To: House Bill No. 5512

File No. 545

Cal. No. 371

"AN ACT CONCERNING A STUDY OF STATE REVENUE COLLECTIONS."

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

"Section 1. Subdivision (3) of subsection (b) of section 137 of house bill 5524 of the current session is repealed and the following is substituted in lieu thereof (Effective January 1, 2025):

(3) For the thirty-year period beginning with a combined group's first income year that begins in 2026, a combined group entitled to a deduction under this subsection shall deduct from combined group net income an amount equal to one-thirtieth of the amount necessary to offset the increase in the valuation allowance against net operating losses and tax credits in the state, as computed in accordance with generally accepted accounting principles, that resulted from the enactment of sections 12-218e and 12-218f of the general statutes. Such increase in valuation allowance shall be computed based on the change 

LCO No. 6136
in valuation allowance that was reported in the combined group's financial statements for the income year commencing on or after January 1, [2016] 2015, but prior to January 1, [2017] 2016.

Sec. 2. Section 45 of public act 23-205, as amended by section 52 of house bill 5524 of the current session, is amended to read as follows (Effective July 1, 2024):

The State Bond Commission shall have power, in accordance with the provisions of this section and sections 46 to 50, inclusive, of public act 23-205, from time to time to authorize the issuance of special tax obligation bonds of the state in one or more series and in principal amounts in the aggregate, not exceeding [$1,642,372,000] $1,652,372,000.

Sec. 3. Subsection (b) of section 46 of public act 23-205, as amended by section 55 of house bill 5524 of the current session, is amended to read as follows (Effective July 1, 2024):

(b) For the Bureau of Public Transportation:

(1) Bus and rail facilities and equipment, including rights-of-way, other property acquisition and related projects, not exceeding $273,450,000;

(2) Northeast Corridor Modernization Match Program, not exceeding $438,175,000;

(3) Grants for commercial rail freight lines pursuant to section 13b-236 of the general statutes, not exceeding [$10,000,000] $20,000,000.

Sec. 4. Section 195 of house bill 5524 of the current session is repealed and the following is substituted in lieu thereof (Effective from passage):

(a) Notwithstanding the provisions of section 10-283 of the general statutes, as amended by [this act] house bill 5524 of the current session, or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section requiring a completed grant application be submitted prior to June 30,
2023, the new construction project at the new middle school in the town of Ansonia shall be included in subdivision (1) of section 1 of [this act] house bill 5524 of the current session and shall subsequently be considered for a grant commitment from the state, provided the town of Ansonia files an application for such school building project prior to October 1, [2024] 2026, and meets all other provisions of chapter 173 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said chapter and is eligible for grant assistance pursuant to said chapter.

(b) Notwithstanding the provisions of section 10-285a of the general statutes, as amended by [this act] house bill 5524 of the current session, or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section concerning the reimbursement percentage that a local board of education may be eligible to receive for a school building project, the town of Ansonia may use the reimbursement rate of eighty-seven per cent for the new construction project at the new middle school.

(c) (1) Notwithstanding the provisions of section 10-285a of the general statutes, as amended by [this act] house bill 5524 of the current session, or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section concerning the reimbursement percentage that a local board of education may be eligible to receive for a school building project, the town of Ansonia may use the reimbursement rate of eighty-seven per cent for the construction of a central administration facility as part of the new construction project at the new middle school.

(2) Notwithstanding the provisions of subdivision (3) of subsection (a) of section 10-286 of the general statutes or any regulation adopted by the State Board of Education or the Department of Administrative Services limiting reimbursement to one-half of the eligible percentage of the net eligible cost of construction to a town for construction, the town of Ansonia shall receive full reimbursement of the reimbursement percentage described in subdivision (1) of this subsection of the net
eligible cost for the construction of a central administration facility as part of the new construction project at the new middle school.

(d) Notwithstanding the provisions of section 10-286 of the general statutes, as amended by [this act] house bill 5524 of the current session, or any regulation adopted by the State Board of Education or the Department of Administrative Services pursuant to said section concerning the calculation of grants using the state standard space specifications, the town of Ansonia shall be exempt from the state standard space specifications for the purpose of the calculation of the grant for the new construction project at the new middle school.

Sec. 5. (Effective from passage) In the case of any underpayment of tax by a taxpayer under chapter 208, 228z or 229 of the general statutes, no interest shall be imposed under such chapters to the extent such underpayment was due to the filing of an amended return necessitated by the guidance in Notice 2021-20, issued by the Internal Revenue Service, concerning the federal employee retention credit program. If such interest has already been paid to the Department of Revenue Services, the Commissioner of Revenue Services shall treat such payment as an overpayment and shall refund the amount of such payment, without interest, to the taxpayer.

Sec. 6. Section 19a-639f of the general statutes is amended by adding subsection (m) as follows (Effective July 1, 2024):

(NEW) (m) The executive director may waive the examination of any of the factors required as part of a cost and market impact review under subsection (d) of this section with regard to a hospital for which an application for a certificate of need involving a transfer in ownership has been filed if a cost and market impact review concerning the hospital was performed not more than twelve months prior to the filing of the application for a certificate of need. The executive director shall report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committee of the General Assembly having cognizance of matters relating to public health regarding any waiver
issued under this subsection not later than sixty days after issuance of such waiver. Such notification shall describe the factors for which the examination has been waived, the rationale for the waiver and any applicable terms and conditions attached to the waiver.

Sec. 7. Subsection (a) of section 19a-653 of the 2024 supplement to the general statutes is repealed and the following is substituted in lieu thereof (Effective from passage):

(a) Any person or health care facility or institution that is required to file a certificate of need for any of the activities described in section 19a-638, and any person or health care facility or institution that is required to file data or information under any public or special act or under this chapter or sections 19a-486 to 19a-486h, inclusive, or any regulation adopted or order issued under this chapter or said sections, and negligently fails to seek certificate of need approval for any of the activities described in section 19a-638, or to so file within prescribed time periods, and any person or health care facility or institution that has agreed to fully resolve a certificate of need application through settlement and negligently fails to comply with any term or condition enumerated in the settlement agreement, shall be subject to a civil penalty of up to one thousand dollars a day for each day such person or health care facility or institution conducts any of the described activities without certificate of need approval as required by section 19a-638, for each day such information is missing, incomplete or inaccurate or for each day any condition of a settlement agreement is not met, except that, on or after the effective date of this section and prior to December 1, 2024, if such person or health care facility or institution fails to file a certificate of need for the termination of an emergency department by a short-term acute care general hospital pursuant to subdivision (8) of subsection (a) of section 19a-638, such person or health care facility or institution shall be subject to a civil penalty of up to two hundred fifty thousand dollars for each week that such emergency department is closed prior to such person's or health care facility's or institution's certificate of need application for termination of such emergency department is deemed complete by the unit. Any civil penalty
authorized by this section shall be imposed by the Office of Health
Strategy in accordance with subsections (b) to (e), inclusive, of this
section.

Sec. 8. Subsection (g) of section 21a-420m of the 2024 supplement to
the general statutes is repealed and the following is substituted in lieu
thereof (Effective July 1, 2024):

(g) If a producer has paid a reduced conversion fee, as described in
subsection (b) of section 21a-420l, and subsequently did not create two
equity joint ventures under this section that, not later than [fourteen]
twenty-four months after the Department of Consumer Protection
approved the producer's license expansion application under section
21a-420l, each received a final license from the department, the producer
shall be liable for the full conversion fee of three million dollars
established in section 21a-420l minus such paid reduced conversion fee.

Sec. 9. Section 38a-48 of the general statutes is repealed and the
following is substituted in lieu thereof (Effective October 1, 2025):

(a) On or before June thirtieth, annually, the Commissioner of
Revenue Services shall render to the Insurance Commissioner a
statement certifying the total amount of taxes [or charges imposed on]
reported to the Commissioner of Revenue Services on returns filed with
said commissioner by each domestic insurance company or other
domestic entity under chapter 207 on business done in this state during
the [preceding calendar year. The statement for local domestic insurance
companies shall set forth the amount of taxes and charges before any tax
credits allowed as provided in subsection (a) of section 12-202] calendar
year immediately preceding the prior calendar year. For purposes of
preparing the annual statement under this subsection, the total amount
of taxes required to be set forth in such statement shall be the amount of
tax reported by each domestic insurance company or other domestic
entity under chapter 207 to the Commissioner of Revenue Services prior
to the application of any credits allowable or available under law to each
such domestic insurance company or other domestic entity under
chapter 207.

(b) On or before July thirty-first, annually, the Insurance Commissioner and the Office of the Healthcare Advocate shall render to each domestic insurance company or other domestic entity liable for payment under section 38a-47:

(1) A statement that includes (A) the amount appropriated to the Insurance Department, the Office of the Healthcare Advocate and the Office of Health Strategy from the Insurance Fund established under section 38a-52a for the fiscal year beginning July first of the same year, (B) the cost of fringe benefits for department and office personnel for such year, as estimated by the Comptroller, (C) the estimated expenditures on behalf of the department and the offices from the Capital Equipment Purchase Fund pursuant to section 4a-9 for such year, not including such estimated expenditures made on behalf of the Health Systems Planning Unit of the Office of Health Strategy, and (D) the amount appropriated to the Department of Aging and Disability Services for the fall prevention program established in section 17a-859 from the Insurance Fund for the fiscal year;

(2) [a] A statement of the total amount of taxes [imposed on all domestic insurance companies and domestic insurance entities under chapter 207 on business done in this state during the preceding calendar year] reported in the annual statement rendered to the Insurance Commissioner pursuant to subsection (a) of this section; and

(3) [the] The proposed assessment against that company or entity, calculated in accordance with the provisions of subsection (c) of this section, provided for the purposes of this calculation the amount appropriated to the Insurance Department, the Office of the Healthcare Advocate and the Office of Health Strategy from the Insurance Fund plus the cost of fringe benefits for department and office personnel and the estimated expenditures on behalf of the department and the office from the Capital Equipment Purchase Fund pursuant to section 4a-9, not including such expenditures made on behalf of the Health Systems
Planning Unit of the Office of Health Strategy shall be deemed to be the actual expenditures of the department and the office, and the amount appropriated to the Department of Aging and Disability Services from the Insurance Fund for the fiscal year for the fall prevention program established in section 17a-859 shall be deemed to be the actual expenditures for the program.

(c)(1) The proposed assessments for each domestic insurance company or other domestic entity shall be calculated by (A) allocating twenty per cent of the amount to be paid under section 38a-47 among the domestic entities organized under sections 38a-199 to 38a-209, inclusive, and 38a-214 to 38a-225, inclusive, in proportion to their respective shares of the total amount of taxes [and charges imposed under chapter 207 on such entities on business done in this state during the preceding calendar year] reported in the annual statement rendered to the Insurance Commissioner pursuant to subsection (a) of this section, and (B) allocating eighty per cent of the amount to be paid under section 38a-47 among all domestic insurance companies and domestic entities other than those organized under sections 38a-199 to 38a-209, inclusive, and 38a-214 to 38a-225, inclusive, in proportion to their respective shares of the total amount of taxes [and charges imposed under chapter 207 on such domestic insurance companies and domestic entities on business done in this state during the preceding calendar year] reported in the annual statement rendered to the Insurance Commissioner pursuant to subsection (a) of this section, provided if there are no domestic entities organized under sections 38a-199 to 38a-209, inclusive, and 38a-214 to 38a-225, inclusive, at the time of assessment, one hundred per cent of the amount to be paid under section 38a-47 shall be allocated among such domestic insurance companies and domestic entities.

(2) When the amount any such company or entity is assessed pursuant to this section exceeds twenty-five per cent of the actual expenditures of the Insurance Department, the Office of the Healthcare Advocate and the Office of Health Strategy from the Insurance Fund, such excess amount shall not be paid by such company or entity but
rather shall be assessed against and paid by all other such companies and entities in proportion to their respective shares of the total amount of taxes [and charges imposed under chapter 207 on business done in this state during the preceding calendar year] reported in the annual statement rendered to the Insurance Commissioner pursuant to subsection (a) of this section, except that for purposes of any assessment made to fund payments to the Department of Public Health to purchase vaccines, such company or entity shall be responsible for its share of the costs, notwithstanding whether its assessment exceeds twenty-five percent of the actual expenditures of the Insurance Department, the Office of the Healthcare Advocate and the Office of Health Strategy from the Insurance Fund. The provisions of this subdivision shall not be applicable to any corporation [which] that has converted to a domestic mutual insurance company pursuant to section 38a-155 upon the effective date of any public act [which] that amends said section to modify or remove any restriction on the business such a company may engage in, for purposes of any assessment due from such company on and after such effective date.

(d) [For purposes of calculating the amount of payment under section 38a-47, as well as the amount of the assessments under this section, the "total taxes imposed on all domestic insurance companies and other domestic entities under chapter 207" shall be based upon the amounts shown as payable to the state for the calendar year on the returns filed with the Commissioner of Revenue Services pursuant to chapter 207; with respect to calculating the amount of payment and assessment for local domestic insurance companies, the amount used shall be the taxes and charges imposed before any tax credits allowed as provided in subsection (a) of section 12-202] Each annual payment determined under section 38a-47 and each annual assessment determined under this section shall be calculated based on the total amount of taxes reported in the annual statement rendered to the Insurance Commissioner pursuant to subsection (a) of this section.

(e) On or before September thirtieth, annually, for each fiscal year ending prior to July 1, 1990, the Insurance Commissioner and the
Healthcare Advocate, after receiving any objections to the proposed assessments and making such adjustments as in their opinion may be indicated, shall assess each such domestic insurance company or other domestic entity an amount equal to its proposed assessment as so adjusted. Each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner on or before October thirty-first an amount equal to fifty per cent of its assessment adjusted to reflect any credit or amount due from the preceding fiscal year as determined by the commissioner under subsection (g) of this section. Each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner on or before the following April thirtieth, the remaining fifty per cent of its assessment.

(f) On or before September first, annually, for each fiscal year ending after July 1, 1990, the Insurance Commissioner and the Healthcare Advocate, after receiving any objections to the proposed assessments and making such adjustments as in their opinion may be indicated, shall assess each such domestic insurance company or other domestic entity an amount equal to its proposed assessment as so adjusted. Each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner (1) on or before June 30, 1990, and on or before June thirtieth annually thereafter, an estimated payment against its assessment for the following year equal to twenty-five per cent of its assessment for the fiscal year ending such June thirtieth, (2) on or before September thirtieth, annually, twenty-five per cent of its assessment adjusted to reflect any credit or amount due from the preceding fiscal year as determined by the commissioner under subsection (g) of this section, and (3) on or before the following December thirty-first and March thirty-first, annually, each domestic insurance company or other domestic entity shall pay to the Insurance Commissioner the remaining fifty per cent of its proposed assessment to the department in two equal installments.

(g) If the actual expenditures for the fall prevention program established in section 17a-859 are less than the amount allocated, the Commissioner of Aging and Disability Services shall notify the
Insurance Commissioner and the Healthcare Advocate. Immediately following the close of the fiscal year, the Insurance Commissioner and the Healthcare Advocate shall recalculate the proposed assessment for each domestic insurance company or other domestic entity in accordance with subsection (c) of this section using the actual expenditures made during the fiscal year by the Insurance Department, the Office of the Healthcare Advocate and the Office of Health Strategy from the Insurance Fund, the actual expenditures made on behalf of the department and the offices from the Capital Equipment Purchase Fund pursuant to section 4a-9, not including such expenditures made on behalf of the Health Systems Planning Unit of the Office of Health Strategy, and the actual expenditures for the fall prevention program. On or before July thirty-first, the Insurance Commissioner and the Healthcare Advocate shall render to each such domestic insurance company and other domestic entity a statement showing the difference between their respective recalculated assessments and the amount they have previously paid. On or before August thirty-first, the Insurance Commissioner and the Healthcare Advocate, after receiving any objections to such statements, shall make such adjustments [which] that in their opinion may be indicated, and shall render an adjusted assessment, if any, to the affected companies. Any such domestic insurance company or other domestic entity may pay to the Insurance Commissioner the entire assessment required under this subsection in one payment when the first installment of such assessment is due.

(h) If any assessment is not paid when due, a penalty of twenty-five dollars shall be added thereto, and interest at the rate of six per cent per annum shall be paid thereafter on such assessment and penalty.

(i) The Insurance Commissioner shall deposit all payments made under this section with the State Treasurer. On and after June 6, 1991, the moneys so deposited shall be credited to the Insurance Fund established under section 38a-52a and shall be accounted for as expenses recovered from insurance companies.

Sec. 10. (NEW) (Effective October 1, 2024) (a) As used in this section:
(1) "Actions which may significantly affect the environment" has the same meaning as provided in section 22a-1c of the general statutes, but does not include any action that (A) is a major federal action under the National Environmental Policy Act, 42 USC 4321 et seq., as amended from time to time, (B) is an undertaking under the National Historic Preservation Act, 54 USC 300101 et seq., as amended from time to time, (C) affects an archaeological site, or (D) affects a sacred site;

(2) "Archaeological site" has the same meaning as provided in section 10-381 of the general statutes;

(3) "Historic structures and landmarks" has the same meaning as provided in section 10-410 of the general statutes;

(4) "Sacred site" has the same meaning as provided in section 10-381 of the general statutes;

(5) "Sponsoring agency" has the same meaning as described in sections 22a-1 to 22a-1h, inclusive, of the general statutes;

(6) "State entity" means a state department, institution or agency under sections 22a-1 to 22a-1h, inclusive, of the general statutes;

(7) "State funding recipient" means any person that receives funds from the state to be used for an activity or a sequence of planned activities that are subject to the process established by sections 22a-1 to 22a-1h, inclusive, of the general statutes; and

(8) "State Historic Preservation Officer" means the individual appointed by the Governor pursuant to 54 USC 302301(1), as amended from time to time, to administer the state historic preservation program in accordance with 54 USC 302303, as amended from time to time.
recipient, as applicable, is within the category of actions which may significantly affect the environment because such activity or sequence of activities could have an impact on the state's historic structures and landmarks, the officer shall:

(1) In making such initial determination, consider all information provided by the sponsoring agency, state entity or state funding recipient, as applicable; and

(2) Make such initial determination not later than thirty days after the officer receives information the officer deems reasonably necessary to make such initial determination.

(c) If the State Historic Preservation Officer makes an initial determination that such individual activity or sequence of planned activities will not have any effect on historic structures and landmarks, or is not within the category of actions which may significantly affect the environment because such activity or sequence of activities will not have an impact on historic structures and landmarks, the officer shall provide such determination in writing to the sponsoring agency, state entity or state funding recipient, as applicable. Such written determination shall constitute a final determination by the officer for the purposes of this section.

(d) (1) If the State Historic Preservation Officer makes an initial determination that such individual activity or sequence of planned activities will have an effect on historic structures and landmarks, or is within the category of actions which may significantly affect the environment because such activity or sequence of activities will have an impact on historic structures and landmarks, the officer shall, in collaboration with the sponsoring agency, state entity or state funding recipient, as applicable, propose a prudent or feasible alternative to such individual activity or sequence of planned activities to avoid such impact, if such alternative is possible.

(2) If the State Historic Preservation Officer and the sponsoring agency, state entity or state funding recipient, as applicable, reach an
agreement regarding such alternative, the officer shall provide to such
sponsoring agency, state entity or state funding recipient, as applicable,
a written determination that such alternative (A) will not have any effect
on historic structures and landmarks, or (B) is not within the category of
actions which may significantly affect the environment because such
activity or sequence of activities will not have an impact on historic
structures and landmarks. Such written determination shall constitute a
final determination by the officer for the purposes of this section.

(3) (A) If the State Historic Preservation Officer and the sponsoring
agency, state entity or state funding recipient, as applicable, cannot
reach an agreement regarding such alternative, the officer shall provide
to such sponsoring agency, state entity or state funding recipient, as
applicable, a written determination that such individual activity or
sequence of planned activities (i) will have an effect on historic
structures and landmarks, or (ii) is within the category of actions which
may significantly affect the environment because such activity or
sequence of activities will have an impact on historic structures and
landmarks.

(B) (i) Notwithstanding subsection (c) of section 22a-1b of the general
statutes, after the State Historic Preservation Officer provides a written
determination under subparagraph (A) of this subdivision, the officer
shall, in collaboration with the sponsoring agency, state entity or state
funding recipient, as applicable, propose a mitigation plan requiring
such sponsoring agency, state entity or state funding recipient, as
applicable, to mitigate such impact.

(ii) The sponsoring agency, state entity or state funding recipient, as
applicable, shall, to the extent possible, submit to the State Historic
Preservation Officer all pertinent information regarding such individual
activity or sequence of planned activities that may affect such mitigation
plan. Such information shall be considered by the officer in the
development of the mitigation plan.

(iii) In establishing the mitigation plan, the State Historic
Preservation Officer shall consult with the Commissioner of Economic and Community Development, or the commissioner's designee, about the economic impact of (I) the individual activity or sequence of planned activities proposed to be undertaken by the sponsoring agency, state entity or state funding recipient, as applicable, and (II) the mitigation plan. Any information provided by the commissioner during such consultation shall be considered by the officer in the development of the mitigation plan.

(iv) Not later than forty-five days after the State Historic Preservation Officer receives the information submitted under subparagraph (B)(ii) of this subdivision, the officer shall memorialize the mitigation plan in a proposed mitigation agreement that may be executed by the sponsoring agency, state entity or state funding recipient, as applicable. If the sponsoring agency, state entity or state funding recipient, as applicable, executes such proposed mitigation agreement, the officer shall also execute such proposed mitigation agreement. The execution of such mitigation agreement shall constitute (I) a determination by the officer that the officer is satisfied the effect on historic structures and landmarks will be mitigated pursuant to the terms of such mitigation agreement, and (II) a final determination by the officer for the purposes of this section.

(v) At the time the State Historic Preservation Officer provides the mitigation agreement proposed under subparagraph (B)(iv) of this subdivision to the sponsoring agency, state entity or state funding recipient, as applicable, the officer shall notify such sponsoring agency, state entity or state funding recipient, as applicable, that a request may be submitted in accordance with the provisions of subdivision (1) of subsection (e) of this section to the Commissioner of Economic and Community Development to review such proposed mitigation agreement.

(e) (1) If the sponsoring agency, state entity or state funding recipient, as applicable, declines to execute the mitigation agreement proposed under subparagraph (B)(iv) of subdivision (3) of subsection (d) of this
section, such sponsoring agency, state entity or state funding recipient, as applicable, may submit, not later than fifteen days after the State Historic Preservation Officer provides such proposed mitigation agreement to such sponsoring agency, state entity or state funding recipient, as applicable, a request to the Commissioner of Economic and Community Development to review the proposed mitigation agreement and make recommendations to revise such proposed mitigation agreement. Such request shall be in the form and manner prescribed by the commissioner and may include a request for a conference with the commissioner, the officer, the sponsoring agency, the state entity or the state funding recipient, as applicable, and any other interested party.

(2) (A) Not later than thirty days after receiving such request, the commissioner shall (i) if such conference was requested, hold such conference, and (ii) make recommendations, if any, for revisions to the proposed mitigation agreement. If such revisions are recommended, the commissioner's review pursuant to this subsection shall be concluded and the State Historic Preservation Officer shall include such revisions in a revised mitigation agreement. Such revised mitigation agreement may be executed by the sponsoring agency, state entity or state funding recipient, as applicable. If the sponsoring agency, state entity or state funding recipient, as applicable, executes such revised mitigation agreement, the officer shall also execute such revised mitigation agreement. The execution of such revised mitigation agreement shall constitute (I) a determination by the officer that the officer is satisfied the effect on historic structures and landmarks will be mitigated pursuant to the terms of such revised mitigation agreement, and (II) a final determination by the officer for the purposes of this section.

(B) If the commissioner makes no recommendations for revisions to the mitigation agreement, the commissioner's review pursuant to this subsection shall be concluded. The sponsoring agency, state entity or state funding recipient, as applicable, may subsequently elect to execute the mitigation agreement proposed by the State Historic Preservation Officer under subparagraph (B)(iv) of subdivision (3) of subsection (d) of this section. If the sponsoring agency, state entity or state funding
recipient, as applicable, executes such proposed mitigation agreement, the officer shall also execute such proposed mitigation agreement. The execution of such mitigation agreement shall constitute (i) a determination by the officer that the officer is satisfied the effect on historic structures and landmarks will be mitigated pursuant to the terms of such mitigation agreement, and (ii) a final determination by the officer for the purposes of this section.

(f) (1) A state funding recipient may elect to pay mitigation costs, to be used for historic preservation purposes, to an entity designated by the State Historic Preservation Officer, in an amount equal to the lesser of fifteen per cent of the state funding received by such state funding recipient for the individual activity or sequence of planned activities proposed to be undertaken by such state funding recipient or seven hundred fifty thousand dollars if:

(A) Such state funding recipient has not executed a mitigation agreement within thirty days after the State Historic Preservation Officer provides to such state funding recipient a mitigation plan in a proposed mitigation agreement under subparagraph (B)(iv) of subdivision (3) of subsection (d) of this section; or

(B) Such state funding recipient has submitted a request to the Commissioner of Economic and Community Development to review a proposed mitigation plan under subdivision (1) of subsection (e) of this section and such state funding recipient has not executed a mitigation agreement within thirty days after the commissioner concludes such review.

(2) If a state funding recipient elects to pay mitigation costs under subdivision (1) of this subsection, the State Historic Preservation Officer shall memorialize such election in a mitigation agreement. Such mitigation agreement may be executed by such state funding recipient. If such state funding recipient executes such mitigation agreement, the officer shall also execute such mitigation agreement. The execution of such mitigation agreement shall constitute (A) a determination by the
officer that the officer is satisfied that such payment will be used for historic preservation purposes, (B) a determination by the officer that the use of such mitigation costs for such purposes will mitigate the effect on historic structures and landmarks, and (C) a final determination by the officer for the purposes of this section.

(g) If the State Historic Preservation Officer proposes a mitigation plan pursuant to subparagraph (B)(i) of subdivision (3) of subsection (d) of this section but a mitigation agreement is not executed, the sponsoring agency shall conduct an early public scoping process in accordance with subsection (b) of section 22a-1b of the general statutes.

(h) Not later than January first, annually, the State Historic Preservation Officer shall post on the Department of Economic and Community Development's Internet web site all mitigation agreements, including any mitigation costs paid under subdivision (1) of subsection (f) of this section and to whom such payments were made, executed during the preceding fiscal year.

Sec. 11. Subsection (b) of section 1-210 of the 2024 supplement to the general statutes is amended by adding subdivision (29) as follows (Effective October 1, 2024):

(NEW) (29) The name and badge number of a police officer, as defined in section 7-294a, who is the subject of a formal investigation or formal inquiry, until the issuance of a final report by the investigating authority, or two years after such investigation or inquiry is initiated, whichever occurs first, unless such information is required to be disclosed under section 29-6d or 29-10c.

Sec. 12. Section 18-81jj of the general statutes is repealed and the following is substituted in lieu thereof (Effective from passage):

(a) There is established the Correction Advisory Committee that shall consist of eleven members. Such members shall be appointed as follows:

(1) One who is directly impacted, appointed by the Senate
chairperson of the joint standing committee of the General Assembly having cognizance of matters relating to the Department of Correction;

(2) One who has expertise in law, specifically the rights of incarcerated persons, appointed by the House chairperson of the joint standing committee of the General Assembly having cognizance of matters relating to the Department of Correction;

(3) One who has a demonstrated interest in advancing the rights and welfare of incarcerated persons, appointed by the president pro tempore of the Senate;

(4) One who has a demonstrated interest in advancing the rights and welfare of incarcerated persons, appointed by the speaker of the House of Representatives;

(5) One who has expertise in the provision of mental health care to incarcerated persons or formerly incarcerated persons, appointed by the minority leader of the Senate;

(6) One who has expertise in the provision of medical care to incarcerated persons or formerly incarcerated persons, appointed by the minority leader of the House of Representatives;

(7) One of whom is a victim of a violent crime, a person who advocates for victims' rights or an attorney who has represented a victim of a violent crime, appointed by the House ranking member of the joint standing committee of the General Assembly having cognizance of matters relating to the Department of Correction;

(8) One who has an expertise in corrections, appointed by the Senate ranking member of the joint standing committee of the General Assembly having cognizance of matters relating to the Department of Correction; and

(9) Three who are appointed by the Governor, one of whom has expertise in corrections, one of whom has expertise in medication in a correctional setting and one of whom is directly impacted.
(b) For purposes of subsection (a) of this section, "directly impacted" means (1) a person who was previously incarcerated within a facility operated by the department and is no longer under probation or any supervision by the department, or (2) a family member of a person described in subdivision (1) of this subsection or of a person who is in the custody of the Commissioner of Correction.

(c) All appointments to the committee, including vacancy appointments which shall be filled by the appointing authority having the power to make the original appointment, shall be made as follows:

(1) Not later than thirty days after May 10, 2022, or after any vacancy, each appointing authority or any such authority filling a vacancy shall submit a letter designating such authority’s appointment or appointments to the joint standing committee of the General Assembly having cognizance of matters relating to the Department of Correction. Such joint standing committee shall post such letters on its Internet web site. The Senate and House chairpersons of such joint standing committee shall schedule a public hearing of such proposed appointments to be conducted not later than forty days after May 10, 2022, or ten days after the submission of a letter in the case of a vacancy.

(2) After such hearing, each appointing authority shall confirm or withdraw such authority’s appointment or appointments. Any appointing authority who withdraws an appointment shall, not later than ten days after such withdrawal, submit a new letter to such joint standing committee of the General Assembly designating a different appointment or appointments, which shall initiate the hearing and approval or withdrawal process pursuant to subdivision (1) of this subsection and this subdivision for such appointment or appointments.

(d) The chairpersons of the Correction Advisory Committee shall be the members appointed pursuant to subdivisions (1) and (2) of subsection (a) of this section. Such chairpersons shall schedule the first meeting of said committee, which shall be held not later than sixty days after May 10, 2022.
(e) Each committee member shall serve a four-year term, except that each initial term shall run for four years from February 1, 2023. Each committee member may serve up to two terms. In the event of a vacancy appointment, the member appointed to fill the vacancy shall serve the remainder of the original member's four-year term and may be reappointed for up to two more terms.

(f) Each member shall serve without compensation but shall, within available appropriations, be reimbursed for necessary expenses that such member may incur through service on the Correction Advisory Committee.

(g) Each member shall, not later than ten days after the first meeting of the Correction Advisory Committee in which such member participates, take an oath of office to diligently and honestly administer the affairs of said committee. The oath shall be administered by a chairperson of said committee.

(h) A majority of the members appointed to the Correction Advisory Committee shall constitute a quorum, which shall be necessary for the committee to conduct business. A majority vote of the members present shall be required for action of the committee.

(i) Any committee member shall be indemnified and represented by the Attorney General pursuant to section 5-141d.

(j) The Correction Advisory Committee shall perform the following functions:

(1) Submit a list of candidates for Correction Ombuds for the Governor's consideration, pursuant to subsection (k) of this section;

(2) Review the actions of the Correction Ombuds pursuant to section 18-81qq;

(3) Meet not less than quarterly to bring matters to the Correction Ombuds' attention and to consult on the Correction Ombuds' services, findings and recommendations; and
(4) Convene semiannual public hearings to discuss the Correction Ombuds' services, findings and recommendations.

(k) Not later than [eighty days after May 10, 2022] September 1, 2024, or not later than sixty days after any vacancy in the position of Correction Ombuds, the Correction Advisory Committee shall solicit applications for such position and meet to consider and interview the most qualified candidates who are residents of this state for such position. Any person serving as acting Correction Ombuds pursuant to subsection (n) or (o) of this section may submit an application and shall be considered a candidate. Said committee shall select not fewer than three and not more than five of the most outstanding candidates, publish the names of such selected candidates on said committee's Internet web site and hold a public hearing allowing testimony from members of the public concerning the selected candidates. Said committee shall submit to the Governor a list of selected candidates, [.

Such list shall rank the candidates in the order of committee preference] provided for the initial appointment pursuant to this section, the committee shall submit such list not later than December 31, 2024.

(l) (1) Not later than thirty days after receiving the list submitted under subsection (k) of this section, the Governor, with the approval of the General Assembly, shall appoint a person qualified by training and experience as the Correction Ombuds.

(2) If at any time any of the candidates withdraw from consideration prior to confirmation by the General Assembly, the designation shall be made from the remaining candidates on the list submitted to the Governor.

(3) If, not later than thirty days after receiving the list, the Governor fails to designate a candidate from the list, the [candidate ranked first shall receive the designation and be referred] committee shall rank the candidates in order of committee preference and refer to the General Assembly for confirmation the candidate designated as having been ranked first.
(4) If the General Assembly is not in session, the designated candidate shall serve as acting Correction Ombuds and be entitled to the compensation, privileges and powers of the Correction Ombuds until the General Assembly meets to take action on said appointment.

(m) The person appointed as Correction Ombuds shall serve for an initial term of two years and may serve until a successor is appointed and confirmed in accordance with this section. Such person may be reappointed for succeeding terms.

(n) (1) Upon any vacancy in the position of Correction Ombuds and until such time as a candidate has been confirmed by the General Assembly or, if the General Assembly is not in session, has been designated by the Governor, the Associate Correction Ombuds, as designated by the Correction Advisory Committee, shall serve as the acting Correction Ombuds and be entitled to the compensation, privileges and powers of the Correction Ombuds until the General Assembly meets to take action on said appointment.

(2) On and after June 4, 2025, if the Governor has submitted a candidate for consideration and confirmation by the General Assembly and the General Assembly fails to take action on such appointment, the position shall be considered vacant and the Associate Correction Ombuds shall serve as acting Correction Ombuds in accordance with the provisions of subdivision (1) of this subsection.

(o) The Governor shall, after consultation with the chairperson of the Black and Puerto Rican Caucus of the General Assembly and the ranking members and chairperson of the joint standing committee of the General Assembly having cognizance of matters relating to the judiciary and not later than July 1, 2024, appoint a resident of this state to serve as acting Correction Ombuds who shall be entitled to the compensation, privileges and powers of the Correction Ombuds until such time as (1) the General Assembly (A) confirms an appointment for Correction Ombuds pursuant to subdivision (1) of subsection (l) of this section, or (B) a designated candidate is made the acting Correction Ombuds...
pursuant to subdivision (3) of said subsection (l), or (2) the position is considered vacant in accordance with subdivision (2) of subsection (n) of this section.

Sec. 13. Section 501 of house bill 5055 of the current session, as amended by House Amendment Schedule "A", is repealed. (Effective from passage)

This act shall take effect as follows and shall amend the following sections:

| Section 1 | January 1, 2025 | HB 5524 (current session), Sec. 137 (b)(3) |
| Sec. 2    | July 1, 2024    | PA 23-205, Sec. 45 |
| Sec. 3    | July 1, 2024    | PA 23-205, Sec. 46(b) |
| Sec. 4    | from passage    | HB 5524 (current session), Sec. 195 |
| Sec. 5    | from passage    | New section |
| Sec. 6    | July 1, 2024    | 19a-639f(m) |
| Sec. 7    | from passage    | 19a-653(a) |
| Sec. 8    | July 1, 2024    | 21a-420m(g) |
| Sec. 9    | October 1, 2025 | 38a-48 |
| Sec. 10   | October 1, 2024 | New section |
| Sec. 11   | October 1, 2024 | 1-210(b)(29) |
| Sec. 12   | from passage    | 18-81jj |
| Sec. 13   | from passage    | Repealer section |