

465 (C) Documentation in the form of an affidavit signed under penalty
466 of false statement by a chief executive officer, president, chairperson or
467 other corporate officer duly authorized to adopt company or corporate
468 policy that certifies that the company or corporate policy of the
469 contractor complies with the nondiscrimination agreement and
470 warranty under subdivision (1) of subsection (a) of this section and is in
471 effect on the date the affidavit is signed.]

472 [(3)] (2) No awarding agency, or in the case of a municipal public
473 works contract, no municipality, or in the case of a quasi-public agency

474 project contract, no entity, shall award a contract to a contractor who has
475 not [provided the representation or documentation] included the
476 nondiscrimination affirmation provision in the contract and
477 demonstrated its understanding of such provision as required under
478 [subdivisions] subdivision (1) [and (2)] of this subsection. [, as
479 applicable. After the initial submission of such representation or
480 documentation, the contractor shall not be required to resubmit such
481 representation or documentation unless there is a change in the
482 information contained in such representation or documentation. If there
483 is any change in the information contained in the most recently filed
484 representation or updated documentation, the contractor shall submit
485 an updated representation or documentation, as applicable, either (A)
486 not later than thirty days after the effective date of such change, or (B)
487 upon the execution of a new contract with the awarding agency,
488 municipality, or entity, as applicable, whichever is earlier. Such
489 contractor shall also certify, in accordance with subparagraph (B) or (C)
490 of subdivision (2) of this subsection, to the awarding agency or
491 commission, as applicable, not later than fourteen days after the twelve-
492 month anniversary of the most recently filed representation,
493 documentation or updated representation or documentation, that the
494 representation on file with the awarding agency or commission, as
495 applicable, is current and accurate.]

496 Sec. 8. Subdivision (1) of subsection (a) of section 4a-60g of the general
497 statutes is repealed and the following is substituted in lieu thereof
498 (*Effective October 1, 2021, and applicable to certifications issued or renewed on*
499 *or after said date*):

500 (1) "Small contractor" means (A) any contractor, subcontractor,
501 manufacturer, service company or [nonprofit] corporation that [(A)
502 that] (i) maintains its principal place of business in the state, [(B) that
503 had gross revenues not exceeding twenty million dollars in the most
504 recently completed fiscal year prior to such application, and (C) that is
505 independent. "Small contractor" does not include any person who is
506 affiliated with another person if both persons considered together have

507 a gross revenue exceeding twenty million dollars] and (ii) is certified as
508 a small business with the United States Small Business Administration,
509 or (B) any nonprofit corporation that (i) maintains its principal place of
510 business in the state, (ii) had gross revenues not exceeding twenty
511 million dollars in the most recently completed fiscal year prior to such
512 application, and (iii) is independent.

513 Sec. 9. Subdivision (9) of subsection (a) of section 4a-60g of the general
514 statutes is repealed and the following is substituted in lieu thereof
515 (*Effective October 1, 2021, and applicable to certifications issued or renewed on*
516 *or after said date*):

517 (9) "Nonprofit corporation" means a [nonprofit] nonstock corporation
518 incorporated pursuant to chapter 602 or any predecessor statutes
519 thereto, which is exempt from taxation under any provision of section
520 501 of the Internal Revenue Code of 1986, or any subsequent
521 corresponding internal revenue code of the United States, as amended
522 from time to time.

523 Sec. 10. Subsection (f) of section 4a-60g of the general statutes is
524 repealed and the following is substituted in lieu thereof (*Effective October*
525 *1, 2021*):

526 (f) The awarding authority may require that a contractor or
527 subcontractor awarded a contract or a portion of a contract under this
528 section furnish the following documentation: (1) A copy of the certificate
529 of incorporation, certificate of limited partnership, partnership
530 agreement or other organizational documents of the contractor or
531 subcontractor; (2) a copy of federal income tax returns filed by the
532 contractor or subcontractor for the previous year; [and] (3) evidence of
533 payment of fair market value for the purchase or lease by the contractor
534 or subcontractor of property or equipment from another contractor who
535 is not eligible for set-aside contracts under this section; (4) evidence that
536 the principal place of business of the contractor or subcontractor is
537 located in the state; and (5) for any contractor or subcontractor certified
538 under subsection (k) of this section on or after October 1, 2021, evidence

539 of certification with the United States Small Business Administration as
540 a small business.

541 Sec. 11. Subdivision (1) of subsection (k) of section 4a-60g of the
542 general statutes is repealed and the following is substituted in lieu
543 thereof (*Effective October 1, 2021*):

544 (k) (1) On or before January 1, 2000, the Commissioner of
545 Administrative Services shall establish a process for certification of
546 small contractors and minority business enterprises as eligible for set-
547 aside contracts. Each certification shall be valid for a period not to
548 exceed two years, unless the Commissioner of Administrative Services
549 determines that an extension of such certification is warranted,
550 provided any such extension shall not exceed a period of six months
551 from such certification's original expiration date. [Any paper
552 application for certification shall be no longer than six pages.] Any
553 certification issued prior to October 1, 2021, shall remain valid for the
554 term listed on such certification unless revoked pursuant to subdivision
555 (2) of this subsection. The Department of Administrative Services shall
556 maintain on its web site an updated directory of small contractors and
557 minority business enterprises certified under this section.

558 Sec. 12. Subsection (b) of section 4a-57 of the general statutes is
559 repealed and the following is substituted in lieu thereof (*Effective July 1,*
560 *2021*):

561 (b) The commissioner may, at [his] the commissioner's discretion,
562 waive the requirement of competitive bidding or competitive
563 negotiation in the case of minor nonrecurring [and] or emergency
564 purchases of ten thousand dollars or less in amount.

565 Sec. 13. Section 4a-60b of the general statutes is repealed and the
566 following is substituted in lieu thereof (*Effective July 1, 2021*):

567 (a) For the purposes of this section:

568 (1) "Reverse auction" means an on-line bidding process in which

569 qualified bidders or qualified proposers, anonymous to each other,
570 submit bids or proposals to provide goods, [or] supplies or services
571 pursuant to an invitation to bid or request for proposals; [and]

572 (2) "Contracting agency" means a state agency with statutory
573 authority to award contracts for goods, [or] supplies or services, or a
574 political subdivision of the state or school district; and

575 (3) "Services" does not include construction or construction-related
576 services.

577 (b) Notwithstanding any provision of the general statutes, whenever
578 a contracting agency determines that the use of a reverse auction is
579 advantageous to the contracting agency and will ensure a competitive
580 contract award, the contracting agency may use a reverse auction to
581 award a contract for goods, [or] supplies or services, in accordance with
582 any applicable requirement of the general statutes and policies of the
583 contracting agency. The contracting agency may contract with a third
584 party to prepare and manage any such reverse auction.

585 Sec. 14. Section 32-39e of the general statutes is repealed and the
586 following is substituted in lieu thereof (*Effective July 1, 2021*):

587 (a) If, in the exercise of its powers under section 32-39, Connecticut
588 Innovations, Incorporated (1) finds that the use of a certain technology,
589 product or process (A) would promote public health and safety,
590 environmental protection or economic development, or (B) with regard
591 to state services, would promote efficiency, reduce administrative
592 burdens or otherwise improve such services, and (2) determines such
593 technology, product or process was developed by a business (A)
594 domiciled in this state to which the corporation has provided financial
595 assistance or in which the corporation has invested, or (B) which has
596 been certified as a small contractor or minority business enterprise by
597 the Commissioner of Administrative Services under section 4a-60g, as
598 amended by this act, the corporation, upon application of such business,
599 may recommend to the Secretary of the Office of Policy and

600 Management that an agency of the state, including, but not limited to,
601 any constituent unit of the state system of higher education, be
602 [directed] authorized to test such technology, product or process by
603 employing it in the operations of such agency on a trial basis. The
604 purpose of such test program shall be to validate the commercial
605 viability of such technology, product or process provided no business
606 in which Connecticut Innovations, Incorporated has invested shall be
607 required to participate in such program.

608 (b) [No] Connecticut Innovations, Incorporated shall make no such
609 recommendation [may be made] unless such business has submitted a
610 viable business plan to Connecticut Innovations, Incorporated for
611 manufacturing and marketing such technology, product or process and
612 such business demonstrates that (1) [will manufacture or produce such
613 technology, product or process in this state, (2) demonstrates that] the
614 usage of such technology, product or process by the state agency will
615 not adversely affect safety, [(3) demonstrates that] (2) sufficient research
616 and development has occurred to warrant participation in the test
617 program, [and (4) demonstrates that] (3) the technology, product or
618 process has potential for commercialization not later than two years
619 following the completion of any test program involving a state agency
620 under this section, and (4) such technology, product or process will have
621 a positive economic impact in the state, including the prospective
622 addition of jobs and economic activity upon such commercialization.

623 [(b)] (c) If the Secretary of the Office of Policy and Management finds
624 that employing such technology, product or process would be feasible
625 in the operations of a state agency and would not have any detrimental
626 effect on such operations, said secretary, notwithstanding the
627 requirement of chapter 58, may direct an agency of the state to accept
628 delivery of such technology, product or process and to undertake such
629 a test program. [Any] The Secretary of the Office of Policy and
630 Management, in consultation with the Commissioner of Administrative
631 Services, the chief executive officer of Connecticut Innovations,
632 Incorporated and the department head of the testing agency, shall

633 determine, on a case-by-case basis, whether the costs associated with the
634 acquisition and use of such technology, product or process by the testing
635 agency shall be borne by Connecticut Innovations, Incorporated, the
636 business or by any investor or participant in such business. The
637 acquisition of any technology, product or process for purposes of the
638 test program established pursuant to this section shall not be deemed to
639 be a purchase under the provisions of the state procurement policy. The
640 testing agency, on behalf of Connecticut Innovations, Incorporated shall
641 maintain records related to such test program, as requested by
642 Connecticut Innovations, Incorporated and shall make such records and
643 any other information derived from such test program available to
644 Connecticut Innovations, Incorporated and the business. Any
645 proprietary information derived from such test program shall be
646 exempt from the provisions of subsection (a) of section 1-210.

647 (d) If the Secretary of the Office of Policy and Management, in
648 consultation with the Commissioner of Administrative Services, the
649 chief executive officer of Connecticut Innovations, Incorporated and the
650 department head of the testing agency, determines that the test program
651 sufficiently demonstrates that the technology, product or process
652 promotes public health and safety, environmental protection, economic
653 development or efficiency, reduces administrative burdens or otherwise
654 improves state services, the Commissioner of Administrative Services
655 may procure such technology, product or process for use by any or all
656 state agencies pursuant to subsection (b) of section 4a-58.

657 ~~[(c)]~~ (e) The Secretary of the Office of Policy and Management, the
658 Commissioner of Administrative Services and Connecticut Innovations,
659 Incorporated may develop a program to recognize state agencies that
660 help to promote public health and safety, environmental protection, [or]
661 economic development or efficiency, reduce administrative burdens or
662 improve state services by participating in a testing program under this
663 section. Such program may include the creation of a fund established
664 with savings accrued by the testing agency during its participation in
665 the testing program established under this section. Such fund shall only

666 be used to implement the program of recognition established by the
667 Secretary of the Office of Policy and Management, the Commissioner of
668 Administrative Services and Connecticut Innovations, Incorporated,
669 under the provisions of this subsection.

670 Sec. 15. Section 4a-53 of the general statutes is repealed and the
671 following is substituted in lieu thereof (*Effective July 1, 2021*):

672 (a) The Commissioner of Administrative Services may join with
673 federal agencies, other state governments, political subdivisions of this
674 state or nonprofit organizations in cooperative purchasing plans when
675 the best interests of the state would be served thereby.

676 (b) [The state, through] Any state agency, with the approval of the
677 Commissioner of Administrative Services or his or her designee, may
678 purchase equipment, supplies, materials and services from a person
679 who has a contract to sell such property or services to other state
680 governments, other branches, divisions or departments of this state,
681 political subdivisions of this state, nonprofit organizations or public
682 purchasing consortia, in accordance with the terms and conditions of
683 such contract.

684 (c) The Commissioner of Administrative Services, in conjunction with
685 the Department of Energy and Environmental Protection and within
686 available appropriations, shall make known to the chief executive
687 officer of each municipality the existence of cooperative plans for the
688 purchase of recycled paper.

689 Sec. 16. Section 4a-19 of the general statutes is repealed and the
690 following is substituted in lieu thereof (*Effective July 1, 2021*):

691 There shall be a State Insurance and Risk Management Board
692 consisting of [twelve] nine persons whom the Governor shall appoint
693 subject to the provisions of section 4-9a. [Four] Three of such appointees
694 shall be public members and [eight] six shall be qualified by training
695 and experience to carry out their duties under the provisions of sections
696 4a-20 and 4a-21. The Comptroller shall be an ex-officio voting member

697 of said board and may designate another person to act in his or her
698 place. Not more than [eight] five appointed members of said board shall,
699 at any time, be members of the same political party. Said appointed
700 members shall receive no compensation for the performance of their
701 duties as such but shall be reimbursed for their necessary expenses. The
702 board shall meet at least once during each calendar quarter and at such
703 other times as the chairperson deems necessary. Special meetings shall
704 be held on the request of a majority of the board after notice in
705 accordance with the provisions of section 1-225. [A majority] Five of the
706 members of the board shall constitute a quorum. Any member who fails
707 to attend three consecutive meetings or who fails to attend fifty per cent
708 of all meetings held during any calendar year shall be deemed to have
709 resigned from office. Said board shall be within the Department of
710 Administrative Services, provided the board shall have independent
711 decision-making authority. Said department shall provide staff support
712 for the board.

713 Sec. 17. (NEW) (*Effective July 1, 2021*) (a) As used in this section,
714 "agency" means each state board, authority, commission, department,
715 office, institution, council or other agency of the state including, but not
716 limited to, each constituent unit and each public institution of higher
717 education, and "quasi-public agency" has the same meaning as provided
718 in section 1-120 of the general statutes. Notwithstanding any provision
719 of the general statutes or public or special act, but subject to the
720 provisions of chapter 15 of the general statutes, any payment of fees due
721 to an agency or quasi-public agency may be made by any means of
722 electronic funds transfer adopted by such agency or quasi-public
723 agency.

724 (b) Notwithstanding any provision of the general statutes or public
725 or special act, but subject to the provisions of chapter 15 of the general
726 statutes, any correspondence or communication required to be
727 delivered to an agency or quasi-public agency by registered or certified
728 mail, return receipt requested, may be delivered by electronic means
729 with proof of a delivery receipt, in accordance with the provisions of

730 chapter 15 of the general statutes.

731 (c) Notwithstanding any provision of the general statutes or public or
732 special act, but subject to the provisions of chapter 15 of the general
733 statutes, any correspondence or communication required to be
734 delivered to an agency or quasi-public agency by United States mail or
735 facsimile may be delivered by electronic means, provided such agency
736 or quasi-public agency has determined such electronic delivery is
737 appropriate for such correspondence or communication.

738 (d) Notwithstanding any provision of the general statutes or public
739 or special act, but subject to the provisions of chapter 15 of the general
740 statutes, any requirement that an agency or quasi-public agency insert
741 an advertisement of a legal notice in a newspaper shall include posting
742 such notice on the agency's or quasi-public agency's Internet web site or
743 other electronic portal of the agency which is available to the general
744 public.

745 Sec. 18. Subsection (b) of section 4d-7 of the general statutes is
746 repealed and the following is substituted in lieu thereof (*Effective July 1,*
747 *2021*):

748 (b) In order to facilitate the development of a fully integrated state-
749 wide information services and telecommunication system that
750 effectively and efficiently supports data processing and
751 telecommunication requirements of all state agencies, the strategic plan
752 shall include: (1) Guidelines and standards for the architecture for
753 information and telecommunication systems that support state
754 agencies, including, but not limited to, standards for digital identity
755 verification under section 1-276 that are consistent with industry
756 standards and best practices; (2) plans for a cost-effective state-wide
757 telecommunication network to support state agencies, which network
758 may consist of different types of transmission media, including wire,
759 fiber and radio, and shall be able to support voice, data, electronic mail,
760 video and facsimile transmission requirements and any other form of
761 information exchange that takes place via electromagnetic media; (3)

762 identification of annual expenditures and major capital commitments
763 for information and telecommunication systems; (4) identification of all
764 state agency technology projects; (5) a description of the efforts of
765 executive branch state agencies to use e-government solutions to deliver
766 state services and conduct state programs, including the feedback and
767 demands of clients of such agencies received by such agencies and such
768 agencies' plans to address client concerns by using online solutions,
769 when such solutions are determined feasible by such agencies; and (6)
770 potential opportunities for increasing the efficiency or reducing the
771 costs of the state's information and telecommunication systems.

772 Sec. 19. Section 4a-67d of the general statutes is repealed and the
773 following is substituted in lieu thereof (*Effective July 1, 2021*):

774 (a) The fleet average for cars or light duty trucks purchased by the
775 state shall: (1) On and after October 1, 2001, have a United States
776 Environmental Protection Agency estimated highway gasoline mileage
777 rating of at least thirty-five miles per gallon and on and after January 1,
778 2003, have a United States Environmental Protection Agency estimated
779 highway gasoline mileage rating of at least forty miles per gallon, (2)
780 comply with the requirements set forth in 10 CFR 490 concerning the
781 percentage of alternative-fueled vehicles required in the state motor
782 vehicle fleet, and (3) obtain the best achievable mileage per pound of
783 carbon dioxide emitted in its class. The alternative-fueled vehicles
784 purchased by the state to comply with said requirements shall be
785 capable of operating on natural gas or electricity or any other system
786 acceptable to the United States Department of Energy that operates on
787 fuel that is available in the state.

788 (b) Notwithstanding any other provisions of this section, (1) on and
789 after January 1, 2008: (A) At least fifty per cent of all cars and light duty
790 trucks purchased or leased by the state shall be alternative-fueled,
791 hybrid electric or plug-in electric vehicles, (B) all alternative-fueled
792 vehicles purchased or leased by the state shall be certified to the
793 California Air Resources Board's Low Emission Vehicle II Ultra Low
794 Emission Vehicle Standard, and (C) all gasoline-powered light duty and

795 hybrid vehicles purchased or leased by the state shall, at a minimum, be
796 certified to the California Air Resource Board's Low Emission Vehicle II
797 Ultra Low Emission Vehicle Standard, (2) on and after January 1, 2012,
798 one hundred per cent of such cars and light duty trucks shall be
799 alternative-fueled, hybrid electric or plug-in electric vehicles, and (3) on
800 and after January 1, 2030, at least fifty per cent of such cars and light
801 duty trucks shall be zero-emission vehicles.

802 (c) On and after January 1, 2030, at least thirty per cent of all buses
803 purchased or leased by the state shall be zero-emission buses.

804 [(d) If the Commissioner of Administrative Services determines that
805 the vehicles required by the provisions of subsections (b) and (c) of this
806 section are not available for purchase or lease, the Commissioner of
807 Administrative Services shall include an explanation of such
808 determination in the annual report described in subsection (g) of this
809 section.]

810 [(e)] (d) The provisions of subsections (a) to (c), inclusive, of this
811 section shall not apply to any emergency vehicle.

812 [(f)] (e) As used in this section, (1) "emergency vehicle" means a
813 vehicle used by the Department of Motor Vehicles, Department of
814 Emergency Services and Public Protection, Department of Energy and
815 Environmental Protection, Department of Correction, Office of State
816 Capitol Police, Department of Mental Health and Addiction Services,
817 Department of Developmental Services, Department of Social Services,
818 Department of Children and Families, Department of Transportation,
819 Judicial Department, Board of Pardons and Paroles, Board of Regents
820 for Higher Education, The University of Connecticut or The University
821 of Connecticut Health Center for law enforcement or emergency
822 response purposes, (2) "hybrid" means a passenger car that draws
823 acceleration energy from two on-board sources of stored energy that
824 consists of either an internal combustion or heat engine which uses
825 combustible fuel and a rechargeable energy storage system, and, for any
826 passenger car or light duty truck with a model year of 2004 or newer,

827 that is certified to meet or exceed the California Air Resources Board's
828 LEV (Low Emission Vehicle) II LEV Standard, (3) "zero-emission
829 vehicle" means a battery electric vehicle, hybrid electric vehicle, range-
830 extended electric vehicle and any vehicle that is certified by the
831 executive officer of the California Air Resources Board to produce zero
832 emissions of any criteria pollutant under all operational modes and
833 conditions, and (4) "zero-emission bus" means any urban bus certified
834 by the executive officer of the California Air Resources Board to produce
835 zero emissions of any criteria pollutant under all operational modes and
836 conditions.

837 [(g) On or before January 1, 2008, and annually thereafter, the
838 Commissioner of Administrative Services, in consultation with the
839 Commissioner of Transportation, shall file a report with the joint
840 standing committees of the General Assembly having cognizance of
841 matters relating to government administration, the environment and
842 energy that includes: (1) Details on the composition of the state fleet,
843 including, but not limited to, a listing of all vehicles owned, leased or
844 used by the Departments of Transportation and Emergency Services
845 and Public Protection, the make, model and fuel type of vehicles that
846 compose the state fleet and the amount of fuel, including alternative
847 fuels, that each vehicle uses, (2) any changes to the determination made
848 by the Commissioner of Energy and Environmental Protection pursuant
849 to subsection (a) of section 35 of public act 07-4 of the June special
850 session* or any update concerning the waiver application submitted
851 pursuant to subsection (a) of section 35 of public act 07-4 of the June
852 special session*, as applicable, (3) any changes or amendments to the
853 plan required by subsection (b) of section 35 of public act 07-4 of the June
854 special session*, (4) any changes or amendments to the plan required by
855 subsection (c) of section 35 of public act 07-4 of the June special session*,
856 (5) a vehicle purchasing and procurement three-year plan that aligns
857 with the requirements of subdivision (3) of subsection (b) of this section
858 and subsection (c) of this section, and (6) an assessment of the
859 availability of zero-emission medium and heavy duty trucks and the
860 feasibility of the state purchasing or leasing zero-emission medium and

861 heavy duty trucks. The Departments of Transportation and Emergency
862 Services and Public Protection shall submit all data requested of said
863 departments by the Department of Administrative Services in
864 connection with the preparation of such report.

865 (h) The Commissioner of Administrative Services may enter into any
866 agreement necessary to carry out the provisions of subsection (g) of this
867 section.]

868 [(i)] (f) In performing the requirements of this section, the
869 Commissioners of Administrative Services, Energy and Environmental
870 Protection and Transportation shall, whenever possible, consider the
871 use of and impact on Connecticut-based companies.

872 [(j)] (g) The Commissioner of Administrative Services, in consultation
873 with the Commissioner of Transportation, shall study the feasibility of
874 creating a competitive bid process for the aggregate procurement of
875 zero-emission vehicles and zero-emission buses and determine whether
876 such aggregate procurement would achieve a cost savings on the
877 purchase of such vehicles and buses and related administrative costs.
878 On or before January 1, 2020, the Commissioner of Administrative
879 Services shall report, in accordance with the provisions of section 11-4a,
880 on the results of such study to the joint standing committees of the
881 General Assembly having cognizance of matters relating to government
882 administration and transportation. The Commissioner of
883 Administrative Services may proceed with such aggregate procurement
884 if the commissioner determines such aggregate procurement would
885 achieve a cost savings.

886 Sec. 20. Subsection (e) of section 4a-52a of the general statutes is
887 repealed and the following is substituted in lieu thereof (*Effective July 1,*
888 *2021*):

889 (e) Notwithstanding the provisions of sections 4a-51 and 4a-52, the
890 Commissioner of Administrative Services may delegate authority to any
891 state agency to purchase supplies, materials, equipment and contractual

892 services, consistent with section 4a-67c, if the commissioner determines,
893 in writing, that (1) such delegation would reduce state purchasing costs
894 or result in more efficient state purchasing, and (2) the agency has
895 employees with experience and expertise in state purchasing statutes,
896 regulations and procedures. In determining which agencies to delegate
897 such purchasing authority to, the commissioner shall give preference to
898 agencies which have exceeded the set-aside requirements of section 4a-
899 60g, as amended by this act. An agency to whom such authority is
900 delegated shall comply with all such statutes, regulations and
901 procedures. [and shall submit annual reports to the Commissioner of
902 Administrative Services on its purchase orders, in a format prescribed
903 by the commissioner.] The Commissioner of Administrative Services or
904 his or her designee shall periodically review each such delegation of
905 purchasing authority and may revoke or modify a delegation upon
906 determining that the agency has violated any provision of the
907 delegation or that there is evidence of insufficient competition in the
908 competitive bidding or competitive negotiation process.

909 Sec. 21. Section 4a-6 of the general statutes is repealed and the
910 following is substituted in lieu thereof (*Effective July 1, 2021*):

911 [(a)] No state agency shall enter into any agreement, whether oral or
912 written, or renew any agreement for the leasing of any personal
913 property, except upon approval of the Commissioner of Administrative
914 Services and subject to such procedures as the commissioner may
915 establish respecting the leasing of personal property. The commissioner
916 shall cause to be kept a complete record of all personal property leased
917 by state agencies, the location of each item of such property and a copy
918 of all leasing agreements and renewals thereof.

919 [(b)] On or before the fourth Wednesday after the convening of each
920 regular session of the General Assembly, the commissioner shall file
921 with the joint standing committee of the General Assembly having
922 cognizance of matters relating to appropriations and the budgets of state
923 agencies, a complete listing of all items of personal property leased by
924 state agencies, indicating each item leased, the lessee agency, the lessor

925 and the annual rental thereof.]

926 Sec. 22. Section 4b-2 of the general statutes is repealed and the
927 following is substituted in lieu thereof (*Effective July 1, 2021*):

928 The Commissioner of Administrative Services shall:

929 [(1) Submit to the board on September first of each year a report
930 which shall include all pertinent data on his operations concerning
931 realty acquisitions and the projected needs of the state. On or before
932 October first of each year, the board shall submit such report with
933 recommendations, comments, conclusions or other pertinent
934 information to the Governor and the members of the joint standing
935 committees of the General Assembly having cognizance of matters
936 relating to appropriations and the budgets of state agencies and to state
937 finance, revenue and bonding.]

938 [(2)] (1) Consult and cooperate with professional bodies and groups
939 concerning the purposes of sections 2-90, 4b-2 to 4b-5, inclusive, 4b-23,
940 4b-24, 4b-26, 4b-27 and 4b-32; [.] and

941 [(3)] (2) Keep and maintain proper financial records with respect to
942 real estate acquisition activities for use in calculating the costs of [his]
943 the commissioner's operation.

944 Sec. 23. Section 29-251a of the general statutes is repealed and the
945 following is substituted in lieu thereof (*Effective July 1, 2021*):

946 As used in this section, "program requirements" means any program
947 or part of a program which is required by law. The Commissioner of
948 Administrative Services, in consultation with the Codes and Standards
949 Committee, shall conduct a review of existing regulations of each state
950 agency to determine whether any provision of such regulations conflicts
951 with the State Building Code, the Fire Safety Code, the State Fire
952 Prevention Code or any other fire safety regulation adopted under this
953 chapter. The commissioner shall make recommendations to the
954 department head of any state agency which has regulations that are in

955 conflict with the State Building Code, the Fire Safety Code, the State Fire
956 Prevention Code or any other fire safety regulation adopted under this
957 chapter for the amendment of such regulations so they no longer are in
958 conflict with said codes or any such fire safety regulations. Not later
959 than ninety days following receipt of such recommendations, the
960 department head of such state agency shall initiate the process under
961 chapter 54 to amend or repeal such regulation in order to bring such
962 regulation into compliance with the State Building Code, the Fire Safety
963 Code, the State Fire Prevention Code or any other fire safety regulation
964 adopted under this chapter as the case may be, unless the amendment
965 or repeal of such regulation would result in a conflict with the applicable
966 agency's program requirements. [The Commissioner of Administrative
967 Services, in consultation with the Codes and Standards Committee, shall
968 report such recommendations to the joint standing committee of the
969 General Assembly having cognizance of matters relating to public
970 safety.]

971 Sec. 24. Section 29-418 of the general statutes is repealed and the
972 following is substituted in lieu thereof (*Effective July 1, 2021*):

973 (a) All testing by or on behalf of a holder of a cigarette manufacturer's
974 license or by or on behalf of the Office of the State Fire Marshal to
975 determine a cigarette's compliance with the performance standard
976 specified in this section shall be conducted in accordance with the
977 following requirements:

978 (1) Testing of cigarettes shall be conducted in accordance with the
979 American Society of Testing and Materials or "ASTM" standard E2187-
980 04, "Standard Test Method for Measuring the Ignition Strength of
981 Cigarettes" or a subsequent ASTM Standard Test Method for Measuring
982 the Ignition Strength of Cigarettes upon a finding by the State Fire
983 Marshal that such subsequent method does not result in a change in the
984 percentage of full-length burns exhibited by any tested cigarette when
985 compared to the percentage of full-length burns the same cigarette
986 would exhibit when tested in accordance with ASTM standard E2187-
987 04 and the performance standard in subdivision (3) of this subsection;

988 (2) Testing shall be conducted on ten layers of filter paper;

989 (3) Not more than twenty-five per cent of the cigarettes tested in a test
990 trial in accordance with this section shall exhibit full-length burns. Forty
991 replicate tests shall comprise a complete test trial for each cigarette
992 tested;

993 (4) The performance standard required by this section shall only be
994 applied to a complete test trial;

995 (5) Written certifications shall be based upon testing conducted by a
996 laboratory that has been accredited pursuant to standard ISO or IEC
997 17025 of the International Organization for Standardization or such
998 other comparable accreditation standard as the Office of the State Fire
999 Marshal may require by regulation;

1000 (6) Laboratories conducting testing in accordance with this section
1001 shall implement a quality control and quality assurance program that
1002 includes a procedure that will determine the repeatability of the testing
1003 results. The repeatability value shall be no greater than 0.19. Such
1004 program ensures that the testing repeatability remains within the
1005 required repeatability value set forth in this subdivision for all test trials
1006 used to certify cigarettes in accordance with this section and section 29-
1007 419; and

1008 (7) No additional testing under this section is required if cigarettes
1009 are tested consistent with this section for any other purpose.

1010 (b) Each cigarette that uses lowered permeability bands in the
1011 cigarette paper to achieve compliance with the performance standard
1012 set forth in this section shall have not less than two nominally identical
1013 bands on the paper surrounding the tobacco column. At least one
1014 complete band shall be located not less than fifteen millimeters from the
1015 lighting end of the cigarette. For cigarettes on which the bands are
1016 positioned by design, there shall be not less than two bands fully located
1017 at least fifteen millimeters from the lighting end and ten millimeters
1018 from the filter end of the tobacco column, or ten millimeters from the

1019 labeled end of the tobacco column for nonfiltered cigarettes.

1020 (c) A holder of a cigarette manufacturer's license that manufactures a
1021 cigarette that the State Fire Marshal determines cannot be tested in
1022 accordance with the test method prescribed in subdivision (1) of
1023 subsection (a) of this section may propose an alternate test method and
1024 performance standard for the cigarette to the State Fire Marshal. Upon
1025 approval and a determination by the State Fire Marshal that the
1026 performance standard proposed by the holder is equivalent to the
1027 performance standard prescribed in subdivision (3) of subsection (a) of
1028 this section, the holder may employ such test method and performance
1029 standard to certify such cigarette pursuant to section 29-419. If the State
1030 Fire Marshal determines that another state has enacted reduced
1031 cigarette ignition propensity standards that include a test method and
1032 performance standard that are the same as those contained in this
1033 section, and the State Fire Marshal finds that the officials responsible for
1034 implementing those requirements have approved the proposed
1035 alternative test method and performance standard for a particular
1036 cigarette proposed by a holder as meeting the reduced cigarette ignition
1037 propensity standards of that state's law or regulations under a legal
1038 provision comparable to this section, then the State Fire Marshal shall
1039 authorize that holder to employ the alternative test method and
1040 performance standard to certify that cigarette for sale in this state, unless
1041 the State Fire Marshal has a reasonable basis for deciding that the
1042 alternative test should not be accepted under said sections. All other
1043 applicable requirements of this section shall apply to the holder.

1044 (d) Each holder of a cigarette manufacturer's license shall maintain
1045 copies of the reports of all tests conducted on all cigarettes with respect
1046 to which such holder has submitted written certification in accordance
1047 with the provisions of section 29-419. Such holder shall provide copies
1048 of the reports available to the Office of the State Fire Marshal and to the
1049 office of the Attorney General upon written request. Any holder that
1050 fails to provide such copies not later than sixty days after receiving a
1051 written request shall be subject to a civil penalty not to exceed ten

1052 thousand dollars for each day after the sixtieth day that the holder does
1053 not make such copies available.

1054 [(e) The State Fire Marshal shall review the effectiveness of the
1055 implementation of this section and shall submit a report to the joint
1056 standing committee of the General Assembly having cognizance of
1057 matters relating to public safety, in accordance with section 11-4a,
1058 containing the State Fire Marshal's findings and, if appropriate,
1059 recommendations for legislation to improve the effectiveness of this
1060 section. Such report shall be submitted not later than June 30, 2011, and
1061 every three years thereafter.]

1062 Sec. 25. Subsection (a) of section 1-83 of the general statutes is
1063 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1064 *2021*):

1065 (a) (1) All state-wide elected officers, members of the General
1066 Assembly, department heads and their deputies, members or directors
1067 of each quasi-public agency, members of the Investment Advisory
1068 Council and such members of the Executive Department and such
1069 employees of quasi-public agencies as the Governor shall require, shall
1070 file, under penalty of false statement, a statement of financial interests
1071 for the preceding calendar year with the Office of State Ethics on or
1072 before the May first next in any year in which they hold such an office
1073 or position. If, in any year, May first falls on a weekend or legal holiday,
1074 such statement shall be filed not later than the next business day. Any
1075 such individual who leaves his or her office or position shall file a
1076 statement of financial interests covering that portion of the year during
1077 which such individual held his or her office or position. The Office of
1078 State Ethics shall notify such individuals of the requirements of this
1079 subsection not later than sixty days after their departure from such
1080 office or position. Such individuals shall file such statement not later
1081 than sixty days after receipt of the notification.

1082 (2) Each state agency, department, board and commission shall
1083 develop and implement, in cooperation with the Office of State Ethics,

1084 an ethics statement as it relates to the mission of the agency, department,
 1085 board or commission. The executive head of each such agency,
 1086 department, board or commission shall be directly responsible for the
 1087 development and enforcement of such ethics statement and shall file a
 1088 copy of such ethics statement with [the Department of Administrative
 1089 Services and] the Office of State Ethics.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021</i>	1-101qq
Sec. 2	<i>July 1, 2021</i>	4-252
Sec. 3	<i>July 1, 2021</i>	4-252a
Sec. 4	<i>July 1, 2021</i>	4a-81
Sec. 5	<i>July 1, 2021</i>	9-612(f)(2)
Sec. 6	<i>July 1, 2021</i>	4a-60(c)
Sec. 7	<i>July 1, 2021</i>	4a-60a(b)
Sec. 8	<i>October 1, 2021, and applicable to certifications issued or renewed on or after said date</i>	4a-60g(a)(1)
Sec. 9	<i>October 1, 2021, and applicable to certifications issued or renewed on or after said date</i>	4a-60g(a)(9)
Sec. 10	<i>October 1, 2021</i>	4a-60g(f)
Sec. 11	<i>October 1, 2021</i>	4a-60g(k)(1)
Sec. 12	<i>July 1, 2021</i>	4a-57(b)
Sec. 13	<i>July 1, 2021</i>	4a-60b
Sec. 14	<i>July 1, 2021</i>	32-39e
Sec. 15	<i>July 1, 2021</i>	4a-53
Sec. 16	<i>July 1, 2021</i>	4a-19
Sec. 17	<i>July 1, 2021</i>	New section
Sec. 18	<i>July 1, 2021</i>	4d-7(b)
Sec. 19	<i>July 1, 2021</i>	4a-67d
Sec. 20	<i>July 1, 2021</i>	4a-52a(e)
Sec. 21	<i>July 1, 2021</i>	4a-6
Sec. 22	<i>July 1, 2021</i>	4b-2
Sec. 23	<i>July 1, 2021</i>	29-251a
Sec. 24	<i>July 1, 2021</i>	29-418

Sec. 25	<i>July 1, 2021</i>	1-83(a)
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GAE *Joint Favorable Subst.*