



General Assembly

**Amendment**

January Session, 2023

LCO No. 8119



Offered by:

SEN. KUSHNER, 24<sup>th</sup> Dist.

REP. SANCHEZ E., 24<sup>th</sup> Dist.

To: Subst. Senate Bill No. 984

File No. 495

Cal. No. 278

**"AN ACT ACCELERATING THE STATE HIRING PROCESS."**

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

3 "Section 1. Section 5-215a of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2023*):

5 When the appointing authority receives approval to fill a vacancy in  
6 any permanent position in the classified service, the appointing  
7 authority shall request the Commissioner of Administrative Services to  
8 provide a candidate list. The candidate list certified by the commissioner  
9 shall contain the final earned rating of each candidate. The appointing  
10 authority shall fill the vacant position by selecting any candidate on the  
11 candidate list that is determined to be the most qualified and suitable  
12 for such position. In the event that fewer than five names are available  
13 on the candidate list to fill a position, the Commissioner of  
14 Administrative Services may authorize a new examination based on  
15 documented need. The appointing authority may fill the position from

16 either the new candidate list or [original] any candidate list that is in the  
17 same or comparable class in accordance with the provisions of this  
18 section. Notwithstanding the provisions of chapter 67, upon selection of  
19 a candidate from a candidate list, the appointing authority may  
20 immediately fill the position with such candidate if such appointing  
21 authority determines that doing so would maintain operational  
22 efficiency and productivity or would comply with a lawful order. In  
23 such case, any preemployment check or other requirement may be  
24 completed during such candidate's working test period.

25 Sec. 2. (NEW) (*Effective July 1, 2023*) Notwithstanding the provisions  
26 of chapter 67 or any employment requirement, an appointing authority  
27 may begin the screening process as soon as the applicable job opening  
28 is posted.

29 Sec. 3. Section 5-228 of the general statutes is repealed and the  
30 following is substituted in lieu thereof (*Effective July 1, 2023*):

31 (a) When a vacancy in any permanent position in the classified  
32 service is to be filled, the appointing authority shall notify the  
33 Commissioner of Administrative Services of such fact, stating the title  
34 of the position to be filled. Vacancies in such positions shall be filled, so  
35 far as possible and for the best interest of the state, by reemployment, as  
36 provided in subsection (b) of section 5-241, promotional appointments  
37 from within the agency and service-wide promotional appointments or  
38 transfers in accordance with regulations issued by the commissioner.  
39 The appointing authority, with the approval of the commissioner, shall  
40 decide whether a vacancy shall be filled by promotion from within the  
41 agency, from a state-wide employment list, transfer or, if such is not  
42 possible, by original appointment.

43 (b) If a vacancy is to be filled by a promotional appointment from  
44 within the agency, the commissioner shall certify to the appointing  
45 authority the names of all candidates from the agency in accordance  
46 with the provisions of section 5-215a, as amended by this act, or if an  
47 examination is waived, in accordance with the provisions of section 5-

48 227b.

49 (c) If a vacancy is to be filled by promotion from a service-wide  
50 candidate list, the commissioner shall certify to the appointing authority  
51 the names of all candidates on that candidate list in accordance with the  
52 provisions of section 5-215a, as amended by this act, or if an examination  
53 is waived, in accordance with the provisions of section 5-227b.

54 (d) If a vacancy is to be filled by an original appointment, the  
55 commissioner shall certify to the appointing authority the names of all  
56 candidates on that candidate list in accordance with the provisions of  
57 section 5-215a, as amended by this act, or if an examination is waived,  
58 in accordance with the provisions of section 5-227b.

59 (e) If a position becomes vacant as a result of the promotion of the  
60 incumbent, the appointing authority shall assess the disposition of such  
61 position. If the appointing authority determines such position is to be  
62 filled, the appointing authority shall provide notice to the  
63 Commissioner of Administrative Services in accordance with  
64 subsection (a) of this section.

65 [(e)] (f) Appointees to any position in the classified service shall be  
66 required to serve the working test period provided for in this chapter.  
67 Any promotional appointee from within the agency who is dismissed  
68 from the position to which he or she was promoted during such working  
69 test period, or at the conclusion thereof, shall be restored to a position  
70 in the same class in which he or she had been employed prior to his or  
71 her promotion. Any other appointee who was employed in the classified  
72 service prior to his or her appointment and who is dismissed from the  
73 position to which he or she was appointed during such working test  
74 period or at the conclusion thereof, shall be restored to a vacancy in the  
75 same class, or a vacancy in a comparable class or a vacancy in any other  
76 position the employee is qualified to fill, in the agency in which he or  
77 she had been employed prior to his or her appointment, or shall have  
78 his or her name placed on a reemployment list. No provision of this  
79 section shall be construed to prevent any employee in the unclassified

80 service from competing for positions in the classified service if he or she  
81 possesses the minimum qualifications established by the commissioner.  
82 In the certification of names of persons eligible for appointment, sex  
83 shall be disregarded except when otherwise provided by statute or upon  
84 request of the appointing authority, subject to the approval of the  
85 commissioner."

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2023	5-215a
Sec. 2	July 1, 2023	New section
Sec. 3	July 1, 2023	5-228