



General Assembly

February Session, 2024

**Raised Bill No. 389**

LCO No. 2711



Referred to Committee on GOVERNMENT ADMINISTRATION  
AND ELECTIONS

Introduced by:  
(GAE)

**AN ACT CONCERNING THE STATE CONTRACTING STANDARDS  
BOARD AND STATE PROCUREMENT.**

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

1 Section 1. (NEW) (*Effective from passage*) (a) Notwithstanding any  
2 provision of the general statutes, the appropriations recommended for  
3 the State Contracting Standards Board shall be the estimates of  
4 expenditure requirements transmitted to the Secretary of the Office of  
5 Policy and Management by the executive director of the board and the  
6 recommended adjustments and revisions of such estimates shall be the  
7 recommended adjustments and revisions, if any, transmitted by said  
8 executive director to the Office of Policy and Management.

9 (b) Notwithstanding any provision of the general statutes, the  
10 Governor shall not reduce allotment requisitions or allotments in force  
11 concerning the State Contracting Standards Board.

12 Sec. 2. Section 4e-1 of the 2024 supplement to the general statutes is  
13 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
14 *2024*):

15 For the purposes of this section and sections [4e-1] 4e-2 to 4e-47,  
16 inclusive, as amended by this act:

17 (1) "Best value selection" means a contract selection process in which  
18 the award of a contract is based on a combination of quality, timeliness  
19 and cost factors;

20 (2) "Bid" means an offer, submitted in response to an invitation to bid,  
21 to furnish supplies, materials, equipment, construction or contractual  
22 services to a state contracting agency under prescribed conditions at a  
23 stated price;

24 (3) "Bidder" means a business submitting a bid in response to an  
25 invitation to bid by a state contracting agency;

26 (4) "Business" means any individual or sole proprietorship,  
27 partnership, firm, corporation, trust, limited liability company, limited  
28 liability partnership, joint stock company, joint venture, association or  
29 other legal entity through which business for profit or not-for-profit is  
30 conducted;

31 (5) "Competitive bidding" means the submission of prices by a  
32 business competing for a contract to provide supplies, materials,  
33 equipment or contractual services to a state contracting agency, under a  
34 procedure in which the contracting authority does not negotiate prices,  
35 as set forth in statutes and regulations concerning procurement;

36 (6) "Consultant" means (A) any architect, professional engineer,  
37 landscape architect, land surveyor, accountant, interior designer,  
38 environmental professional or construction administrator, who is  
39 registered or licensed to practice such person's profession in accordance  
40 with the applicable provisions of the general statutes, (B) any planner or  
41 any environmental, management or financial specialist, or (C) any  
42 person who performs professional work in areas including, but not  
43 limited to, educational services, medical services, information  
44 technology and real estate appraisal;

45 (7) "Consultant services" means those professional services rendered  
46 by a consultant and any incidental services that a consultant and those  
47 in the consultant's employ are authorized to perform;

48 (8) "Contract" [or "state contract"] means an agreement or a  
49 combination or series of agreements between a state contracting agency  
50 [or quasi-public agency] and a business for:

51 (A) A project for the construction, reconstruction, alteration,  
52 remodeling, repair or demolition of any public building, public work,  
53 mass transit, rail station, parking garage, rail track or airport;

54 (B) Services, including, but not limited to, consultant and professional  
55 services;

56 (C) The acquisition or disposition of personal property;

57 (D) The provision of goods and services, including, but not limited  
58 to, the use of purchase of services contracts and personal service  
59 agreements;

60 (E) The provision of information technology, state agency  
61 information system or telecommunication system facilities, equipment  
62 or services;

63 (F) A lease; or

64 (G) A licensing agreement;

65 "Contract" [or "state contract"] does not include a contract between a  
66 state contracting agency [or a quasi-public agency] and a political  
67 subdivision of the state;

68 [(9) "Term contract" means the agreement reached when the state  
69 accepts a bid or proposal to furnish supplies, materials, equipment or  
70 contractual services at a stated price for a specific period of time in  
71 response to an invitation to bid;]

72 [(10)] (9) "Contract risk assessment" means (A) the identification and

73 evaluation of loss exposures and risks, including, but not limited to,  
74 business and legal risks associated with the contracting process and the  
75 contracted goods and services, and (B) the identification, evaluation and  
76 implementation of measures available to minimize potential loss  
77 exposures and risks;

78 [(11)] (10) "Contractor" means any business that is awarded, or is a  
79 subcontractor under, a contract or an amendment to a contract with a  
80 state contracting agency under statutes and regulations concerning  
81 procurement, including, but not limited to, a small contractor, minority  
82 business enterprise, an individual with a disability, as defined in section  
83 4a-60, or an organization providing products and services by persons  
84 with disabilities;

85 [(12)] (11) "Contractual services" means the furnishing of labor by a  
86 contractor, not involving the delivery of a specific end product other  
87 than reports, which are merely incidental to the required performance  
88 and includes any and all laundry and cleaning service, pest control  
89 service, janitorial service, security service, the rental and repair, or  
90 maintenance, of equipment, machinery and other [state-owned]  
91 personal property owned by a state contracting agency, advertising and  
92 photostating, mimeographing, human services and other service  
93 arrangements where the services are provided by persons other than  
94 state employees or quasi-public agency employees. "Contractual  
95 services" includes the design, development and implementation of  
96 technology, communications or telecommunications systems or the  
97 infrastructure pertaining thereto, including hardware and software and  
98 services for which a contractor is conferred a benefit by the state,  
99 whether or not compensated by the state. "Contractual services" does  
100 not include employment agreements or collective bargaining  
101 agreements;

102 [(13)] (12) "Data" means recorded information, regardless of form or  
103 characteristic;

104 [(14)] (13) "Vote of two-thirds of the members of the board present

105 and voting" means a vote by the State Contracting Standards Board that  
106 is agreed upon by two-thirds of the members of the State Contracting  
107 Standards Board present and voting for a particular purpose and that  
108 includes the vote of one member of the board appointed by a legislative  
109 leader;

110 [(15)] (14) "Electronic" means electrical, digital, magnetic, optical,  
111 electromagnetic, or any other similar technology;

112 [(16)] (15) "Emergency procurement" means procurement by a state  
113 contracting agency, [quasi-public agency, as defined in section 1-120,]  
114 judicial department or constituent unit of higher education that is made  
115 necessary by a sudden, unexpected occurrence that poses a clear and  
116 imminent danger to public safety or requires immediate action to  
117 prevent or mitigate the loss or impairment of life, health, property or  
118 essential public services or in response to a court order, settlement  
119 agreement or other similar legal judgment;

120 [(17)] (16) "Equipment" means personal property of a durable nature  
121 that retains its identity throughout its useful life;

122 [(18)] (17) "Materials" means items required to perform a function or  
123 used in a manufacturing process, particularly those incorporated into  
124 an end product or consumed in its manufacture;

125 [(19)] (18) "Nonprofit agency" means any organization that is not a  
126 for-profit business under Section 501(c)(3) of the Internal Revenue Code  
127 of 1986, or any subsequent corresponding internal revenue code of the  
128 United States, as amended from time to time, [amended,] makes no  
129 distribution to its members, directors or officers and provides services  
130 contracted for by (A) the state or a quasi-public agency, or (B) a nonstate  
131 entity;

132 [(20)] (19) "Professional services" means any type of service to the  
133 public that requires that members of a profession rendering such service  
134 obtain a license or other legal authorization as a condition precedent to  
135 the rendition thereof, including, but not limited to, the professional

136 services of architects, professional engineers, or jointly by architects and  
137 professional engineers, landscape architects, certified public  
138 accountants and public accountants, land surveyors, attorneys-at-law,  
139 psychologists, licensed marital and family therapists, licensed  
140 professional counselors and licensed clinical social workers as well as  
141 such other professional services described in section 33-182a;

142 [(21)] (20) "Privatization contract" means an agreement or series of  
143 agreements between a state contracting agency and a person or entity in  
144 which such person or entity agrees to provide services that are  
145 substantially similar to and in lieu of services provided, in whole or in  
146 part, by state employees or quasi-public agency employees, other than  
147 contracts with a nonprofit agency, which are in effect as of January 1,  
148 2009, and which through a renewal, modification, extension or  
149 rebidding of contracts continue to be provided by a nonprofit agency;

150 [(22)] (21) "Procurement" means contracting for, buying, purchasing,  
151 renting, leasing or otherwise acquiring or disposing of, any supplies,  
152 services, including but not limited to, contracts for purchase of services  
153 and personal service agreements, interest in real property, or  
154 construction, and includes all government functions that relate to such  
155 activities, including best value selection and qualification based  
156 selection;

157 [(23)] (22) "Proposer" means a business submitting a proposal to a  
158 state contracting agency in response to a request for proposals or other  
159 competitive sealed proposal;

160 [(24)] (23) "Public record" means a public record, as defined in section  
161 1-200;

162 [(25)] (24) "Qualification based selection" means a contract selection  
163 process in which the award of a contract is primarily based on an  
164 assessment of contractor qualifications and on the negotiation of a fair  
165 and reasonable price;

166 [(26)] (25) "Regulation" means regulation, as defined in section 4-166;

167        [(27)] (26) "Request for proposals" means all documents, whether  
168 attached or incorporated by reference, utilized for soliciting proposals;

169        [(28)] (27) "State contracting agency" means any executive branch  
170 agency, board, commission, department, office, institution or council or  
171 any quasi-public agency. "State contracting agency" does not include the  
172 judicial branch, the legislative branch, the offices of the Secretary of the  
173 State, the State Comptroller, the Attorney General, the State Treasurer,  
174 with respect to their constitutional functions [,] or any state agency with  
175 respect to contracts specific to the constitutional and statutory functions  
176 of the office of the State Treasurer. For [the purposes of every provision  
177 of this chapter other than section 4e-16, "state contracting agency"  
178 includes the Connecticut Port Authority, for] the purposes of section 4e-  
179 16, as amended by this act, "state contracting agency" includes any  
180 constituent unit of the state system of higher education and [for the  
181 purposes of section 4e-19, "state contracting agency" includes the State  
182 Education Resource Center, established under section 10-4q] The  
183 University of Connecticut Health Center Finance Corporation;

184        [(29)] (28) "Subcontractor" means a subcontractor of a contractor for  
185 work under a contract or an amendment to a contract;

186        [(30)] (29) "Supplies" means any and all articles of personal property,  
187 including, but not limited to, equipment, materials, printing, insurance  
188 and leases of real property, excluding land or a permanent interest in  
189 land furnished to or used by any state contracting agency;

190        [(31)] (30) "Infrastructure facility" means a building, structure or  
191 network of buildings, structures, pipes, controls and equipment that  
192 provide transportation, utilities, public education or public safety  
193 services. [Infrastructure facility] "Infrastructure facility" includes  
194 government office buildings, public schools, jails, water treatment  
195 plants, distribution systems and pumping stations, wastewater  
196 treatment plants, collections systems and pumping stations, solid waste  
197 disposal plants, incinerators, landfills, and related facilities, public roads  
198 and streets, highways, public parking facilities, public transportation

199 systems, terminals and rolling stock, rail, air and water port structures,  
200 terminals and equipment; [and]

201 [(32)] (31) "State employee" [means state employee, as defined] has  
202 the same meaning as provided in section 5-154 and, for purposes of  
203 section 4e-16, as amended by this act, [state employee] includes an  
204 employee of any state contracting agency that is not a quasi-public  
205 agency; and

206 (32) "Quasi-public agency" has the same meaning as provided in  
207 section 1-120.

208 Sec. 3. Subsections (g) and (h) of section 4e-2 of the 2024 supplement  
209 to the general statutes are repealed and the following is substituted in  
210 lieu thereof (*Effective July 1, 2024*):

211 (g) The board shall appoint a Chief Procurement Officer for a term  
212 not to exceed six years, unless reappointed pursuant to the provisions  
213 of this subsection. The Chief Procurement Officer shall report to the  
214 board and annually be evaluated by, and serve at the pleasure of, the  
215 board. For administrative purposes only, the Chief Procurement Officer  
216 shall be supervised by the executive director.

217 (1) The Chief Procurement Officer shall be responsible for carrying  
218 out the policies of the board relating to procurement including, but not  
219 limited to, oversight, investigation, auditing, agency procurement  
220 certification and procurement and project management training and  
221 enforcement of [said] such policies as well as the application of such  
222 policies to the screening and evaluation of current and prospective  
223 contractors. The Chief Procurement Officer may enter into such  
224 contractual agreements as may be necessary for the discharge of the  
225 duties as set forth in this subsection and by the board, including, but not  
226 limited to, recommending best practices and providing operational and  
227 administrative assistance to state agencies determined, by the board, to  
228 be in violation of sections 4e-16 to 4e-47, inclusive, as amended by this  
229 act.



230 (2) In addition to the duties set forth by the board, the Chief  
231 Procurement Officer shall (A) oversee state contracting agency  
232 compliance with the provisions of statutes and regulations concerning  
233 procurement; (B) monitor and assess the performance of the  
234 procurement duties of each agency procurement officer; (C) administer  
235 the certification system and monitor the level of agency compliance with  
236 the requirements of statutes and regulations concerning procurement,  
237 including, but not limited to, the education and training, performance  
238 and qualifications of agency procurement officers; (D) review and  
239 monitor the procurement processes of each state contracting agency [,  
240 quasi-public agencies] and institutions of higher education; and (E)  
241 serve as chairperson of the Contracting Standards Advisory Council.

242 (h) The board may contract with consultants and professionals on a  
243 temporary or project by project basis and [may] shall employ, subject to  
244 the provisions of chapter 67, [such] not less than five full-time  
245 employees and may employ additional employees as may be necessary  
246 to carry out the provisions of this section.

247 Sec. 4. Subdivision (2) of subsection (a) of section 4e-3 of the general  
248 statutes is repealed and the following is substituted in lieu thereof  
249 (*Effective July 1, 2024*):

250 (2) Any state contracting agency's contracting and procurement  
251 processes, including, but not limited to, leasing and property transfers,  
252 purchasing or leasing of supplies, materials or equipment, consultant or  
253 consultant services, purchase of service agreements or privatization  
254 contracts; and

255 Sec. 5. Section 4e-4 of the general statutes is repealed and the  
256 following is substituted in lieu thereof (*Effective July 1, 2024*):

257 Except as otherwise provided in the general statutes, the board shall  
258 have the following authority and responsibilities with respect to  
259 procurements by state contracting agencies:

260 [(a) Recommend] (1) To recommend the repeal of repetitive,

261 conflicting or obsolete statutes concerning [state] procurement;

262 [(b) Review] (2) To review and make recommendations concerning  
263 proposed legislation and regulations concerning procurement,  
264 management, control, and disposal of any and all supplies, services, and  
265 construction to be procured by [the] state contracting agencies,  
266 including, but not limited to:

267 [(1)] (A) Conditions and procedures for delegation of procurement  
268 authority;

269 [(2)] (B) Prequalification, suspension, debarment and reinstatement  
270 of prospective bidders and contractors;

271 [(3)] (C) Small purchase procedures;

272 [(4)] (D) Conditions and procedures for the procurement of  
273 perishables and items for resale;

274 [(5)] (E) Conditions and procedures for the use of source selection  
275 methods authorized by statutes and regulations concerning  
276 procurement;

277 [(6)] (F) Conditions and procedures for the use of emergency  
278 procurements;

279 [(7)] (G) Conditions and procedures for the selection of contractors by  
280 processes or methods that restrict full and open competition;

281 [(8)] (H) The opening or rejection of bids and offers, and waiver of  
282 errors in bids and offers;

283 [(9)] (I) Confidentiality of technical data and trade secrets submitted  
284 by actual or prospective bidders;

285 [(10)] (J) Partial, progressive and multiple awards;

286 [(11)] (K) Supervision of storerooms and inventories, including  
287 determination of appropriate stock levels and the management,

288 transfer, sale or other disposal of publicly-owned supplies;

289 [(12)] (L) Definitions and classes of contractual services and  
290 procedures for acquiring such services;

291 [(13)] (M) Regulations providing for conducting cost and price  
292 analysis;

293 [(14)] (N) Use of payment and performance bonds;

294 [(15)] (O) Guidelines for use of cost principles in negotiations,  
295 adjustments and settlements; and

296 [(16)] (P) Identification of procurement best practices;

297 [(c) Adopt] (3) To adopt regulations, pursuant to the provisions of  
298 chapter 54, to carry out the provisions of statutes concerning  
299 procurement, in order to facilitate consistent application of the law and  
300 require the implementation of procurement best practices;

301 [(d) Make] (4) To make recommendations with regard to information  
302 systems for state contracting agency procurement including, but not  
303 limited to, data element and design and the State Contracting Portal;

304 [(e) Develop] (5) To develop a guide [to] of state statutes and  
305 regulations concerning procurement, for use by all state contracting  
306 agencies;

307 [(f) Assist] (6) To assist state contracting agencies in complying with  
308 the statutes and regulations concerning procurement by providing  
309 guidance, models, advice and practical assistance to state contracting  
310 agency staff relating to: [(1)] (A) Buying the best service at the best price,  
311 [(2)] (B) properly selecting contractors, and [(3)] (C) drafting contracts  
312 that achieve state goals of accountability, transparency and results  
313 based outcomes and to protect taxpayers' interest;

314 [(g) Train] (7) To train and oversee the agency procurement officer of  
315 each state contracting agency and any contracting officers thereunder;

316 [(h) Review] (8) To review and certify, on or after January 1, 2009, that  
317 a state contracting agency's procurement processes are in compliance  
318 with statutes and regulations concerning procurement by:

319 [(1)] (A) Establishing procurement and project management  
320 education and training criteria and certification procedures for agency  
321 procurement officers and contracting officers. All agency procurement  
322 officers and contracting officers designated under this provision shall be  
323 required to maintain the certification in good standing at all times while  
324 performing procurement functions;

325 [(2)] (B) Approving an ethics training course, in consultation with the  
326 Office of State Ethics, including, but not limited to, state employees and  
327 quasi-public agency employees involved in procurement and for state  
328 contractors and substantial subcontractors who are prequalified  
329 pursuant to chapter 58a. Such ethics training course may be developed  
330 and provided by the Office of State Ethics or by any person, firm or  
331 corporation provided such course is approved by the State Contracting  
332 Standards Board;

333 [(i) Recertify] (9) To recertify each state contracting agency's  
334 procurement processes, triennially, and provide agencies with notice of  
335 any certification deficiency and exercise those powers authorized by  
336 section 4e-34, as amended by this act, 4e-39 or 4e-40, as amended by this  
337 act, as applicable, if a determination of noncompliance is made;

338 [(j) Define] (10) To define the contract data reporting requirements to  
339 the board for state contracting agencies concerning information on: [(1)]  
340 (A) The number and type of [state] contracts of each state contracting  
341 agency currently in effect state-wide; [(2)] (B) the term and dollar value  
342 of such contracts; [(3)] (C) a list of client agencies; [(4)] (D) a description  
343 of services purchased under such contracts; [(5)] (E) contractor names;  
344 [(6)] (F) an evaluation of contractor performance, including, but not  
345 limited to records pertaining to the suspension or disqualification of  
346 contractors, and assuring such information is available on the State  
347 Contracting Portal; and [(7)] (G) a list of contracts and contractors

348 awarded without full and open competition stating the reasons [for]  
349 therefor and identifying the approving authority; and

350 [(k) Provide] (11) To provide the Governor and the joint standing  
351 committee of the General Assembly having cognizance of matters  
352 relating to government administration with recommendations  
353 concerning the statutes and regulations concerning procurement.

354 Sec. 6. Subsections (a) to (c), inclusive, of section 4e-5 of the general  
355 statutes are repealed and the following is substituted in lieu thereof  
356 (*Effective July 1, 2024*):

357 (a) (1) The head of each state contracting agency shall appoint an  
358 agency procurement officer. Such officer shall serve as the liaison  
359 between the agency and the Chief Procurement Officer on all matters  
360 relating to the agency's procurement activity, including, but not limited  
361 to, implementation and compliance with the provisions of statutes and  
362 regulations concerning procurement and any policies or regulations  
363 adopted by the board, coordination of the training and education of  
364 agency procurement employees and any person serving on the  
365 Contracting Standards Advisory Council;

366 (2) The agency procurement officer shall be responsible for [assuring]  
367 (A) ensuring that any invitation to bid, request for proposals or any  
368 other solicitation for goods and services issued on or after July 1, 2024,  
369 contains a notice of the rights of prospective bidders, proposers or  
370 prospective contractors under sections 4e-36, 4e-39 and 4e-40, as  
371 amended by this act, (B) ensuring that contractors are properly screened  
372 prior to the award of a contract, (C) ensuring that contractors are  
373 advised of their rights under sections 4e-36, 4e-39 and 4e-40, as amended  
374 by this act, prior to entering into a contract on or after July 1, 2024, (D)  
375 ensuring that, upon the award of such a contract, unsuccessful bidders,  
376 proposers or respondents are advised of their rights under sections 4e-  
377 36, 4e-39 and 4e-40, as amended by this act, (E) evaluating contractor  
378 performance during and at the conclusion of a contract, (F) submitting  
379 written evaluations to a central data repository to be designated by the

380 board, and (G) creating a project management plan for the agency with  
381 annual reports to the board pertaining to procurement projects within  
382 the agency.

383 (b) The State Contracting Standards Board, with the advice and  
384 assistance of the Commissioner of Administrative Services, shall  
385 develop a standardized state procurement and project management  
386 education and training program. Such education and training program  
387 shall develop education, training and professional development  
388 opportunities for employees of state contracting agencies charged with  
389 procurement responsibilities. The education and training program shall  
390 educate such employees in general business acumen and on proper  
391 purchasing procedures as established in statutes and regulations  
392 concerning procurement with an emphasis on ethics, fairness,  
393 consistency and project management. Participation in the education and  
394 training program shall be required of any supervisory and  
395 nonsupervisory [state] employees in state contracting agencies with  
396 responsibility for buying, purchasing, renting, leasing or otherwise  
397 acquiring any supplies, service or construction, including the  
398 preparation of the description of requirements, selection and solicitation  
399 of sources, preparation and award of contracts and all phases of contract  
400 administration.

401 (c) The education and training program shall include, but shall not be  
402 limited to (1) training and education concerning federal, state and  
403 municipal procurement processes, including the statutes and  
404 regulations concerning procurement; (2) training and education courses  
405 developed in cooperation with the Office of State Ethics, the Freedom of  
406 Information Commission, the State Elections Enforcement Commission,  
407 the Commission on Human Rights and Opportunities, the office of the  
408 Attorney General and any other state agency the board determines is  
409 necessary in carrying out statutes and regulations concerning  
410 procurement; (3) providing technical assistance to state contracting  
411 agencies and municipalities for implementing statutes and regulations  
412 concerning procurement, regulations, policies and standards developed  
413 by the board; (4) training to current and prospective contractors and

414 vendors and others seeking to do business with [the] state contracting  
415 agencies; and (5) training and education of state employees and quasi-  
416 public agency employees in the area of best procurement practices in  
417 [state] purchasing with the goal of achieving the level of acumen  
418 necessary to achieve the objectives of statutes and regulations  
419 concerning procurement.

420       Sec. 7. Subsection (a) of section 4e-7 of the general statutes is repealed  
421 and the following is substituted in lieu thereof (*Effective July 1, 2024*):

422       (a) For cause, the State Contracting Standards Board may review,  
423 terminate or recommend to a state contracting agency the termination  
424 of any contract or procurement agreement undertaken by any state  
425 contracting agency after providing fifteen days' notice to the state  
426 contracting agency and the applicable contractor, and consulting with  
427 the Attorney General. Such termination of a contract or procurement  
428 agreement by the board may occur only after (1) the board has consulted  
429 with the state contracting agency to determine the impact of an  
430 immediate termination of the contract, (2) a determination has been  
431 made jointly by the board and the state contracting agency that an  
432 immediate termination of the contract will not create imminent peril to  
433 the public health, safety or welfare, (3) a vote of two-thirds of the  
434 members of the board present and voting for that purpose, and (4) the  
435 board has provided the state contracting agency and the contractor with  
436 opportunity for a hearing conducted pursuant to the provisions of  
437 chapter 54. Such action shall be accompanied by notice to the state  
438 contracting agency and any other affected party. For the purpose of this  
439 section, "for cause" means: (A) A violation of section 1-84 or 1-86e, as  
440 determined by the Citizen's Ethics Advisory Board; (B) wanton or  
441 reckless disregard of any state or quasi-public agency contracting and  
442 procurement process by any person substantially involved in such  
443 contract or state contracting agency; or (C) notification from the  
444 Attorney General to the state contracting agency that an investigation  
445 pursuant to section 4-61dd has concluded that the process by which  
446 such contract was awarded was compromised by fraud, collusion or any  
447 other criminal violation. Nothing in this section shall be construed to

448 limit the authority of the board as described in section 4e-6.

449 Sec. 8. Section 4e-8 of the general statutes is repealed and the  
450 following is substituted in lieu thereof (*Effective July 1, 2024*):

451 There is established a Contracting Standards Advisory Council,  
452 which shall consist of representatives from the Office of Policy and  
453 Management, Departments of Administrative Services and  
454 Transportation, [and] representatives of at least three additional state  
455 contracting agencies that are not quasi-public agencies, including at  
456 least one human services related state agency, to be designated by the  
457 Governor, and at least four additional state contracting agencies that are  
458 quasi-public agencies, two to be appointed by the speaker of the House  
459 of Representatives and two to be appointed by the president pro  
460 tempore of the Senate. The Chief Procurement Officer shall be a member  
461 of the council and serve as chairperson. The advisory council shall meet  
462 at least four times per year to discuss [state] procurement issues and to  
463 make recommendations for improvement of the procurement processes  
464 to the State Contracting Standards Board. The advisory council may  
465 conduct studies, research and analyses and make reports and  
466 recommendations with respect to subjects or matters within the  
467 jurisdiction of the State Contracting Standards Board.

468 Sec. 9. Subsection (a) of section 4e-10 of the general statutes is  
469 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
470 *2024*):

471 (a) On or before July 1, 2010, the board shall submit to the Governor  
472 and the General Assembly such legislation as is necessary to permit state  
473 contracting agencies, not including [quasi-publics] quasi-public  
474 agencies, institutions of higher education, and municipal procurement  
475 processes utilizing state funds, to carry out their functions under  
476 statutes and regulations concerning procurement.

477 Sec. 10. Section 4e-14 of the general statutes is repealed and the  
478 following is substituted in lieu thereof (*Effective July 1, 2024*):



479 On and after June 1, 2010, all [state] contracts of each state contracting  
480 agency that is not a quasi-public agency that take effect on or after June  
481 1, 2010, shall contain provisions to ensure accountability, transparency  
482 and [results based] results-based outcomes, as prescribed by the State  
483 Contracting Standards Board. On and after June 1, 2010, all state  
484 contracts of the legislative branch and the judicial branch that take effect  
485 on or after June 1, 2010, shall contain provisions to ensure  
486 accountability, transparency and [results based] results-based  
487 outcomes. On and after July 1, 2024, all contracts of each state  
488 contracting agency that is a quasi-public agency that take effect on or  
489 after July 1, 2024, shall contain provisions to ensure accountability,  
490 transparency and results-based outcomes.

491 Sec. 11. Subsections (c) and (d) of section 4e-16 of the general statutes  
492 are repealed and the following is substituted in lieu thereof (*Effective July*  
493 *1, 2024*):

494 (c) (1) If such cost-benefit analysis identifies a cost savings to the state  
495 contracting agency of ten per cent or more, and such privatization  
496 contract will not diminish the quality of such service, the state  
497 contracting agency shall develop a business case, in accordance with the  
498 provisions of subsection (d) of this section, in order to evaluate the  
499 feasibility of entering into any such contract and to identify the potential  
500 results, effectiveness and efficiency of such contract.

501 (2) If such cost-benefit analysis identifies a cost savings of less than  
502 ten per cent to the state contracting agency and such privatization  
503 contract will not diminish the quality of such service, the state  
504 contracting agency may develop a business case, in accordance with the  
505 provisions of subsection (d) of this section, in order to evaluate the  
506 feasibility of entering into any such contract and to identify the potential  
507 results, effectiveness and efficiency of such contract, provided there is a  
508 significant public policy reason to enter into such privatization contract.  
509 Any such business case shall be approved in accordance with the  
510 provisions of subdivision (4) of subsection (h) of this section.

511 (3) If any such proposed privatization contract would result in the  
512 layoff, transfer or reassignment of [one hundred] ten or more state  
513 contracting agency employees, after consulting with the potentially  
514 affected bargaining units, if any, the state contracting agency shall notify  
515 the state employees or quasi-public agency employees of such  
516 bargaining unit, as applicable, after such cost-benefit analysis is  
517 completed. Such state contracting agency shall provide an opportunity  
518 for [said] such employees to reduce the costs of conducting the  
519 operations to be privatized and provide reasonable resources for the  
520 purpose of encouraging and assisting such [state] employees to organize  
521 and submit a bid to provide the services that are the subject of the  
522 potential privatization contract. The state contracting agency shall retain  
523 sole discretion in determining whether to proceed with the privatization  
524 contract, provided the business case for such contract is approved by the  
525 board.

526 (d) Any business case developed by a state contracting agency for the  
527 purpose of complying with subsection (c) of this section shall include:  
528 (1) The cost-benefit analysis as described in subsection (b) of this section,  
529 (2) a detailed description of the service or activity that is the subject of  
530 such business case, (3) a description and analysis of the state contracting  
531 agency's current performance of such service or activity, (4) the goals to  
532 be achieved through the proposed privatization contract and the  
533 rationale for such goals, (5) a description of available options for  
534 achieving such goals, (6) an analysis of the advantages and  
535 disadvantages of each option, including, at a minimum, potential  
536 performance improvements and risks attendant to termination of the  
537 contract or rescission of such contract, (7) an analysis of the potential  
538 impact of the proposed privatization contract on workers of color and  
539 workers who are women, including whether such privatization contract  
540 will lessen or increase historical patterns that produce inequities  
541 between such workers and other workers, (8) a description of the  
542 current market for the services or activities that are the subject of such  
543 business case, [(8)] (9) an analysis of the quality of services as gauged by  
544 standardized measures and key performance requirements including

545 compensation, turnover, and staffing ratios, [(9)] (10) a description of  
546 the specific results-based performance standards that shall, at a  
547 minimum be met, to ensure adequate performance by any party  
548 performing such service or activity, [(10)] (11) the projected time frame  
549 for key events from the beginning of the procurement process through  
550 the expiration of a contract, if applicable, [(11)] (12) a specific and  
551 feasible contingency plan that addresses contractor nonperformance  
552 and a description of the tasks involved in and costs required for  
553 implementation of such plan, and [(12)] (13) a transition plan, if  
554 appropriate, for addressing changes in the number of agency personnel,  
555 affected business processes, employee transition issues, and  
556 communications with affected stakeholders, such as agency clients and  
557 members of the public, if applicable. Such transition plan shall contain  
558 a reemployment and retraining assistance plan for employees who are  
559 not retained by the state or quasi-public agency or employed by the  
560 contractor. If the primary purpose of the proposed privatization  
561 contract is to provide a core governmental function, such business case  
562 shall also include information sufficient to rebut the presumption that  
563 such core governmental function should not be privatized. Such  
564 presumption shall not be construed to prohibit a state contracting  
565 agency from contracting for specialized technical expertise not available  
566 within such agency, provided such agency shall retain responsibility for  
567 such core governmental function. For the purposes of this section, "core  
568 governmental function" means a function for which the primary  
569 purpose is (A) the inspection for adherence to health and safety  
570 standards because public health or safety may be jeopardized if such  
571 inspection is not done or is not done in a timely or proper manner, (B)  
572 the establishment of statutory, regulatory or contractual standards to  
573 which a regulated person, entity or state contractor shall be held, (C) the  
574 enforcement of statutory, regulatory or contractual requirements  
575 governing public health or safety, [or] (D) criminal or civil law  
576 enforcement, or (E) the provision of essential human services to  
577 residents of the state who would otherwise lack the support necessary  
578 to assure basic human needs. If any part of such business case is based  
579 upon evidence that the state contracting agency is not sufficiently

580 staffed to provide the core governmental function required by the  
581 privatization contract, the state contracting agency shall also include  
582 within such business case a plan for remediation of the understaffing to  
583 allow such services to be provided directly by the state contracting  
584 agency in the future.

585 Sec. 12. Subdivisions (2) to (4), inclusive, of subsection (l) of section  
586 4e-16 of the general statutes are repealed and the following is  
587 substituted in lieu thereof (*Effective July 1, 2024*):

588 (2) If such cost-benefit analysis identifies a ten per cent or more cost  
589 savings to the state contracting agency from the use of such  
590 privatization contract and such contract does not diminish the quality  
591 of the service provided, such state contracting agency shall develop a  
592 business case for the renewal of such privatization contract in  
593 accordance with the provisions of subsections (d) and (e) of this section.  
594 The board shall review such contract in accordance with the provisions  
595 of subsections (f) to (h), inclusive, of this section and may approve such  
596 renewal by the applicable vote of the board, provided any such renewal  
597 that is estimated to cost in excess of one hundred fifty million dollars  
598 annually or six hundred million dollars or more over the life of the  
599 contract shall also be approved by the General Assembly prior to the  
600 state contracting agency renewing such contract. If such renewal is  
601 approved by the board and the General Assembly, if applicable, the  
602 provisions of subsection (j) of this section shall apply to any proposed  
603 amendment to such contract.

604 (3) If such cost-benefit analysis identifies a cost savings to the state  
605 contracting agency of less than ten per cent, such state contracting  
606 agency shall prepare a plan to have such service provided by state  
607 employees, [and] or, in the case of a state contracting agency that is a  
608 quasi-public agency, by the employees of the quasi-public agency, and  
609 shall begin to implement such plan, provided: (A) While such plan is  
610 prepared, but prior to implementation of such plan, such state  
611 contracting agency may develop a business case for such privatization  
612 contract, in accordance with the provisions of subsection (d) of this

613 section, that achieves a cost savings to the state of ten per cent or more.  
614 Any such business case shall be reviewed by the board in accordance  
615 with the provisions of subsections (f) to (h), inclusive, of this section, and  
616 may be approved by the applicable vote of the board; (B) such  
617 privatization contract shall not be renewed with the vendor currently  
618 providing such service unless: (i) There exists a significant public  
619 interest in renewing such contract, and (ii) such renewal is approved by  
620 a two-thirds vote of the board; (C) the state contracting agency may  
621 enter into a contract with a term of one year or less for the provision of  
622 such service until such state contracting agency implements such plan;  
623 and (D) the procedure for the transfer of funds from the General Fund,  
624 as described in section 4-94, may be utilized to allocate necessary  
625 resources for the implementation of the provisions of this subdivision.

626 (4) Notwithstanding the provisions of subdivision (3) of this  
627 subsection, the renewal of a privatization contract with a nonprofit  
628 organization shall not be denied if the cost of increasing compensation  
629 to employees performing the privatized service is the sole cause for such  
630 contract not achieving a cost savings to the state contracting agency of  
631 ten per cent or more.

632 Sec. 13. Subsection (n) of section 4e-16 of the general statutes is  
633 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
634 *2024*):

635 (n) The State Contracting Standards Board, in consultation with the  
636 Department of Administrative Services, shall: (1) Recommend and  
637 implement standards and procedures for state contracting agencies to  
638 develop business cases in connection with privatization contracts,  
639 including templates for use by state contracting agencies when  
640 submitting business cases to the board, and policies and procedures to  
641 guide state contracting agencies to complete such business cases, and (2)  
642 develop guidelines and procedures for assisting state employees or  
643 quasi-public agency employees whose jobs are affected by a  
644 privatization contract.

645       Sec. 14. Subsection (p) of section 4e-16 of the general statutes is  
646 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
647 *2024*):

648       (p) Prior to entering into or renewing any privatization contract that  
649 is not subject to the provisions of subsection (a) of this section, the state  
650 contracting agency shall evaluate such contract to determine if entering  
651 into or renewing such contract is the most cost-effective method of  
652 delivering the service, by determining the costs, as defined in subsection  
653 (b) of this section, of such service. The state contracting agency shall  
654 perform such evaluation in accordance with a template prescribed by  
655 the Secretary of the Office of Policy and Management, in consultation  
656 with the board, pursuant to subsection (m) of this section, and such  
657 evaluation shall be subject to verification by the [secretary] board. The  
658 [secretary] board may waive the requirement for an evaluation of cost-  
659 effectiveness under this subsection upon a finding by the [secretary]  
660 board that exigent or emergent circumstances necessitate such waiver.

661       Sec. 15. Section 4e-17 of the general statutes is repealed and the  
662 following is substituted in lieu thereof (*Effective July 1, 2024*):

663       (a) Except as otherwise provided, the provisions of sections 4e-16 to  
664 4e-47, inclusive, as amended by this act, shall apply to all contracts  
665 solicited or entered into by [state contracting agencies] a state  
666 contracting agency that is a state agency after June 1, 2010, and all  
667 contracts solicited or entered into by a state contracting agency that is a  
668 quasi-public agency on or after July 1, 2024.

669       (b) Except as otherwise provided, the provisions of sections 4e-16 to  
670 4e-47, inclusive, as amended by this act, shall apply to every  
671 expenditure of public funds by any state contracting agency,  
672 irrespective of their source, involving any state contracting agency  
673 contracting and procurement processes, including, but not limited to,  
674 leasing and property transfers, purchasing or leasing of supplies,  
675 materials or equipment, consultant or consultant services, personal  
676 service agreements, purchase of service agreements or privatization

677 contracts, as defined in section 4e-1, as amended by this act, and,  
678 relating to contracts for the construction, reconstruction, alteration,  
679 remodeling, repair or demolition of any public building, bridge or road.

680 (c) Nothing in sections 4e-16 to 4e-47, inclusive, as amended by this  
681 act, shall be construed to require the application of procurement statutes  
682 or regulations to a procurement that involves the expenditure of federal  
683 assistance or federal contract funds if federal law provides procurement  
684 procedures applicable to the expenditure of such funds, to the extent  
685 such federal procedures are inconsistent with state procurement  
686 statutes or regulations.

687 Sec. 16. Section 4e-18 of the general statutes is repealed and the  
688 following is substituted in lieu thereof (*Effective July 1, 2024*):

689 For the purpose of obtaining supplies, materials, equipment or  
690 contractual services, except infrastructure facilities, the Commissioner  
691 of Administrative Services shall establish a requisition system to be used  
692 by state contracting agencies that are not quasi-public agencies to  
693 initiate and authorize the procurement process. Such system shall be  
694 approved by the State Contracting Standards Board.

695 Sec. 17. Subsection (c) of section 4e-21 of the general statutes is  
696 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
697 *2024*):

698 (c) The State Contracting Standards Board, in consultation with the  
699 Commissioner of Administrative Services, may waive the requirement  
700 of competitive bidding or competitive negotiation in the case of minor,  
701 nonrecurring or emergency purchases of ten thousand dollars or less in  
702 amount, upon application of the state contracting agency. Any state  
703 contracting agency that obtains such a waiver for such an emergency  
704 purchase shall post notice of such emergency purchase on the Internet  
705 web site of the state contracting agency prior to making such emergency  
706 purchase.

707 Sec. 18. Section 4e-24 of the general statutes is repealed and the

708 following is substituted in lieu thereof (*Effective July 1, 2024*):

709 [Not later than June 1, 2010, the State Contracting Standards Board,  
710 in consultation with the Commissioner of Administrative Services and  
711 any other appropriate award authority, shall adopt regulations, in  
712 accordance with the provisions of chapter 54, permitting] (a) If an  
713 emergency [procurements when there exists] procurement is deemed  
714 necessary by a state contracting agency due to a threat to public health,  
715 welfare or safety, the state contracting agency shall give notice to the  
716 board of the need for such emergency procurement. Such emergency  
717 [procurements] procurement shall be made with competition, as is  
718 practicable under the circumstances. [Said regulations shall require that]  
719 The state contracting agency shall (1) include a written determination of  
720 the basis for the emergency and for the selection of the particular  
721 contractor [be included] in the contract file and [transmitted] transmit  
722 such determination to the Governor, the president pro tempore of the  
723 Senate, the majority and minority leaders of the Senate, the speaker of  
724 the House of Representatives and the majority and minority leaders of  
725 the House of Representatives, and (2) post such determination on the  
726 Internet web site of the state contracting agency.

727 (b) The State Contracting Standards Board may adopt regulations in  
728 accordance with the provisions of chapter 54 to implement the  
729 provisions of this section.

730 Sec. 19. Subsection (e) of section 4b-51 of the 2024 supplement to the  
731 general statutes is repealed and the following is substituted in lieu  
732 thereof (*Effective July 1, 2024*):

733 (e) (1) Notwithstanding any provision of the general statutes, the  
734 Commissioner of Administrative Services may select consultants to be  
735 on a list established for the purpose of providing any consultant  
736 services. Such list shall be established as provided in sections 4b-56 and  
737 4b-57, as amended by this act. [The] In the case of an emergency  
738 procurement due to a threat to public health, welfare or safety, the  
739 commissioner may enter into a contract with any consultant on such list



740 without inviting responses from such consultants to perform a range of  
741 consultant services or to perform a range of tasks pursuant to a task  
742 letter detailing services to be performed under such contract.

743 (2) Notwithstanding any provision of the general statutes, the  
744 Commissioner of Administrative Services may (A) compile a list of  
745 architects, professional engineers and construction administrators for  
746 the limited purpose of providing consultant services for a particular  
747 program involving various projects for the construction of new  
748 buildings or renovations to existing buildings where such buildings are  
749 under the operation and control of either the Military Department or the  
750 Department of Energy and Environmental Protection, and (B) in the case  
751 of an emergency procurement due to a threat to public health, welfare  
752 or safety, enter into a contract with any architect, professional engineer  
753 or construction administrator on such list for such limited purpose,  
754 except that the Adjutant General may perform the functions described  
755 in subparagraphs (A) and (B) of this subdivision for any such building  
756 under the operation and control of the Military Department.

757 (3) As used in this subsection, "consultant" means "consultant" as  
758 defined in section 4b-55, "consultant services" means "consultant  
759 services" as defined in section 4b-55, and "program" means multiple  
760 projects involving the planning, design, construction, repair,  
761 improvement or expansion of specified buildings, facilities or site  
762 improvements, wherein the work (A) will be of a repetitive nature, (B)  
763 will share a common funding source that imposes particular  
764 requirements, or (C) would be significantly facilitated if completed by  
765 the same design professional or construction administrator.

766 Sec. 20. Subsection (a) of section 4b-57 of the 2024 supplement to the  
767 general statutes is repealed and the following is substituted in lieu  
768 thereof (*Effective July 1, 2024*):

769 (a) Whenever consultant services are required by the commissioner  
770 in fulfilling the responsibilities under section 4b-1, and in the case of  
771 each project, the commissioner shall invite responses from such firms by

772 posting notice on the State Contracting Portal, except that, in the case of  
773 an emergency procurement, the commissioner may receive consultant  
774 services under a contract entered into pursuant to subsection (e) of  
775 section 4b-51, as amended by this act. The commissioner shall prescribe,  
776 by regulations adopted in accordance with chapter 54, the advance  
777 notice required for, the manner of submission, and conditions and  
778 requirements of, such responses.

779 Sec. 21. Subsection (g) of section 4b-91 of the 2024 supplement to the  
780 general statutes is repealed and the following is substituted in lieu  
781 thereof (*Effective July 1, 2024*):

782 (g) Notwithstanding the provisions of this chapter regarding  
783 competitive bidding procedures, in the case of an emergency  
784 procurement due to a threat to public health, welfare or safety, the  
785 commissioner may select and interview at least three responsible and  
786 qualified general contractors who are prequalified pursuant to section  
787 4a-100 and submit the three selected contractors to the construction  
788 services award panels process described in section 4b-100a and any  
789 regulation adopted by the commissioner. The commissioner may  
790 negotiate with the successful bidder a contract which is both fair and  
791 reasonable to the state for a community court project, the downtown  
792 Hartford higher education center project, a correctional facility project,  
793 a juvenile residential center project, or a student residential facility for  
794 the Connecticut State University System that is a priority higher  
795 education facility project. The Commissioner of Administrative  
796 Services, prior to entering any such contract or performing any work on  
797 such project, shall submit such contract to the State Properties Review  
798 Board for review and approval or disapproval by the board, pursuant  
799 to subsection (i) of this section. Any general contractor awarded a  
800 contract pursuant to this subsection shall be subject to the same  
801 requirements concerning the furnishing of bonds as a contractor  
802 awarded a contract pursuant to subsection (b) of this section.

803 Sec. 22. Section 4e-27 of the general statutes is repealed and the  
804 following is substituted in lieu thereof (*Effective July 1, 2024*):

805 Not later than June 1, 2010, the State Contracting Standards Board, in  
806 consultation with the Attorney General, shall adopt regulations, in  
807 accordance with the provisions of chapter 54, specifying the types of  
808 contracts that may be used by state contracting agencies. Such  
809 regulations shall specify that a cost-reimbursement contract may be  
810 used only when a determination is made in writing by the agency  
811 procurement officer that such contract is likely to be less costly to the  
812 state contracting agency than any other type or that it is impracticable  
813 to obtain the supplies, services or construction required except under  
814 such a contract.

815 Sec. 23. Section 4e-31 of the general statutes is repealed and the  
816 following is substituted in lieu thereof (*Effective July 1, 2024*):

817 When, for any reason, collusion or other anticompetitive practices are  
818 suspected among any bidders or proposers for [a state] the contract of a  
819 state contracting agency, a notice of the relevant facts shall be  
820 transmitted to the Attorney General by any affected party, including,  
821 but not limited to, the state contracting agency, a bidder or a proposer.

822 Sec. 24. Section 4e-34 of the general statutes is repealed and the  
823 following is substituted in lieu thereof (*Effective July 1, 2024*):

824 (a) After reasonable notice and hearing and consultation with the  
825 relevant state contracting agency and the Attorney General, the State  
826 Contracting Standards Board, acting through a subcommittee of three  
827 members, appointed by the chairperson, which subcommittee shall  
828 include not less than one legislative appointee, may disqualify any  
829 contractor, bidder or proposer, for a period of not more than five years,  
830 from bidding on, applying for or participating as a contractor or  
831 subcontractor under, contracts with [the] state or quasi-public agencies.  
832 Such disqualification shall be upon the vote of two-thirds of the  
833 members of the subcommittee present and voting for that purpose. Such  
834 hearing shall be conducted in accordance with the provisions of chapter  
835 54. The subcommittee shall issue a written recommendation not later  
836 than sixty days after the conclusion of such hearing, and shall state the

837 reason for the recommended action and, if the disqualification is  
838 recommended, the period of time the contractor, bidder or proposer  
839 shall be disqualified. In determining whether to disqualify a contractor,  
840 bidder or proposer, the subcommittee shall consider the seriousness of  
841 the acts or omissions of the contractor, bidder or proposer and any  
842 mitigating factors. Such recommendation shall be submitted to the  
843 board for action and sent to the contractor by certified mail, return  
844 receipt requested. If disqualification is recommended, the contractor  
845 shall have thirty days to submit comments to the board. Upon receipt of  
846 the proposed recommendation by the subcommittee, the board shall  
847 issue a written decision either adopting, rejecting or modifying the  
848 subcommittee's recommendation. Such decision shall be issued not later  
849 than thirty days after receipt by the board of the contractor's comments,  
850 if any. The board shall send the decision to the contractor by certified  
851 mail, return receipt requested. The written decision shall be a final  
852 decision for purposes of sections 4-180 and 4-183.

853 (b) Causes for such disqualification shall include the following:

854 (1) Conviction of, or entry of a plea of guilty or nolo contendere or  
855 admission to, the commission of a criminal offense as an incident to  
856 obtaining or attempting to obtain a public or private contract or  
857 subcontract, or in the performance of such contract or subcontract;

858 (2) Conviction of, or entry of a plea of guilty or nolo contendere or  
859 admission to, the violation of any state or federal law for embezzlement,  
860 theft, forgery, bribery, falsification or destruction of records, receiving  
861 stolen property or any other offense indicating a lack of business  
862 integrity or business honesty which affects responsibility as a [state]  
863 contractor;

864 (3) Conviction of, or entry of a plea of guilty or nolo contendere or  
865 admission to, a violation of any state or federal antitrust, collusion or  
866 conspiracy law arising out of the submission of bids or proposals on a  
867 public or private contract or subcontract;

868 (4) Accumulation of two or more suspensions pursuant to section 4e-

869 35, as amended by this act, within a twenty-four-month period;

870 (5) A wilful, negligent or reckless failure to perform in accordance  
871 with the terms of one or more contracts or subcontracts, agreements or  
872 transactions with state contracting agencies;

873 (6) A history of failure to perform or of unsatisfactory performance  
874 on one or more public contracts, agreements or transactions with state  
875 contracting agencies;

876 (7) A wilful violation of a statutory or regulatory provision or  
877 requirement applicable to a contract, agreement or transaction with  
878 state contracting agencies;

879 (8) A wilful or egregious violation of the ethical standards set forth in  
880 sections 1-84, 1-86e and 1-101nn, as determined by the Citizen's Ethics  
881 Advisory Board; or

882 (9) Any other cause or conduct the board determines to be so serious  
883 and compelling as to affect responsibility as a [state] contractor,  
884 including, but not limited to:

885 (A) Disqualification by another state for cause;

886 (B) The fraudulent or criminal conduct of any officer, director,  
887 shareholder, partner, employee or other individual associated with a  
888 contractor, bidder or proposer of such contractor, bidder or proposer,  
889 provided such conduct occurred in connection with the individual's  
890 performance of duties for or on behalf of such contractor, bidder or  
891 proposer or for another contractor, bidder or proposer in another state  
892 and [such] the contractor, bidder or proposer of this state knew or had  
893 reason to know of such conduct;

894 (C) The existence of an informal or formal business relationship with  
895 a contractor who has been disqualified from bidding or proposing on  
896 [state] contracts of any state contracting agency.

897 (c) Upon written request by the affected [state] contractor, bidder or

898 proposer, the State Contracting Standards Board may reduce the period  
899 or extent of disqualification for a contractor, bidder or proposer if  
900 documentation supporting any of the following reasons for  
901 modification is provided to the board by the contractor, bidder or  
902 proposer:

903 (1) Newly discovered material evidence;

904 (2) Reversal of the conviction upon which the disqualification was  
905 based;

906 (3) Bona fide change in ownership or management; or

907 (4) Elimination of other causes for which the disqualification was  
908 imposed.

909 Sec. 25. Section 4e-35 of the general statutes is repealed and the  
910 following is substituted in lieu thereof (*Effective July 1, 2024*):

911 (a) For purposes of this section and sections 4e-37, as amended by this  
912 act, and 4e-38, as amended by this act, "contracting agency of the state"  
913 does not include a quasi-public agency. After reasonable notice and a  
914 hearing, conducted in accordance with the provisions of chapter 54, the  
915 department head of any [state] contracting agency of the state may  
916 suspend any contractor, bidder or proposer for a period of not more  
917 than six months from bidding on, applying for or performing work as a  
918 contractor or subcontractor under, contracts with the state. The  
919 department head shall issue a written decision not later than ninety days  
920 after the conclusion of such hearing and state in the decision the reasons  
921 for the action taken and, if the contractor, bidder or proposer is being  
922 suspended, the period of such suspension. In determining whether to  
923 suspend a contractor, bidder or proposer, the department head shall  
924 consider the seriousness of the acts or omissions of the contractor,  
925 bidder or proposer and any mitigating factors. The department head  
926 shall send such decision to the contractor and the State Contracting  
927 Standards Board by certified mail, return receipt requested. Such  
928 decision shall be a final decision for purposes of sections 4-180 and 4-

929 183.

930 (b) Causes for such suspension shall include the following:

931 (1) Failure without good cause to perform in accordance with  
932 specifications or within the time limits provided in the contract;

933 (2) A record of failure to perform or of unsatisfactory performance in  
934 accordance with the terms of one or more contracts, provided failure to  
935 perform or unsatisfactory performance caused by acts beyond the  
936 control of the contractor shall not be considered to be a basis for  
937 suspension;

938 (3) Any cause the complainant [state] contracting agency of the state  
939 determines to be so serious and compelling as to affect the responsibility  
940 of a state contractor, including suspension by another [state] contracting  
941 agency of the state for cause; or

942 (4) A violation of the ethical standards set forth in section 1-84, 1-86e  
943 or 1-101nn, as determined by the Citizen's Ethics Advisory Board.

944 (c) The State Contracting Standards Board may grant an exception  
945 permitting a suspended contractor to participate in a particular contract  
946 or subcontract upon a written determination by the board that there is  
947 good cause for such exception and that such exception is in the best  
948 interest of the state.

949 (d) The department head of each [state] contracting agency of the  
950 state shall conduct reviews of contractors and shall file reports  
951 pertaining to any of the reasons set forth in this section that may be the  
952 basis for disqualification.

953 Sec. 26. Subsections (g) to (i), inclusive, of section 4e-37 of the general  
954 statutes are repealed and the following is substituted in lieu thereof  
955 (*Effective July 1, 2024*):

956 (g) In the event that the appeals review subcommittee or the board  
957 determines that a procedural violation occurred, or that allegations of

958 an unauthorized or unwarranted, noncompetitive selection process  
959 have been substantiated, the board shall direct the [state] contracting  
960 agency of the state to take corrective action not later than thirty days  
961 after the date of the subcommittee's or board's decision, as applicable.

962 (h) In the event such appeal is found to be frivolous by the appeals  
963 review subcommittee or the full board, such frivolous appeal may serve  
964 as a basis for disqualification pursuant to section 4e-34, as amended by  
965 this act.

966 (i) Any three members of the board may request a full board review  
967 of any contract deliberation or award process of a [state] contracting  
968 agency of the state.

969 Sec. 27. Section 4e-38 of the general statutes is repealed and the  
970 following is substituted in lieu thereof (*Effective July 1, 2024*):

971 The State Contracting Standards Board shall issue a decision in  
972 writing or take other appropriate action on each appeal submitted  
973 pursuant to section 4e-37, as amended by this act. A copy of any decision  
974 shall be provided to all parties, the department head of the [state]  
975 contracting agency of the state and the Chief Procurement Officer.

976 Sec. 28. Subdivision (2) of section 4e-40 of the general statutes is  
977 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
978 *2024*):

979 (2) If the person awarded the contract acted in bad faith:

980 (A) The contract may be declared null and void; or

981 (B) The contract may be ratified and affirmed if such action is in the  
982 best interests of the state, as determined by the State Contracting  
983 Standards Board, in writing, without prejudice to the [state's] state  
984 contracting agency's right to such damages as may be appropriate.

985 Sec. 29. Section 4e-45 of the general statutes is repealed and the  
986 following is substituted in lieu thereof (*Effective July 1, 2024*):



987 With respect to infrastructure facilities, not later than June 1, 2010, the  
988 State Contracting Standards Board, in consultation with the state  
989 contracting agencies and the Attorney General, shall adopt regulations,  
990 in accordance with the provisions of chapter 54, requiring the inclusion  
991 in [state] contracts with any state contracting agency of clauses  
992 providing for adjustments in prices, time of performance, remedies,  
993 termination or other contract provisions necessary to protect the  
994 interests of the state.

995 Sec. 30. Section 4e-46 of the general statutes is repealed and the  
996 following is substituted in lieu thereof (*Effective July 1, 2024*):

997 Not later than June 1, 2010, the State Contracting Standards Board  
998 shall adopt regulations, in accordance with the provisions of chapter 54,  
999 concerning the procedure and circumstances under which a state  
1000 contracting agency may allow contract modification, change order, or  
1001 contract price adjustment under a construction contract with the state  
1002 contracting agency in excess of fifty thousand dollars. Such regulations  
1003 shall require that every contract modification, change order or contract  
1004 price adjustment under a construction contract with the state  
1005 contracting agency in excess of fifty thousand dollars shall be subject to  
1006 prior written certification by the fiscal officer of the state contracting  
1007 agency or other agency responsible for funding the project or the  
1008 contract, or other official responsible for monitoring and reporting upon  
1009 the status of the costs of the total project budget or contract budget, as  
1010 to the effect of the contract modification, change order, or adjustment in  
1011 contract price on the total project budget or the total contract budget.  
1012 Such regulations shall further provide that in the event the certification  
1013 of the fiscal officer or other responsible official discloses a resulting  
1014 increase in the total project budget or the total contract budget, the  
1015 agency procurement officer shall not execute or make such contract  
1016 modification, change order, or adjustment in contract price unless  
1017 sufficient funds are available or the scope of the project or contract is  
1018 adjusted so as to permit the degree of completion that is feasible within  
1019 the total project budget or total contract budget as it existed prior to the  
1020 contract modification, change order, or adjustment in contract price

1021 under consideration provided, with respect to the validity, as to the  
1022 contractor, of any executed contract modification, change order, or  
1023 adjustment in contract price which the contractor has reasonably relied  
1024 upon, it shall be presumed that there has been compliance with the  
1025 provisions of this section.

1026 Sec. 31. Subsection (a) of section 4e-48 of the general statutes is  
1027 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
1028 *2024*):

1029 (a) For the purposes of this section, "nonresident bidder" means a  
1030 business that is not a resident of the state that submits a bid in response  
1031 to an invitation to bid by a state contracting agency, "resident bidder"  
1032 means a business that submits a bid in response to an invitation to bid  
1033 by a state contracting agency and that has paid unemployment taxes or  
1034 income taxes in this state during the twelve calendar months  
1035 immediately preceding submission of such bid, has a business address  
1036 in the state and has affirmatively claimed such status in the bid  
1037 submission, and "contract" [means "contract" as defined in section 4e-1  
1038 and "state contracting agency" means] and "state contracting agency" [,  
1039 as defined] have the same meanings as provided in section 4e-1, as  
1040 amended by this act.

1041 Sec. 32. Section 4e-72 of the general statutes is repealed and the  
1042 following is substituted in lieu thereof (*Effective July 1, 2024*):

1043 As used in this section, "contract", "state contracting agency", "data"  
1044 and "contractor" have the same meanings as provided in section 4e-1, as  
1045 amended by this act. Any contract between a state contracting agency  
1046 and a contractor that is entered into, renewed or amended on or after  
1047 October 1, 2021, or, in the case of a state contracting agency that is a  
1048 quasi-public agency, entered into, renewed or amended on or after July  
1049 1, 2024, shall contain a provision authorizing the state contracting  
1050 agency to access any data concerning such contract that is in the  
1051 possession or control of the contractor upon demand in a format  
1052 prescribed by the state contracting agency at no additional cost to such

1053 agency.

1054 Sec. 33. Section 10a-255 of the general statutes is repealed and the  
1055 following is substituted in lieu thereof (*Effective July 1, 2024*):

1056 (a) To accomplish the purposes of sections 10a-250 to 10a-263,  
1057 inclusive, the corporation may enter into joint ventures or shared service  
1058 agreements to procure hospital facilities and to contract for services  
1059 necessary or useful in connection with the procurement of hospital  
1060 facilities. The corporation shall establish and adopt specific policies,  
1061 rules and procedures on purchasing and contracting. Such policies,  
1062 rules and procedures shall be approved by a two-thirds vote of its full  
1063 board of directors. The corporation shall conduct its contracting and  
1064 purchasing operations in accordance with such policies, rules and  
1065 procedures. Notwithstanding any other provision of law to the contrary,  
1066 the corporation may enter into joint ventures or shared service  
1067 agreements and may procure hospital facilities and contract for any  
1068 services necessary or useful in connection with such procurement either  
1069 (1) pursuant to a process of open or competitive bidding, provided that  
1070 (A) the corporation may determine the format, contents and scope of  
1071 any joint venture or shared service agreement or any procurement of  
1072 hospital facilities, and services in connection with such procurement,  
1073 the conditions under which bidding shall take place and the schedule  
1074 and stipulations for contract award, and (B) the corporation may select  
1075 the contractor deemed to have submitted the most favorable bid, price  
1076 and other factors considered, when, in the judgment of the corporation,  
1077 such award is in the best interests of the hospital, or (2) if the  
1078 corporation, in its discretion, determines that, due to the nature of the  
1079 joint venture or shared service agreement or hospital facilities to be  
1080 contracted for or procured, open or public bidding is either  
1081 impracticable or not in the best interests of the hospital, through  
1082 negotiation with such person or persons as the corporation may  
1083 determine. The terms and conditions of joint ventures or shared service  
1084 agreements or contracts for hospital facilities shall be determined by the  
1085 corporation, as shall the fees or other compensation to be paid to such  
1086 persons under such joint venture, shared service agreement or contract,

1087 provided any contract for construction by the corporation or a  
1088 subsidiary of a hospital facility shall be subject to the provisions of  
1089 section 31-53 and any joint venture agreement or shared service  
1090 agreement of the corporation shall contain a neutrality clause signed by  
1091 all parties to such joint venture agreement or shared service agreement  
1092 prohibiting employer interference by such parties in union organizing  
1093 and education campaigns, prohibiting discrimination in hiring based on  
1094 past union activity and prohibiting harassment of employees engaged  
1095 in labor organizing, all in compliance with section 31-104 and section 31-  
1096 105. The joint venture, shared service agreement or contracts entered  
1097 into by the corporation shall not be subject to the approval of any state  
1098 department, office or agency other than as provided in this section.  
1099 Copies of all contracts of the corporation shall be maintained by the  
1100 corporation at its offices as public records, subject to the exemption  
1101 provided in subsection (i) of section 10a-253. Nothing in this subsection  
1102 shall be deemed to restrict the discretion of the corporation to utilize its  
1103 own staff and workforce for the performance of any of its assigned  
1104 responsibilities and functions whenever, in the discretion of the  
1105 corporation, it becomes necessary, convenient or desirable to do so.

1106 (b) Subject to the restrictions of subdivision (15) of section 10a-254 the  
1107 corporation may contract with the hospital to provide services for the  
1108 hospital through joint ventures or shared service agreements or to  
1109 provide hospital facilities for the hospital, to provide insurance for the  
1110 hospital as provided in section 10a-256 and to contract for claims  
1111 management services, or to otherwise make hospital facilities or services  
1112 provided by joint ventures or shared service agreements available for  
1113 the hospital. For the hospital to enter into any contract for such services  
1114 or hospital facilities or insurance or claims management services with  
1115 the corporation, to pay any reasonable fees and charges established by  
1116 the corporation for such services or hospital facilities or to pledge  
1117 payment from any moneys made available by the state to the hospital  
1118 including, but not limited to, resources of the hospital fund established  
1119 and administered pursuant to sections 10a-127 and 10a-128, other funds  
1120 of the state and proceeds of financings by the state for the payment of

1121 such fees and charges, it shall have the authorization of the Board of  
1122 Trustees of The University of Connecticut. Such authorization shall be  
1123 given by adoption of a resolution at a regularly or specially noticed  
1124 meeting of said board of trustees. Any fees and charges so established  
1125 shall be deemed to be direct expenses of the hospital for which the  
1126 resources of the hospital fund may be used pursuant to section 10a-127  
1127 and the State Treasurer is authorized to make payments of such fees and  
1128 charges upon warrants issued by the State Comptroller, upon the order  
1129 of authorized officers of The University of Connecticut, pursuant to such  
1130 a resolution. The provisions of section 4a-57 and any provision of law  
1131 relating to contract approval other than sections 10a-250 to 10a-263,  
1132 inclusive, shall not apply to such contracts between the hospital and the  
1133 corporation. Any such contract or contracts shall be upon such terms  
1134 and conditions as the corporation and the hospital shall determine to be  
1135 reasonable including, but not limited to, the reimbursement of all costs  
1136 of planning, financing, acquisition, construction, operation and  
1137 maintenance, and any claims arising therefrom. All payments of fees  
1138 and charges required under any contract or agreement entered into  
1139 pursuant to the provisions of this section are considered expenditures  
1140 for public purposes by the state. Any contract between the hospital and  
1141 the corporation that provides for the procurement by the corporation of  
1142 hospital facilities or services as authorized by sections 10a-250 to 10a-  
1143 263, inclusive, shall provide that the hospital shall be required to pay,  
1144 through service, lease, rental or installment sale payments for such  
1145 hospital facilities or services, all project costs of such hospital facilities  
1146 or services at such times and in such amounts as determined by the  
1147 corporation and the hospital. Any such contract between the hospital  
1148 and the corporation may contain provisions as to: (1) Pledging or  
1149 assigning any part of moneys and revenues, including reimbursement  
1150 allowances, derived by the hospital or the corporation, to secure  
1151 payments required by such contract; (2) setting aside reserves and  
1152 creating special funds and the disposition thereof; (3) defining the acts  
1153 or omissions to act which shall constitute a default in the obligations and  
1154 duties of the hospital or the corporation and providing for the rights and  
1155 remedies of the hospital and the corporation in the event of such default;

1156 (4) any other matters which may be deemed necessary or desirable by  
1157 the corporation to properly carry out its corporate purposes.

1158 (c) Any joint venture, shared service agreement or contract entered  
1159 into by the corporation, or any of its subsidiaries under this section, shall  
1160 comply with the applicable provisions of section 4e-16, as amended by  
1161 this act, and shall be subject to the jurisdiction of the State Contracting  
1162 Standards Board to the same extent as a constituent unit of higher  
1163 education.

1164 Sec. 34. Subdivision (15) of section 15-31b of the 2024 supplement to  
1165 the general statutes is repealed and the following is substituted in lieu  
1166 thereof (*Effective July 1, 2024*):

1167 (15) Invest in, acquire, lease, purchase, own, manage, hold and  
1168 dispose of real property and lease, convey or deal in or enter into  
1169 agreements with respect to such property on any terms necessary or  
1170 incidental to carrying out the purposes of sections 15-31a to 15-31i,  
1171 inclusive, provided such transactions shall not be subject to approval,  
1172 review or regulation by any state agency pursuant to title 4b or any other  
1173 provision of the general statutes, except (A) the authority shall not  
1174 convey fee simple ownership in any property associated with the ports  
1175 or harbors under its jurisdiction and control without the approval of the  
1176 State Properties Review Board and the Attorney General, and (B) as  
1177 provided in [subsection (c) of this section] chapter 62; and

1178 Sec. 35. Subsections (b) and (c) of section 15-31b of the 2024  
1179 supplement to the general statutes are repealed and the following is  
1180 substituted in lieu thereof (*Effective July 1, 2024*):

1181 (b) The authority shall continue as long as it has bonds or other  
1182 obligations outstanding and until its existence is terminated by law,  
1183 provided no such termination shall affect any outstanding contractual  
1184 obligation of the authority and the state shall succeed to the obligations  
1185 of the authority under any contract. Upon the termination of the  
1186 existence of the authority, all its rights and properties shall pass to and  
1187 be vested in the state of Connecticut.

1188 [(c) On and after June 23, 2021, the authority shall be a state  
1189 contracting agency for the purposes of chapter 62, except for the  
1190 provisions of section 4e-16, and shall be subject to the authority of the  
1191 State Contracting Standards Board established under section 4e-2.]

1192 Sec. 36. Section 10a-196 of the general statutes is repealed and the  
1193 following is substituted in lieu thereof (*Effective July 1, 2024*):

1194 Sections 10a-176 to 10a-195, inclusive, shall be deemed to provide a  
1195 complete, additional and alternative method for the doing of the things  
1196 authorized thereby, and shall be regarded as supplemental and  
1197 additional to powers conferred by other laws; provided the issuance of  
1198 bonds and refunding bonds under the provisions of this chapter need  
1199 not comply with the requirements of any other law applicable to the  
1200 issuance of bonds including, particularly, title 42a; and provided in the  
1201 construction and acquisition of a project pursuant hereto the authority  
1202 need not comply with the requirements of chapter 50. Except as  
1203 otherwise expressly provided in this chapter and the provisions of  
1204 chapter 62 concerning state contracting agencies, none of the powers  
1205 granted to the authority under the provisions of this chapter shall be  
1206 subject to the supervision or regulation or require the approval or  
1207 consent of any municipality or political subdivision or any commission,  
1208 board, body, bureau, official or agency thereof or of the state.

1209 Sec. 37. Subsection (s) of section 10a-204b of the general statutes is  
1210 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
1211 *2024*):

1212 (s) The provisions of this section shall be deemed to provide a  
1213 complete, additional and alternative method for the actions and the  
1214 things authorized thereby and shall be regarded as supplemental and  
1215 additional to powers granted by other laws; the issuance of bonds, notes  
1216 or other obligations under the provisions of this section need not comply  
1217 with the requirements of any law applicable to the issuance of bonds,  
1218 notes or other obligations. This section, being necessary for the welfare  
1219 of the state and its inhabitants, shall be liberally construed to affect its

1220 purpose. None of the powers granted to the corporation or to any  
1221 subsidiary created pursuant to subdivision (5) of section 10a-204 under  
1222 the provisions of this section shall be subject to the supervision or  
1223 regulation or require the approval or consent of any municipality or  
1224 political subdivision or any department, division, commission, board,  
1225 body, bureau, official or agency thereof or of the state, and the exercise  
1226 thereof shall not cause the corporation or any such subsidiary to be  
1227 construed to be an agency within the scope of chapter 54 or a  
1228 department, institution or agency of the state, except that the  
1229 corporation or any such subsidiary shall comply with the provisions of  
1230 chapter 62 concerning state contracting agencies.

1231 Sec. 38. Section 10a-243 of the general statutes is repealed and the  
1232 following is substituted in lieu thereof (*Effective July 1, 2024*):

1233 The provisions of this chapter shall be deemed to provide a complete,  
1234 additional and alternative method for the actions of the things  
1235 authorized thereby and shall be regarded as supplemental and  
1236 additional to powers granted by other laws; the issuance of revenue  
1237 bonds or notes and revenue refunding bonds or notes under the  
1238 provisions of this chapter need not comply with the requirements of any  
1239 other law applicable to the issuance of bonds or notes. This chapter,  
1240 being necessary for the welfare of the state and its inhabitants, shall be  
1241 liberally construed to effect its purpose. Except as otherwise expressly  
1242 provided in this chapter and the provisions of chapter 62 concerning  
1243 state contracting agencies, none of the powers granted to the authority  
1244 under the provisions of this chapter shall be subject to the supervision  
1245 or regulation or require the approval or consent of any municipality or  
1246 political subdivision or any department, division, commission, board,  
1247 body, bureau, official or agency thereof or of the state. The authority  
1248 shall not be construed to be an agency within the scope of chapter 54 or  
1249 a department, institution or agency of the state.

1250 Sec. 39. Subdivision (16) of subsection (b) of section 12-806 of the 2024  
1251 supplement to the general statutes is repealed and the following is  
1252 substituted in lieu thereof (*Effective July 1, 2024*):



1253 (16) To invest in, acquire, lease, purchase, own, manage, hold and  
1254 dispose of real property and lease, convey or deal in or enter into  
1255 agreements with respect to such property on any terms necessary or  
1256 incidental to carrying out the purposes of sections 12-563a, 12-800 to 12-  
1257 818, inclusive, and sections 12-853 and 12-854, provided such  
1258 transactions shall not be subject to approval, review or regulation  
1259 pursuant to title 4b or any other statute by any state agency, except that  
1260 real property transactions shall be subject to review by the State  
1261 Properties Review Board and contracts shall be subject to the provisions  
1262 of chapter 62 concerning state contracting agencies;

1263 Sec. 40. Section 12-815 of the general statutes is repealed and the  
1264 following is substituted in lieu thereof (*Effective July 1, 2024*):

1265 (a) The corporation shall establish and adopt specific policies, rules  
1266 and procedures on purchasing and contracting. Such policies, rules and  
1267 procedures or amendments thereto shall be approved by a two-thirds  
1268 vote of the entire board. Notwithstanding any other provision of law to  
1269 the contrary, the corporation may enter into management, consulting  
1270 and other agreements for the provision of goods, services and  
1271 professional advisors necessary or useful in connection with the  
1272 operation and management of the lottery (1) pursuant to a process of  
1273 open or competitive bidding, provided (A) the corporation shall first  
1274 determine the format, content and scope of any agreement for any  
1275 procurement of goods or services, the conditions under which bidding  
1276 will take place and the schedule and stipulations for contract award, and  
1277 (B) the corporation may select the contractor deemed to have submitted  
1278 the most favorable bid, considering price and other factors, when, in the  
1279 judgment of the corporation, such award is in the best interests of the  
1280 corporation, or (2) if the corporation, in its discretion, determines that,  
1281 due to the nature of the agreement to be contracted for or procured,  
1282 open or public bidding is either impracticable or not in the best interests  
1283 of the corporation, by negotiation with such prospective providers as  
1284 the corporation may determine. The terms and conditions of agreements  
1285 and the fees or other compensation to be paid to such persons shall be  
1286 determined by the corporation. The agreements entered into by the

1287 corporation in accordance with the provisions of this section shall not  
1288 be subject to the approval of any state department, office or agency,  
1289 except as provided in chapter 62 in the provisions concerning state  
1290 contracting agencies or regulations adopted by the Department of  
1291 Consumer Protection. Nothing in this section shall be deemed to restrict  
1292 the discretion of the corporation to utilize its own staff and workforce  
1293 for the performance of any of its assigned responsibilities and functions  
1294 whenever, in the discretion of the corporation, it becomes necessary,  
1295 convenient or desirable to do so. Copies of all agreements of the  
1296 corporation shall be maintained by the corporation at its offices as public  
1297 records, subject to said exemption.

1298 (b) [The] Except as provided in chapter 62, the corporation shall not  
1299 be subject to rules, regulations or restrictions on purchasing or  
1300 procurement or the disposition of assets generally applicable to  
1301 Connecticut state agencies, including those contained in titles 4a and 4b  
1302 and the corresponding rules and regulations. The board shall adopt  
1303 rules and procedures on purchasing, procurement and the disposition  
1304 of assets applicable to the corporation. The adoption of such rules or  
1305 procedures shall not be subject to chapter 54. Any such rules or  
1306 procedures shall be a public record as defined in section 1-200.

1307 Sec. 41. Section 22a-268 of the general statutes is repealed and the  
1308 following is substituted in lieu thereof (*Effective July 1, 2024*):

1309 The authority shall utilize private industry, by contract, to carry out  
1310 the business, design, operating, management, marketing, planning and  
1311 research and development functions of the authority, unless the  
1312 authority determines that it is in the public interest to adopt another  
1313 course of action. The authority is hereby empowered to enter into long-  
1314 term contracts with private persons for the performance of any such  
1315 functions of the authority which, in the opinion of the authority, can  
1316 desirably and conveniently be carried out by a private person under  
1317 contract provided any such contract shall contain such terms and  
1318 conditions as will enable the authority to retain overall supervision and  
1319 control of the business, design, operating, management, transportation,

1320 marketing, planning and research and development functions to be  
1321 carried out or to be performed by such private persons pursuant to such  
1322 contract. Such contracts shall be entered into either on a competitive  
1323 negotiation or competitive bidding basis, and the authority in its  
1324 discretion may select the type of contract it deems most prudent to  
1325 utilize, pursuant to the contracting procedures adopted under section  
1326 22a-268a and considering the scope of work, the management  
1327 complexities associated therewith, the extent of current and future  
1328 technological development requirements and the best interests of the  
1329 state. Whenever a long-term contract is entered into on other than a  
1330 competitive bidding basis, the criteria and procedures therefor shall  
1331 conform to applicable provisions of subdivision (16) of subsection (a)  
1332 and subsections (b) and (c) of section 22a-266, provided however, that  
1333 any contract for a period of over five years in duration, or any contract  
1334 for which the annual consideration is greater than fifty thousand dollars  
1335 shall be approved by a two-thirds vote of the authority's full board of  
1336 directors. The terms and conditions of such contracts shall be  
1337 determined by the authority, as shall the fees or other similar  
1338 compensation to be paid to such persons for such contracts. The  
1339 contracts entered into by the authority shall not be subject to the  
1340 approval of any other state department, office or agency, except as  
1341 provided in chapter 62, in the provisions concerning state contracting  
1342 agencies. However, copies of all contracts of the authority shall be  
1343 maintained by the authority as public records, subject to the proprietary  
1344 rights of any party to the contract. Nothing of the aforesaid shall be  
1345 deemed to restrict the discretion of the authority to utilize its own staff  
1346 and work force for the performance of any of its assigned  
1347 responsibilities and functions whenever, in the discretion of the  
1348 authority, it becomes necessary, convenient or desirable to do so. Any  
1349 litigation with respect to any terms, conditions or provisions of any  
1350 contract of the authority, or the performance or nonperformance of same  
1351 by either party, shall be tried before a judge of the Superior Court of  
1352 Connecticut.

1353 Sec. 42. Subdivision (14) of section 31-49h of the general statutes is

1354 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
1355 *2024*):

1356 (14) Make and enter into any contract or agreement necessary or  
1357 incidental to the performance of its duties and execution of its powers.  
1358 [The] Except as provided in chapter 62, the contracts and agreements  
1359 entered into by the authority shall not be subject to the approval of any  
1360 other state department, office or agency, provided copies of all such  
1361 contracts shall be maintained by the authority as public records, subject  
1362 to the proprietary rights of any party to such contracts. No contract shall  
1363 contain any provision in which any contractor derives any direct or  
1364 indirect economic benefit from denying or otherwise influencing the  
1365 outcome of any claim for benefits. The standard criteria for the  
1366 evaluation of proposals relating to claims processing, web site  
1367 development, database development, marketing and advertising, in the  
1368 event the authority seeks the services of an outside contractor for such  
1369 tasks, and for the evaluation of proposals relating to all other contracts  
1370 in amounts equal to or exceeding two hundred fifty thousand dollars  
1371 shall include, but need not be limited to: (A) Transparency, (B) cost, (C)  
1372 efficiency of operations, (D) quality of work related to the contracts  
1373 issued, (E) user experience, (F) accountability, and (G) a cost-benefit  
1374 analysis documenting the direct and indirect costs of such contracts,  
1375 including qualitative and quantitative benefits that will result from the  
1376 implementation of such contracts. The establishment of additional  
1377 standard criteria shall be approved by a two-thirds vote of the board  
1378 after such criteria have been posted on a public Internet web site  
1379 maintained by the authority for notice and comment for at least one  
1380 week prior to such vote.

1381 Sec. 43. Subdivision (13) of section 38a-1083 of the general statutes is  
1382 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
1383 *2024*):

1384 (13) Make and enter into any contract or agreement necessary or  
1385 incidental to the performance of its duties and execution of its powers,  
1386 including, but not limited to, an agreement with the Office of Health

1387 Strategy to use funds collected under this section for the operation of  
 1388 the all-payer claims database established under section 19a-755a and to  
 1389 receive data from such database. The contracts entered into by the  
 1390 exchange shall not be subject to the approval of any other state  
 1391 department, office or agency, provided copies of all contracts of the  
 1392 exchange shall be maintained by the exchange as public records, subject  
 1393 to the proprietary rights of any party to the contract, except (A) as  
 1394 provided in chapter 62, and (B) any agreement with the Office of Health  
 1395 Strategy shall be subject to approval by said office and the Office of  
 1396 Policy and Management and no portion of such agreement shall be  
 1397 considered proprietary;

1398 Sec. 44. Subsection (b) of section 46a-10b of the general statutes is  
 1399 repealed and the following is substituted in lieu thereof (*Effective July 1,*  
 1400 *2024*):

1401 (b) Notwithstanding the provisions of sections 4-212 to 4-219,  
 1402 inclusive, subdivision [(21)] (20) of section 4e-1, as amended by this act,  
 1403 and chapter 62a, not later than July 1, 2017, the Governor shall designate  
 1404 a nonprofit entity to serve as the Connecticut protection and advocacy  
 1405 system.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>July 1, 2024</i>	4e-1
Sec. 3	<i>July 1, 2024</i>	4e-2(g) and (h)
Sec. 4	<i>July 1, 2024</i>	4e-3(a)(2)
Sec. 5	<i>July 1, 2024</i>	4e-4
Sec. 6	<i>July 1, 2024</i>	4e-5(a) to (c)
Sec. 7	<i>July 1, 2024</i>	4e-7(a)
Sec. 8	<i>July 1, 2024</i>	4e-8
Sec. 9	<i>July 1, 2024</i>	4e-10(a)
Sec. 10	<i>July 1, 2024</i>	4e-14
Sec. 11	<i>July 1, 2024</i>	4e-16(c) and (d)
Sec. 12	<i>July 1, 2024</i>	4e-16(l)(2) to (4)
Sec. 13	<i>July 1, 2024</i>	4e-16(n)

Sec. 14	July 1, 2024	4e-16(p)
Sec. 15	July 1, 2024	4e-17
Sec. 16	July 1, 2024	4e-18
Sec. 17	July 1, 2024	4e-21(c)
Sec. 18	July 1, 2024	4e-24
Sec. 19	July 1, 2024	4b-51(e)
Sec. 20	July 1, 2024	4b-57(a)
Sec. 21	July 1, 2024	4b-91(g)
Sec. 22	July 1, 2024	4e-27
Sec. 23	July 1, 2024	4e-31
Sec. 24	July 1, 2024	4e-34
Sec. 25	July 1, 2024	4e-35
Sec. 26	July 1, 2024	4e-37(g) to (i)
Sec. 27	July 1, 2024	4e-38
Sec. 28	July 1, 2024	4e-40(2)
Sec. 29	July 1, 2024	4e-45
Sec. 30	July 1, 2024	4e-46
Sec. 31	July 1, 2024	4e-48(a)
Sec. 32	July 1, 2024	4e-72
Sec. 33	July 1, 2024	10a-255
Sec. 34	July 1, 2024	15-31b(15)
Sec. 35	July 1, 2024	15-31b(b) and (c)
Sec. 36	July 1, 2024	10a-196
Sec. 37	July 1, 2024	10a-204b(s)
Sec. 38	July 1, 2024	10a-243
Sec. 39	July 1, 2024	12-806(b)(16)
Sec. 40	July 1, 2024	12-815
Sec. 41	July 1, 2024	22a-268
Sec. 42	July 1, 2024	31-49h(14)
Sec. 43	July 1, 2024	38a-1083(13)
Sec. 44	July 1, 2024	46a-10b(b)

**Statement of Purpose:**

To make revisions to provisions concerning the State Contracting Standards Board, including by giving the board authority over quasi-public agency procurement, requiring the hiring of full-time staff for the board, prohibiting the Governor from reducing allotments to the board and limiting the selection of contractors from a list without a competitive process to emergency procurements.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*