



## **JOURNAL OF THE SENATE**

**Wednesday, May 19, 2021**

The Senate was called to order at 1:20 p.m., President in the Chair.

The prayer was offered by Acting Chaplain, Kathy Grant of North Haven, Connecticut

The following is the prayer:

When we learn that someone is hurting, help us to know what to do and say. Give us compassion today for the hurting, as compassion is love in action.

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### **PLEDGE**

Senator Lesser of the 9th led the Senate in the Pledge of Allegiance.

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### **REPORT**

The following report was received, read by the Clerk and referred to the Committee indicated:

Report – Auditors of Public Accounts - Department of Labor Fiscal Years Ended June 30, 2017 and 2018. (Pursuant to Section 2-90 of the Connecticut General Statutes.) Date received: February 26, 2020.

Referred to Committees on Appropriations and Labor and Public Employees.

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### **MATTER RETURNED FROM COMMITTEE FAVORABLE REPORT OF THE JOINT STANDING COMMITTEE NO NEW FILE**

The following favorable report was received from the Joint Standing Committee indicated, the bill was read the second time and tabled for the calendar and printing.

FINANCE, REVENUE AND BONDING. S.B. No. **711** (COMM) (File No. 183) "AN ACT CONCERNING COVID-19 RELIEF FOR SMALL BUSINESSES AND REQUIRING FEDERAL REGULATORY ANALYSIS FOR PROPOSED STATE REGULATIONS." (As amended by Senate Amendment Schedule "A").

**BUSINESS ON THE CALENDAR  
FAVORABLE REPORTS OF THE JOINT STANDING COMMITTEE  
BILLS PLACED ON CONSENT CALENDAR NO. 1**

On the motion of Senator Duff of the 25th, the following bills which were starred for action were placed on Consent Calendar No. 1 in accordance with Senate Rule 31.

JUDICIARY. Substitute for S.B. No. **986** (RAISED) (File No. 490) "AN ACT CONCERNING REVISIONS TO THE CONNECTICUT UNIFORM TRUST CODE, RULE AGAINST PERPETUITIES, CONNECTICUT UNIFORM POWER OF ATTORNEY ACT, CONNECTICUT BUSINESS CORPORATION ACT AND CONNECTICUT REVISED NONSTOCK CORPORATION ACT."

COMMITTEE ON CHILDREN. Substitute for S.B. No. **872** (RAISED) (File No. 184) "AN ACT CONCERNING THE DEPARTMENT OF CHILDREN AND FAMILIES' RECOMMENDATIONS FOR REVISIONS TO THE STATUTES CONCERNING CHILDREN."

GOVERNMENT ADMINISTRATION AND ELECTIONS. S.B. No. **1072** (RAISED) (File No. 460) "AN ACT CONCERNING FREEDOM OF INFORMATION."

JUDICIARY. Substitute for S.B. No. **841** (RAISED) (File No. 356) "AN ACT CONCERNING THE INSURANCE DEPARTMENT'S RECOMMENDED CHANGES TO THE INSURANCE STATUTES."

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**BUSINESS ON THE CALENDAR  
MATTERS RETURNED FROM COMMITTEE  
FAVORABLE REPORTS OF THE JOINT STANDING COMMITTEES  
BILLS PASSED**

The following favorable reports were taken from the table, read the third time, the reports of the Committees accepted and the bills passed.

APPROPRIATIONS. Substitute for S.B. No. **943** (RAISED) (File Nos. 403 and 681) "AN ACT REQUIRING EMPLOYERS TO PROVIDE CERTAIN INFORMATION TO DOMESTIC WORKERS AT THE TIME OF HIRE AND ESTABLISHING AN EDUCATION AND TRAINING GRANT PROGRAM FOR DOMESTIC WORKERS."

Senator Kushner of the 24<sup>th</sup> offered Senate Amendment Schedule "A" (LCO 8845) and moved adoption.

Remarking was Senator Sampson of the 16<sup>th</sup>.

On a voice vote the amendment was adopted.

The following is the Amendment.

In line 32, strike "and"

In line 33, after the second "costs" insert "; and (5) how to file a complaint for a violation of the domestic worker's rights"

Strike lines 61 to 85, inclusive, in their entirety and insert in lieu thereof:

"(3) "Qualified organization" means, as of October 1, 2021: (A) Each nonprofit organization that has five or more years of experience providing education, advocacy or other related services

to domestic workers; and (B) each organization that provides education, education advocacy or other related services to domestic workers on behalf of a nonprofit organization described in subparagraph (A) of this subdivision.

(b) Qualified organizations shall collectively establish a program to inform domestic workers and employers of domestic workers of laws and regulations relating to domestic workers. Such program shall include, but not be limited to, the following services:

(1) Education and training for domestic workers and employers of domestic workers on laws regarding minimum wage, overtime, sick leave, record-keeping, wage adjudication and retaliation and the requirements of subsection (b) of section 31-71f of the general statutes, as amended by this act;

(2) An online resource to provide domestic workers and employers of domestic workers with information on state laws and regulations relating to domestic workers; and

(3) The provision of technical and legal assistance to domestic workers and employers of domestic workers through legal service providers.

(c) Such qualified organizations shall consult with the Labor Commissioner, or the commissioner's designee, concerning the implementation and execution of the program, including, but not limited to, the education of domestic workers on employee rights and obligations and the distribution of information to domestic workers and employers of domestic workers. Any materials produced by qualified organizations for the program concerning matters over which the commissioner has jurisdiction shall be reviewed and approved by the commissioner, or the commissioner's designee, prior to (1) distribution by any qualified organization to domestic workers or employers of domestic workers, or (2) publication by any qualified organization in an online resource."

Remarking was Senator Sampson of the 16<sup>th</sup>.

The chair ordered the vote be taken by roll call.

The following is the result of the vote at 1:52 p.m.:

Total Number Voting .....	33
Necessary for Adoption .....	17
Those voting Yea .....	25
Those voting Nay .....	8
Those absent and not voting.....	3

On the roll call vote Senate Bill No. 943 as amended by Senate Amendment Schedule "A" (LCO 8845) was passed.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	Y 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	Y 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
N 7 JOHN A. KISSEL	Y 25 BOB DUFF
N 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	Y 28 TONY HWANG
Y 11 MARTIN M. LOONEY	A 29 MAE FLEXER
Y 12 CHRISTINE COHEN	Y 30 CRAIG MINER
Y 13 MARY ABRAMS	N 31 HENRI MARTIN
Y 14 JAMES MARONEY	N 32 ERIC C. BERTHEL

Y 15 JOAN V. HARTLEY	Y 33 NORMAN NEEDLEMAN
N 16 ROB SAMPSON	N 34 PAUL CICARELLA
Y 17 JORGE CABRERA	N 35 DAN CHAMPAGNE
N 18 HEATHER S. SOMERS	Y 36 ALEX KASSER

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**BUSINESS ON THE CALENDAR  
FAVORABLE REPORTS OF THE JOINT STANDING COMMITTEES  
BILLS PASSED**

The following favorable reports were taken from the table, read the third time, the reports of the Committees accepted and the bills passed.

LABOR AND PUBLIC EMPLOYEES. Substitute for S.B. No. **999** (RAISED) (File No. 404) "AN ACT CONCERNING A JUST TRANSITION TO CLIMATE-PROTECTIVE ENERGY PRODUCTION AND COMMUNITY INVESTMENT."

Senator Kushner of the 24<sup>th</sup> offered Senate Amendment Schedule "A" (LCO 8860) and moved adoption.

Remarking were Senators Sampson of the 16<sup>th</sup>, Champagne of the 35<sup>th</sup>, Needleman of the 33<sup>rd</sup>, Formica of the 20<sup>th</sup>, and Sampson of the 16<sup>th</sup>.

Senator Duff of the 25<sup>th</sup> requested that the vote be taken by roll call.

The chair ordered the vote be taken by roll call.

The following is the result of the vote at 2:17 p.m.:

Total Number Voting .....	33
Necessary for Adoption .....	17
Those voting Yea .....	22
Those voting Nay .....	11
Those absent and not voting.....	3

On the roll call vote Senate Amendment Schedule "A" (LCO 8860) was adopted.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	Y 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	N 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
N 7 JOHN A. KISSEL	Y 25 BOB DUFF
N 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	N 28 TONY HWANG
Y 11 MARTIN M. LOONEY	A 29 MAE FLEXER
Y 12 CHRISTINE COHEN	N 30 CRAIG MINER
Y 13 MARY ABRAMS	N 31 HENRI MARTIN
Y 14 JAMES MARONEY	N 32 ERIC C. BERTHEL

Y 15 JOAN V. HARTLEY  
 N 16 ROB SAMPSON  
 Y 17 JORGE CABRERA  
 N 18 HEATHER S. SOMERS

Y 33 NORMAN NEEDLEMAN  
 N 34 PAUL CICARELLA  
 N 35 DAN CHAMPAGNE  
 Y 36 ALEX KASSER

The following is the Amendment.

Strike everything after the enacting clause and substitute the following in lieu thereof:

"Section 1. (NEW) (*Effective July 1, 2021*) (a) As used in this section, unless the context otherwise requires:

(1) "Covered project" means a renewable energy project that is situated on land in this state, commences construction on or after July 1, 2021, and has a total nameplate capacity of two megawatts or more. "Covered project" does not include any renewable energy project (A) selected in a competitive solicitation conducted by (i) the Department of Energy and Environmental Protection, or (ii) an electric distribution company, as defined in section 16-1 of the general statutes, and (B) approved by the Public Utilities Regulatory Authority prior to January 1, 2022;

(2) "Renewable energy project" means a Class I renewable energy source, as defined in section 16-1 of the general statutes. "Renewable energy project" does not include any offshore wind facility procured pursuant to section 16a-3h, 16a-3m or 16a-3n of the general statutes;

(3) "Community benefits agreement" means an agreement between (A) the developer of a covered project, and (B) community-based organizations or a coalition of such organizations, that details the project's contributions to the community in which it is or will be sited and the aspects of the project that will mitigate adverse conditions of such community and create opportunities for local businesses, communities and workers;

(4) "Labor organization" means any organization, other than a company union, that exists for the purpose, in whole or in part, of collective bargaining or of dealing with employers concerning grievances, terms or conditions of employment, or of other mutual aid or protection, including, but not limited to, (A) bona fide labor organizations that are certified or recognized as the organization of jurisdiction representing the workers involved, (B) bona fide building and construction trades councils or district councils, and (C) state and local labor federations comprised of local unions certified or recognized as the representative of the workers; and

(5) "Workforce development program" means a program pursuant to which newly hired employees and existing employees are given the opportunity to develop skills that will enable such employees to qualify for higher paying jobs on a covered project. A workforce development program includes: (A) Apprenticeship training through an apprenticeship program registered with the Labor Department or a federally recognized state apprenticeship agency that complies with the requirements under 29 CFR 29 and 29 CFR 30, as each may be amended from time to time, and (B) preapprenticeship training that will enable students to qualify for registered apprenticeship training.

(b) The developer of a covered project shall (1) take all reasonable actions to ensure that a community benefits agreement is entered into with appropriate community organizations representing residents of the community in which the project is or will be located if the nameplate capacity of the project is five megawatts or more, and (2) take appropriate actions to ensure a workforce development program is established.

(c) The developer of a covered project shall take all necessary actions to ensure that each contractor and subcontractor involved in the construction of the project completes a sworn certification that the contractor or subcontractor: (1) Has the necessary resources to perform the portion of the covered project to which the contractor or subcontractor are assigned, including the necessary technical, financial and personnel resources; (2) has all required contractor, specialty contractor or trade licenses, certifications or certificates required of any business entity or individual by applicable state or local law; (3) participates in apprenticeship training through an apprenticeship program registered with the Labor Department or a federally recognized state apprenticeship agency that complies with the requirements under 29 CFR 29 and 29 CFR 30, as each may be amended from time to time; (4) during the previous three years (A) has not been debarred by any government agency; (B) has not defaulted on any project; (C) has not had any

license, certification or other credential relating to the business revoked or suspended; and (D) has not been found in violation of any law applicable to the contractor's or subcontractor's business that resulted in the payment of a fine, back pay damages or any other type of penalty in the amount of ten thousand dollars or more; (5) will pay personnel employed on the project not less than the applicable wage and fringe benefit rates for the classification in which such personnel is employed and required for the project; and (6) has not misclassified and will not misclassify labor employees as independent contractors.

(d) The developer of a covered project shall submit to the Labor Commissioner the sworn certification of compliance specified in subsection (c) of this section not later than thirty days prior to commencement of construction of the project. Such sworn certification shall be considered a public document that shall be made available without redaction on the Labor Department's Internet web site not later than seven days after being submitted to the Labor Commissioner. If a sworn certification contains false, misleading or materially inaccurate information, the contractor or subcontractor that executed such sworn certification shall, after notice and opportunity to be heard, (1) be subject to debarment pursuant to section 31-53a of the general statutes, as amended by this act, and (2) be subject to the penalty described in section 53a-157a of the general statutes, as amended by this act.

(e) The failure of the developer of a covered project to take reasonable steps to ensure that the sworn certification submitted to the Labor Commissioner pursuant to subsection (d) of this section are accurate and truthful shall constitute a violation of this section and shall be subject to penalties and sanctions for conduct constituting noncompliance. The commissioner shall adopt regulations, in accordance with the provisions of chapter 54 of the general statutes, establishing the penalties and sanctions applicable to a violation of this subsection.

(f) (1) Each contractor and subcontractor on a covered project shall (A) pay each construction employee on the project wages and benefits that are not less than the prevailing wage and fringe benefit rates prescribed in section 31-53 of the general statutes, as amended by this act, for the corresponding classification in which the employee is employed, and (B) be subject to all reporting and compliance requirements of section 31-53 of the general statutes, as amended by this act. Contractors and subcontractors that violate this subsection shall be subject to penalties and sanctions in accordance with section 31-53 of the general statutes, as amended by this act.

(2) Each operations, maintenance and security employee employed in a building or facility that is constructed in a covered project shall be paid wages and benefits that are not less than the prevailing wage and fringe benefit rates prescribed in section 31-53 of the general statutes, as amended by this act, or, if applicable, the standard wage specified in section 31-57f of the general statutes for the corresponding classification in which the employee is employed.

(g) Prevailing wage requirements under subsection (f) of this section shall not apply to a construction project that is covered by a project labor agreement. For the purposes of this subsection, "project labor agreement" means an agreement that: (1) Binds all contractors and subcontractors on the covered project to the project labor agreement through the inclusion of specifications in all relevant solicitation provisions and contract documents; (2) allows all contractors and subcontractors to compete for contracts and subcontracts on the project without regard to whether they are otherwise parties to collective bargaining agreements; (3) establishes uniform terms and conditions of employment for all construction labor employed on the projects; (4) guarantees against strikes, lockouts and similar job disruptions; (5) sets forth mutually binding procedures for resolving labor disputes arising during the project labor agreement; and (6) includes any other provisions as negotiated by the parties to promote successful delivery of the covered project.

Sec. 2. Subsection (a) of section 31-53a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

(a) The State Comptroller or the contracting authority acting pursuant to section 31-53, as amended by this act, is hereby authorized and directed to pay to mechanics, laborers and workers from any accrued payments withheld under the terms of a contract terminated pursuant to subsection (b) of [said] section 31-53 any wages found to be due such mechanics, laborers and workers pursuant to [said] section 31-53, as amended by this act. The Labor Commissioner is further authorized and directed to distribute a list to all departments of the state and political subdivisions of the state giving the names of persons or firms whom the Labor Commissioner has

found to have (1) disregarded their obligations under [said] section 31-53, as amended by this act, and section 31-76c to employees and subcontractors on public works projects, [or to have] (2) been barred from federal government contracts in accordance with the provisions of the Davis-Bacon Act, 49 Stat. 1011 (1931), 40 USC 276a-2, or (3) submitted false, misleading or materially inaccurate information under subsection (d) of section 1 of this act.

Sec. 3. Subsection (f) of section 31-53 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

(f) Each employer subject to the provisions of this section, section 31-53c, [or] section 31-54 or subsection (f) of section 1 of this act shall (1) keep, maintain and preserve such records relating to the wages and hours worked by each person performing the work of any mechanic, laborer and worker and a schedule of the occupation or work classification at which each person performing the work of any mechanic, laborer or worker on the project is employed during each work day and week in such manner and form as the Labor Commissioner establishes to assure the proper payments due to such persons or employee welfare funds under this section, section 31-53c, [or] section 31-54 or subsection (f) of section 1 of this act, regardless of any contractual relationship alleged to exist between the contractor and such person, provided such employer shall have the option of keeping, maintaining and preserving such records in an electronic format, and (2) submit monthly to the contracting agency or the Department of Economic and Community Development pursuant to section 31-53c or to the developer of a covered project, as defined in section 1 of this act, as applicable, by mail, electronic mail or other method accepted by such agency, [or] the Department of Economic and Community Development or such developer, a certified payroll that shall consist of a complete copy of such records accompanied by a statement signed by the employer that indicates (A) such records are correct; (B) the rate of wages paid to each person performing the work of any mechanic, laborer or worker and the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, as defined in subsection (i) of this section, are not less than the prevailing rate of wages and the amount of payment or contributions paid or payable on behalf of each such person to any employee welfare fund, as determined by the Labor Commissioner pursuant to subsection (d) of this section, and not less than those required by the contract to be paid; (C) the employer has complied with the applicable provisions of this section, section 31-53c, [and] section 31-54 and subsection (f) of section 1 of this act; (D) each such person is covered by a workers' compensation insurance policy for the duration of such person's employment, which shall be demonstrated by submitting to the contracting agency the name of the workers' compensation insurance carrier covering each such person, the effective and expiration dates of each policy and each policy number; (E) the employer does not receive kickbacks, as defined in 41 USC 52, from any employee or employee welfare fund; and (F) pursuant to the provisions of section 53a-157a, as amended by this act, the employer is aware that filing a certified payroll which the employer knows to be false is a class D felony for which the employer may be fined up to five thousand dollars, imprisoned for up to five years, or both. This subsection shall not be construed to prohibit a general contractor from relying on the certification of a lower tier subcontractor, provided the general contractor shall not be exempted from the provisions of section 53a-157a, as amended by this act, if the general contractor knowingly relies upon a subcontractor's false certification. Notwithstanding the provisions of section 1-210, the certified payroll shall be considered a public record and every person shall have the right to inspect and copy such records in accordance with the provisions of section 1-212. The provisions of subsections (a) and (b) of section 31-59 and sections 31-66 and 31-69 that are not inconsistent with the provisions of this section, section 31-53c or 31-54 apply to this section. Failing to file a certified payroll pursuant to subdivision (2) of this subsection is a class D felony for which the employer may be fined up to five thousand dollars, imprisoned for up to five years, or both.

Sec. 4. Section 53a-157a of the general statutes is repealed and the following is substituted in lieu thereof (*Effective July 1, 2021*):

(a) A person is guilty of false statement on a certified payroll when such person intentionally makes a false written statement on a certified payroll submitted pursuant to section 31-53, as amended by this act, which such person does not believe to be true and which statement is intended to mislead a contracting authority or the Labor Commissioner in the exercise of [his] the commissioner's authority or the fulfillment of [his] the commissioner's duties under chapter 557.

(b) A person is guilty of false statement on a sworn certification when such person intentionally makes a false written statement on a sworn certification submitted pursuant to section 1 of this act which such person does not believe to be true and which statement is intended to mislead a developer of a covered project, as defined in section 1 of this act, or the Labor Commissioner in the exercise of the commissioner's authority or the fulfillment of the commissioner's duties under section 1 of this act.

[(b)] (c) False statement on a certified payroll or a sworn certification is a class D felony."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2021</i>	New section
Sec. 2	<i>July 1, 2021</i>	31-53a(a)
Sec. 3	<i>July 1, 2021</i>	31-53(f)
Sec. 4	<i>July 1, 2021</i>	53a-157a

Remarking were Senators Sampson of the 16<sup>th</sup> and Kushner of the 24<sup>th</sup>, and Duff of the 25<sup>th</sup>.

The chair ordered the vote be taken by roll call.

The following is the result of the vote at 2:36 p.m.:

Total Number Voting .....	34
Necessary for Adoption .....	18
Those voting Yea .....	23
Those voting Nay .....	11
Those absent and not voting .....	2

On the roll call vote Senate Bill No. 999 as amended by Senate Amendment Schedule "A" (LCO 8860) was passed.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	Y 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	N 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
N 7 JOHN A. KISSEL	Y 25 BOB DUFF
N 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	N 28 TONY HWANG
Y 11 MARTIN M. LOONEY	Y 29 MAE FLEXER
Y 12 CHRISTINE COHEN	N 30 CRAIG MINER
Y 13 MARY ABRAMS	N 31 HENRI MARTIN
Y 14 JAMES MARONEY	N 32 ERIC C. BERTHEL
Y 15 JOAN V. HARTLEY	Y 33 NORMAN NEEDLEMAN
N 16 ROB SAMPSON	N 34 PAUL CICARELLA
Y 17 JORGE CABRERA	N 35 DAN CHAMPAGNE
N 18 HEATHER S. SOMERS	Y 36 ALEX KASSER



**BUSINESS ON THE CALENDAR  
MATTER REFERRED TO COMMITTEE ON  
EDUCATION**

On the motion of Senator Duff of the 25<sup>th</sup>, the following matters was referred to the Committee on Education.

S.B. No. **288** AN ACT CONCERNING INDOOR AIR QUALITY IN SCHOOLS.

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**BUSINESS ON THE CALENDAR  
FAVORABLE REPORTS OF THE JOINT STANDING COMMITTEES  
BILLS PLACED ON CONSENT CALENDAR NO. 1**

The following bills were taken from the table, read the third time, the reports of the Committees accepted and the bills placed on the Consent Calendar.

PUBLIC HEALTH. Substitute for S.B. No. **416** (RAISED) (File No. 34) "AN ACT CONCERNING VARIOUS REVISIONS TO THE DEPARTMENT OF DEVELOPMENTAL SERVICES STATUTES."

Senator Abrams of the 13<sup>th</sup> explained the bill and moved passage.

Remarking was Senator Somers of the 18<sup>th</sup>.

On motion of Senator Somers of the 18<sup>th</sup>, the bill was placed on the Consent Calendar.

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**BUSINESS ON THE CALENDAR  
FAVORABLE REPORT OF THE JOINT STANDING COMMITTEES  
BILLS PASSED**

The following favorable report was taken from the table, read the third time, the report of the Committees accepted and the bills passed.

HUMAN SERVICES. Substitute for S.B. No. **912** (RAISED) (File No. 514) "AN ACT CONCERNING FUNDING AND OVERSIGHT OF FATHERHOOD INITIATIVES."

Senator Moore of the 22<sup>nd</sup> offered Senate Amendment Schedule "A" (LCO 8292) and moved adoption.

Remarking was Senator Berthel of the 32<sup>nd</sup>.

On a voice vote the amendment was adopted.

The following is the Amendment.

In line 130, after "relating to" insert "appropriations and the budgets of state agencies,"

Remarking were Senators Moore of the 22<sup>nd</sup>, Berthel of the 32<sup>nd</sup>.

Senator Moore of the 22<sup>nd</sup> requested that the vote be taken by roll call.

The chair ordered the vote be taken by roll call.

The following is the result of the vote at 3:03 p.m.:

Total Number Voting .....	34
Necessary for Adoption .....	18
Those voting Yea .....	32
Those voting Nay .....	2
Those absent and not voting.....	2

On the roll call vote Senate Bill No. 912 as amended by Senate Amendment Schedule "A" (LCO 8292) was passed.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	Y 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	Y 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
Y 7 JOHN A. KISSEL	Y 25 BOB DUFF
Y 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	Y 28 TONY HWANG
Y 11 MARTIN M. LOONEY	N 29 MAE FLEXER
Y 12 CHRISTINE COHEN	Y 30 CRAIG MINER
Y 13 MARY ABRAMS	Y 31 HENRI MARTIN
Y 14 JAMES MARONEY	Y 32 ERIC C. BERTHEL
Y 15 JOAN V. HARTLEY	Y 33 NORMAN NEEDLEMAN
Y 16 ROB SAMPSON	Y 34 PAUL CICARELLA
Y 17 JORGE CABRERA	Y 35 DAN CHAMPAGNE
Y 18 HEATHER S. SOMERS	N 36 ALEX KASSER

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**BUSINESS ON THE CALENDAR  
MATTER RETURNED FROM COMMITTEE  
FAVORABLE REPORT OF THE JOINT STANDING COMMITTEE  
BILL PASSED**

The following favorable report was taken from the table, read the third time, the report of the Committee accepted and the bill passed.

GOVERNMENT ADMINISTRATION AND ELECTIONS. Substitute for S.B. No. **759** (COMM) (File No. 422) "AN ACT CONCERNING GENDER NEUTRALITY IN THE STATE CONSTITUTION."

Senator Flexer of the 29<sup>th</sup> explained the bill and moved passage.

Remarking were Senators Sampson of the 16<sup>th</sup> and Flexer of the 29<sup>th</sup>.

The chair ordered the vote be taken by roll call.

The following is the result of the vote at 3:26 p.m.:

Total Number Voting .....	34
Necessary for Adoption .....	18
Those voting Yea .....	33
Those voting Nay .....	1
Those absent and not voting.....	2

On the roll call vote Senate Bill No. 759 was passed.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	Y 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	Y 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
Y 7 JOHN A. KISSEL	Y 25 BOB DUFF
Y 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	Y 28 TONY HWANG
Y 11 MARTIN M. LOONEY	Y 29 MAE FLEXER
Y 12 CHRISTINE COHEN	Y 30 CRAIG MINER
Y 13 MARY ABRAMS	Y 31 HENRI MARTIN
Y 14 JAMES MARONEY	Y 32 ERIC C. BERTHEL
Y 15 JOAN V. HARTLEY	Y 33 NORMAN NEEDLEMAN
N 16 ROB SAMPSON	Y 34 PAUL CICARELLA
Y 17 JORGE CABRERA	Y 35 DAN CHAMPAGNE
Y 18 HEATHER S. SOMERS	Y 36 ALEX KASSER

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**BUSINESS ON THE CALENDAR  
ORDER OF THE DAY  
MATTERS RETURNED FROM COMMITTEE  
FAVORABLE REPORT OF THE JOINT STANDING COMMITTEE  
BILLS PASSED**

The following favorable report was taken from the table, read the third time, the report of the Committee accepted and the bill passed.

JUDICIARY. Substitute for S.B. No. **925** (RAISED) (File Nos. 216 and 637) "AN ACT PROHIBITING THE IMPORT, SALE AND POSSESSION OF AFRICAN ELEPHANTS, LIONS, LEOPARDS, BLACK RHINOCEROS, WHITE RHINOCEROS AND GIRAFFES."

Senator Cohen of the 12<sup>th</sup> offered Senate Amendment Schedule "A" (LCO 8306) and moved adoption.

On a motion from Cohen of the 12<sup>th</sup>, Senate Amendment A was withdrawn.

Senator Cohen of the 12<sup>th</sup> offered Senate Amendment Schedule "B" (LCO 8888) and moved adoption.

On a voice vote the amendment was adopted.

The following is the Amendment.

Strike everything after the enacting clause and substitute the following in lieu thereof:

"Section 1. (NEW) (*Effective October 1, 2021*) (a) For purposes of this section, "big six African species" means any specimen of any of the following members of the animal kingdom: African elephant (*loxodonta africana*), African lion (*panthera leo*), African leopard (*panthera pardus pardus*), black rhinoceros (*diceros bicornis*), white rhinoceros (*ceratotherium simum cottoni*) and African giraffe (*giraffa camelopardalis*), including any part, product or offspring thereof, or the dead body or parts thereof, except fossils, whether or not it is included in a manufactured product or in a food product.

(b) No person shall import, possess, sell, offer for sale or transport in this state any big six African species.

(c) Any law enforcement officer shall have authority to enforce the provisions of this section and, whenever necessary, to execute any warrant to search for and seize any big six African species imported, possessed, sold, offered for sale or transported in violation of this section.

(d) The provisions of subsection (b) of this section shall not apply if the possession of such specimen of a big six African species is expressly authorized by any federal law or permit, or if any of the following conditions exist that are not otherwise prohibited by federal law: (1) Such specimen of a big six African species was located or possessed within the state prior to the effective date of this section and the legal owner of such specimen obtained a certificate of possession from the Commissioner of Energy and Environmental Protection not later than one hundred eighty days after the effective date of this section; (2) such specimen of a big six African species is to be part of a temporary or permanent collection of a museum or an educational or scientific institution that has a tax exemption from the federal Internal Revenue Service as an educational or scientific institution or is to be used by a zoological institution for educational purposes, provided such specimen is not subsequently sold, offered for sale, traded, bartered or distributed to any other party that is not a tax exempt museum or educational or scientific institution; (3) such specimen was imported to the state by a tax exempt educational or scientific institution for purposes of research; (4) such specimen of a big six African species is possessed in the state for the purpose of performing taxidermy services, provided such specimen is removed from the state not later than fourteen days following completion of such taxidermy services; or (5) such specimen of a big six African species is distributed directly to a legal beneficiary of a trust or to a legal heir provided: (A) Such specimen was located or possessed by the decedent prior to the effective date of this section, (B) such beneficiary or heir does not subsequently sell, offer for sale, trade, barter or distribute such specimen to any other person, and (C) such beneficiary or heir obtains a certificate of possession from the Commissioner of Energy and Environmental Protection not later than one hundred eighty days after receipt of such specimen.

(e) Any specimen of a big six African species and any other property or item used in connection with a violation of the provisions of this section shall be seized and held pending any criminal proceeding pursuant to this section. In any criminal prosecution pursuant to this section, secondary evidence, including, but not limited to, photographs, shall be admissible against the defendant to the same extent as such specimen would be admissible.

(f) Any person who violates the provisions of this section for a first offense shall be guilty of a class A misdemeanor. Any person who subsequently violates the provisions of this section shall be guilty of a class D felony.

(g) Any specimen of a big six African species and any other property or item that is seized and held pursuant to this section shall be forfeited and, upon such forfeiture, destroyed if seized from any person who is found to have violated the provisions of this section or who is restrained by a judgment from importing, possessing, selling, offering for sale or transporting any specimen of a big six African species on the grounds that such activity is or would be a violation of the provisions of this section. Nothing in this subsection shall be construed to require or authorize the destruction of a living specimen of a big six African species.

(h) Nothing in this section shall be construed to apply to the importing, possessing, selling, offering for sale or transporting of ivory in this state.

(i) Nothing in this section shall be construed to apply to the importing, transporting or possessing of a live big six African species by any zoological institution or circus.

(j) Nothing in this section shall be construed to apply to the transportation, purchase, exhibition or use of any animal in a motion picture, television or digital media production by a motion picture, television or digital media production company that employs or contracts with a dealer or exhibitor licensed pursuant to 7 USC 2133, as amended from time to time, or with a carrier, intermediate handler or unlicensed exhibitor registered under 7 USC 2136, as amended from time to time, to conduct such transport, purchase, exhibition or use.

Sec. 2. Subsection (d) of section 26-311 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

(d) Nothing in section 1 of this act, sections 26-303 to 26-312, inclusive, or any regulations adopted pursuant to said sections shall prohibit transportation through this state of any endangered or threatened species in accordance with the terms of any permit issued under the laws of another state provided the person in possession of an endangered or threatened species can prove legal possession of the species."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2021</i>	New section
Sec. 2	<i>October 1, 2021</i>	26-311(d)

Remarking were Senators Miner of the 30<sup>th</sup>, and Duff of the 25<sup>th</sup>.

The chair ordered the vote be taken by roll call.

The following is the result of the vote at 3:55 p.m.:

Total Number Voting .....	33
Necessary for Adoption .....	17
Those voting Yea .....	30
Those voting Nay .....	3
Those absent and not voting.....	3

On the roll call vote Senate Bill No. 925 as amended by Senate Amendment Schedule "B" (LCO 8888) was Passed.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	A 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	Y 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
Y 7 JOHN A. KISSEL	Y 25 BOB DUFF
Y 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	Y 28 TONY HWANG
Y 11 MARTIN M. LOONEY	Y 29 MAE FLEXER
Y 12 CHRISTINE COHEN	N 30 CRAIG MINER
Y 13 MARY ABRAMS	Y 31 HENRI MARTIN
Y 14 JAMES MARONEY	N 32 ERIC C. BERTHEL
Y 15 JOAN V. HARTLEY	Y 33 NORMAN NEEDLEMAN
N 16 ROB SAMPSON	Y 34 PAUL CICARELLA
Y 17 JORGE CABRERA	Y 35 DAN CHAMPAGNE
Y 18 HEATHER S. SOMERS	Y 36 ALEX KASSER

**CONSENT CALENDAR NO. 1  
ADOPTED**

The chair ordered the vote on business placed on the Consent Calendar be taken by roll call.

The following is the result of the vote at 4:00 p.m.:

Total Number Voting .....	34
Necessary for Adoption .....	18
Those voting Yea .....	34
Those voting Nay .....	0
Those absent and not voting.....	2

On the roll call vote the Consent Calendar was adopted.

The following is the roll call vote:

Y 1 JOHN W. FONFARA	Y 19 CATHERINE A. OSTEN
Y 2 DOUGLAS MCCRORY	Y 20 PAUL M. FORMICA
Y 3 SAUD ANWAR	A 21 KEVIN C. KELLY
Y 4 STEVE CASSANO	Y 22 MARILYN MOORE
Y 5 DEREK SLAP	A 23 DENNIS BRADLEY
Y 6 RICK LOPES	Y 24 JULIE KUSHNER
Y 7 JOHN A. KISSEL	Y 25 BOB DUFF
Y 8 KEVIN D. WITKOS	Y 26 WILL HASKELL
Y 9 MATTHEW L. LESSER	Y 27 PATRICIA BILLIE MILLER
Y 10 GARY WINFIELD	Y 28 TONY HWANG
Y 11 MARTIN M. LOONEY	Y 29 MAE FLEXER
Y 12 CHRISTINE COHEN	Y 30 CRAIG MINER
Y 13 MARY ABRAMS	Y 31 HENRI MARTIN
Y 14 JAMES MARONEY	Y 32 ERIC C. BERTHEL
Y 15 JOAN V. HARTLEY	Y 33 NORMAN NEEDLEMAN
Y 16 ROB SAMPSON	Y 34 PAUL CICARELLA
Y 17 JORGE CABRERA	Y 35 DAN CHAMPAGNE
Y 18 HEATHER S. SOMERS	Y 36 ALEX KASSER

**ADJOURNMENT**

On motion of Senator Duff of the 25<sup>th</sup>, the Senate at 4:00 p.m. adjourned subject to the call of the chair