



General Assembly

Amendment

January Session, 2021

LCO No. 8497



Offered by:

SEN. FORMICA, 20th Dist.

SEN. SAMPSON, 16th Dist.

SEN. SOMERS, 18th Dist.

To: Subst. Senate Bill No. 908

File No. 287

Cal. No. 195

**"AN ACT CONCERNING ACCESS TO CERTAIN PUBLIC
EMPLOYEES BY THE EXCLUSIVE BARGAINING
REPRESENTATIVE OF A PUBLIC EMPLOYER BARGAINING UNIT."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (e) of section 5-278 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective October*
5 *1, 2021*):

6 (e) [(1) Except as provided in subdivision (2) of this subsection, where
7 there is a conflict between any agreement or arbitration award approved
8 in accordance with the provisions of sections 5-270 to 5-280, inclusive,
9 on matters appropriate to collective bargaining, as defined in said
10 sections, and any general statute or special act, or regulations adopted
11 by any state agency, the terms of such agreement or arbitration award
12 shall prevail; provided if participation of any employees in a retirement

13 system is effected by such agreement or arbitration award, the effective
 14 date of participation in said system, notwithstanding any contrary
 15 provision in such agreement or arbitration award, shall be the first day
 16 of the third month following the month in which a certified copy of such
 17 agreement or arbitration award is received by the Retirement
 18 Commission or such later date as may be specified in the agreement or
 19 arbitration award.]

20 [(2)] For any agreement or arbitration award approved before, on or
 21 after July 31, 2020, in accordance with the provisions of sections 5-270 to
 22 5-280, inclusive, on matters appropriate to collective bargaining, as
 23 defined in said sections, where any provision in such agreement or
 24 award pertaining to the disclosure of disciplinary matters or alleged
 25 misconduct would prevent the disclosure of documents required to be
 26 disclosed under the provisions of the Freedom of Information Act, as
 27 defined in section 1-200, the provisions of the Freedom of Information
 28 Act shall prevail. The provisions of this subdivision shall not be
 29 construed to diminish a bargaining agent's access to information
 30 pursuant to state law."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2021	5-278(e)