



General Assembly

February Session, 2020

Raised Bill No. 5259

LCO No. 1724



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

**AN ACT CONCERNING THE LEGISLATIVE COMMISSIONERS'
RECOMMENDATIONS FOR TECHNICAL REVISIONS TO THE
GOVERNMENT ADMINISTRATION AND ELECTIONS STATUTES.**

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

1 Section 1. Subdivision (1) of subsection (b) of section 2-111 of the 2020
2 supplement to the general statutes is repealed and the following is
3 substituted in lieu thereof (*Effective from passage*):

4 (1) Four members of the General Assembly, one of whom shall be
5 appointed by the speaker of the House of Representatives, one of whom
6 shall be appointed by the president pro tempore of the Senate, one of
7 whom shall be appointed by the minority leader of the House of
8 Representatives, and one of [who] whom shall be appointed by the
9 minority leader of the Senate;

10 Sec. 2. Section 2-129 of the 2020 supplement to the general statutes is
11 repealed and the following is substituted in lieu thereof (*Effective from*
12 *passage*):

13 (a) Wherever the [terms] term "Commission on Women, Children
14 and Seniors" [are] is used in any public or special act of the 2019 regular
15 session, the term "Commission on Women, Children, Seniors, Equity
16 and Opportunity" shall be substituted in lieu thereof. Wherever the
17 [terms] term "Commission on Equity and Opportunity" [are] is used in
18 any public or special act of the 2019 regular session, the term
19 "Commission on Women, Children, Seniors, Equity and Opportunity"
20 shall be substituted in lieu thereof.

21 (b) The Legislative Commissioners' Office shall, in codifying the
22 provisions of this section, make such technical, grammatical and
23 punctuation changes as are necessary to carry out the purposes of this
24 section.

25 Sec. 3. Section 4-5 of the 2020 supplement to the general statutes, as
26 amended by section 6 of public act 17-237, section 279 of public act 17-2
27 of the June special session, section 20 of public act 18-182 and section 283
28 of public act 19-117, is repealed and the following is substituted in lieu
29 thereof (*Effective July 1, 2022*):

30 As used in sections 4-6, 4-7 and 4-8, the term "department head"
31 means Secretary of the Office of Policy and Management, Commissioner
32 of Administrative Services, Commissioner of Revenue Services,
33 Banking Commissioner, Commissioner of Children and Families,
34 Commissioner of Consumer Protection, Commissioner of Correction,
35 Commissioner of Economic and Community Development, State Board
36 of Education, Commissioner of Emergency Services and Public
37 Protection, Commissioner of Energy and Environmental Protection,
38 Commissioner of Agriculture, Commissioner of Public Health,
39 Insurance Commissioner, Labor Commissioner, Commissioner of
40 Mental Health and Addiction Services, Commissioner of Social Services,
41 Commissioner of Developmental Services, Commissioner of Motor
42 Vehicles, Commissioner of Transportation, Commissioner of Veterans
43 Affairs, Commissioner of Housing, Commissioner of [Rehabilitation]
44 Aging and Disability Services, [the] Commissioner of Early Childhood,
45 [the] executive director of the Office of Military Affairs, executive

46 director of the Office of Health and Strategy and [the] executive director
47 of the Technical Education and Career System. As used in sections 4-6
48 and 4-7, "department head" also means the Commissioner of Education.

49 Sec. 4. Section 4-38c of the 2020 supplement to the general statutes, as
50 amended by section 7 of public act 17-237, section 287 of public act 17-2
51 of the June special session and section 21 of public act 18-182, is repealed
52 and the following is substituted in lieu thereof (*Effective July 1, 2020*):

53 There shall be within the executive branch of state government the
54 following departments: Office of Policy and Management, Department
55 of Administrative Services, Department of Aging and Disability
56 Services, Department of Revenue Services, Department of Banking,
57 Department of Agriculture, Department of Children and Families,
58 Department of Consumer Protection, Department of Correction,
59 Department of Economic and Community Development, State Board of
60 Education, Department of Emergency Services and Public Protection,
61 Department of Energy and Environmental Protection, Department of
62 Public Health, Board of Regents for Higher Education, Insurance
63 Department, Labor Department, Department of Mental Health and
64 Addiction Services, Department of Developmental Services,
65 Department of Social Services, [Department of Rehabilitation Services,]
66 Department of Transportation, Department of Motor Vehicles,
67 Department of Veterans Affairs and the Technical Education and Career
68 System.

69 Sec. 5. Section 4-38c of the 2020 supplement to the general statutes, as
70 amended by section 7 of public act 17-237, section 287 of public act 17-2
71 of the June special session, section 21 of public act 18-182 and section 284
72 of public act 19-117, is repealed and the following is substituted in lieu
73 thereof (*Effective July 1, 2022*):

74 There shall be within the executive branch of state government the
75 following departments: Office of Policy and Management, Department
76 of Administrative Services, Department of Revenue Services,
77 Department of Banking, Department of Agriculture, Department of

78 Children and Families, Department of Consumer Protection,
79 Department of Correction, Department of Economic and Community
80 Development, State Board of Education, Department of Emergency
81 Services and Public Protection, Department of Energy and
82 Environmental Protection, Department of Public Health, Board of
83 Regents for Higher Education, Insurance Department, Labor
84 Department, Department of Mental Health and Addiction Services,
85 Department of Developmental Services, Department of Social Services,
86 Department of Aging and Disability Services, Department of
87 Transportation, Department of Motor Vehicles, Department of Veterans
88 Affairs and the Technical Education and Career System.

89 Sec. 6. Section 4-67o of the 2020 supplement to the general statutes is
90 repealed and the following is substituted in lieu thereof (*Effective from*
91 *passage*):

92 As used in this section [,] and sections 2-79e, [and] 4-67p and 4-67z:

93 (1) "Data" means the final version of statistical or factual information
94 that: (A) Is reflected in a list, table, graph, chart or other non-narrative
95 form that can be digitally or nondigitally transmitted or processed; (B)
96 is regularly created or maintained by, or on behalf of, an executive
97 branch agency; and (C) records a measurement, transaction or
98 determination related to the mission of the agency or is provided to the
99 agency by third parties pursuant to law.

100 (2) "Executive branch agency" means any agency listed in section 4-
101 38c, as amended by this act, except the Board of Regents for Higher
102 Education.

103 (3) "High value data" means any data that the department head
104 determines (A) is critical to the operation of an executive branch agency;
105 (B) can increase executive branch agency accountability and
106 responsiveness; (C) can improve public knowledge of the executive
107 branch agency and its operations; (D) can further the core mission of the
108 executive branch agency; (E) can create economic opportunity; (F) is
109 frequently requested by the public; (G) responds to a need and demand

110 as identified by the agency through public consultation; or (H) is used
111 to satisfy any legislative or other reporting requirements.

112 (4) "Open data" means any data that (A) is freely available in
113 convenient and modifiable format and can be retrieved, downloaded,
114 indexed and searched; (B) is formatted in a manner that allows for
115 automated machine processing; (C) does not have restrictions
116 governing use; (D) is published with the finest possible level of detail
117 that is practicable and permitted by law; and (E) is described in enough
118 detail so users of the data have sufficient information to understand (i)
119 the strengths, weaknesses, analytical limitations and security
120 requirements of the data, and (ii) how to process such data.

121 (5) "Public data" means any data collected by an executive branch
122 agency that is permitted to be made available to the public, consistent
123 with any and all applicable laws, rules, regulations, ordinances,
124 resolutions, policies or other restrictions, requirements or rights
125 associated with the data, including, but not limited to, contractual or
126 other legal restrictions, orders or requirements.

127 (6) "Protected data" means any data the public disclosure of which
128 would (A) violate federal or state laws or regulations; (B) endanger the
129 public health, safety or welfare; (C) hinder the operation of the federal,
130 state or municipal government, including criminal and civil
131 investigations; or (D) impose an undue financial, operational or
132 administrative burden on the executive branch agency. "Protected data"
133 includes any records not required to be disclosed pursuant to subsection
134 (b) of section 1-210.

135 Sec. 7. Subsection (a) of section 4-67x of the 2020 supplement to the
136 general statutes is repealed and the following is substituted in lieu
137 thereof (*Effective from passage*):

138 (a) There shall be a Child Poverty and Prevention Council consisting
139 of the following members or their designees: The Secretary of the Office
140 of Policy and Management, the president pro tempore of the Senate, the
141 speaker of the House of Representatives, the minority leader of the

142 Senate and the minority leader of the House of Representatives, the
143 Commissioners of Children and Families, Social Services, Correction,
144 Developmental Services, Mental Health and Addiction Services,
145 Transportation, Public Health, Education, Housing, Agriculture and
146 Economic and Community Development, the Labor Commissioner, the
147 Chief Court Administrator, the chairperson of the Board of Regents for
148 Higher Education, the Child Advocate [,] and the executive directors of
149 the Office of Early Childhood, [and] the Commission on Human Rights
150 and Opportunities and the [executive director of the] Commission on
151 Women, Children, Seniors, Equity and Opportunity. [or a designee.]
152 The Secretary of the Office of Policy and Management, or the secretary's
153 designee, shall be the chairperson of the council. The council shall (1)
154 develop and promote the implementation of a ten-year plan, to begin
155 June 8, 2004, to reduce the number of children living in poverty in the
156 state by fifty per cent, and (2) within available appropriations, establish
157 prevention goals and recommendations and measure prevention
158 service outcomes in accordance with this section in order to promote the
159 health and well-being of children and families.

160 Sec. 8. Section 4a-60j of the 2020 supplement to the general statutes is
161 repealed and the following is substituted in lieu thereof (*Effective from*
162 *passage*):

163 A small contractor shall receive payment on a contract awarded to
164 him or her under the provisions of sections 4a-60g to 4a-60i, inclusive,
165 no later than twenty-five days [from] after the due date of any such
166 payment on such contract.

167 Sec. 9. Subsection (f) of section 5-263b of the 2020 supplement to the
168 general statutes is repealed and the following is substituted in lieu
169 thereof (*Effective from passage*):

170 (f) Any suggestion that involves the following shall not be eligible for
171 an award under this section: (1) Deferred maintenance or replacement
172 of essential equipment and supplies; (2) individual employee
173 compensation or position classification; (3) personal grievances or

174 complaints; (4) suggestions that require a change to, or that conflict with,
175 federal or state law; (5) suggestions already submitted by another
176 employee; (6) matters resulting from an agency audit, study, survey,
177 review or research; (7) suggestions that involve correcting a condition
178 that exists because established procedures are not being followed; (8)
179 suggestions that constitute opinions only, and which cannot be
180 supported by demonstrating a better idea, and the need for same; (9)
181 suggestions concerning any matter subject to collective bargaining; (10)
182 suggestions circumventing competitive procurement procedures
183 provided by state law or policy; (11) suggestions which recommend or
184 require formal studies, surveys, investigation or similar research
185 activity to establish the benefits of a suggestion referred to; (12)
186 suggestions which are hypothetical, vague, based on inconclusive
187 justification or deal with generalities; (13) suggestions concerning the
188 structure of lottery games conducted by the Connecticut Lottery
189 Corporation, including, but not limited to, game design, prize patterns,
190 draw dates and draw frequency; (14) any suggestion made by the
191 agency suggestion coordinator or agency or department head; (15)
192 suggestions concerning a practice that is an alleged gross waste of funds
193 that the suggesting employee participated in committing; and (16) any
194 suggestion resulting in less than ten thousand dollars in estimated
195 savings to the agency.

196 Sec. 10. Subsection (a) of section 9-368c of the general statutes is
197 repealed and the following is substituted in lieu thereof (*Effective from*
198 *passage*):

199 (a) No person shall intentionally misrepresent the contents of a
200 petition circulated under this title. [9.]

201 Sec. 11. Subdivision (9) of subsection (c) of section 17b-28 of the 2020
202 supplement to the general statutes is repealed and the following is
203 substituted in lieu thereof (*Effective from passage*):

204 (9) A member of the Commission on Women, Children, Seniors,
205 Equity and Opportunity, designated by the executive director of said

206 commission;

207 Sec. 12. Subdivision (1) of subsection (a) of section 21a-7 of the general
208 statutes is repealed and the following is substituted in lieu thereof
209 (*Effective from passage*):

210 (1) Each board or commission shall exercise its statutory functions,
211 including licensing, certification, registration, accreditation of schools
212 and the rendering of findings, orders and adjudications. With the
213 exception of the Liquor Control Commission, any exercise of such
214 functions by such a board or commission that is adverse to a party shall
215 be a proposed final decision and subject to approval, modification or
216 rejection by the commissioner.

217 Sec. 13. Subsection (b) of section 21a-7 of the general statutes is
218 repealed and the following is substituted in lieu thereof (*Effective from*
219 *passage*):

220 (b) With the exception of the Liquor Control Commission, each board
221 or commission within the Department of Consumer Protection under
222 section 21a-6 that makes a proposed final decision that is adverse to a
223 party as described in subdivision (1) of subsection (a) of this section,
224 shall submit such proposed final decision to the Commissioner of
225 Consumer Protection. Not later than thirty calendar days after receipt of
226 any such proposed final decision, the Commissioner of Consumer
227 Protection shall notify such board or commission that the commissioner
228 shall render the final decision concerning such matter. Not later than
229 thirty days after receipt of any such proposed final decision, the
230 commissioner shall approve, modify or reject the proposed final
231 decision or remand the proposed final decision for further review or for
232 the taking of additional evidence. The commissioner shall notify the
233 board or commission in writing of the commissioner's decision and
234 include in such notification the rationale for such decision. The decision
235 of the commissioner shall be the final decision in accordance with
236 section 4-180 for purposes of reconsideration in accordance with section
237 4-181a or appeal to the Superior Court in accordance with section 4-183.

238 Sec. 14. Subsection (b) of section 32-58b of the general statutes is
239 repealed and the following is substituted in lieu thereof (*Effective from*
240 *passage*):

241 (b) The Governor, in consultation with the Commissioner of
242 Economic and Community Development, shall appoint an executive
243 director, in accordance with the provisions of sections 4-5 to 4-8,
244 inclusive, as amended by this act, to manage the daily activities and
245 duties of the Office of Military Affairs. The executive director shall have
246 the necessary qualifications to perform the duties of said office,
247 including, but not limited to, having prior military experience, and
248 having attained the rank of a field grade or senior officer within a branch
249 of the armed forces. The Governor shall give preference to any person
250 with the necessary training and experience who has served in the Navy
251 or who has knowledge or prior experience with the federal Base
252 Realignment and Closure or "BRAC" process. Within available
253 appropriations, the executive director shall: (1) Appoint, employ and
254 remove such assistants, employees and personnel as deemed necessary
255 for the efficient and effective administration of the activities of the office;
256 (2) coordinate state and local efforts to prevent the closure or
257 downsizing of Connecticut military facilities, particularly United States
258 Naval Submarine Base-New London, located in Groton; (3) maximize
259 the state's input into the federal Base Realignment and Closure or
260 "BRAC" process, including, but not limited to, (A) acting as liaison to the
261 state's congressional delegation on defense, military and BRAC issues,
262 and (B) coordinating the activities of consultants hired by the state to
263 assist in monitoring activities related to BRAC; (4) encourage the
264 relocation of military missions to the state; (5) coordinate state and local
265 efforts to enhance the quality of life of all branches of military personnel
266 stationed in or deploying from Connecticut and their families living or
267 working in Connecticut; (6) review and make recommendations for
268 state policies that affect Connecticut's military facilities and defense and
269 homeland security industries; (7) coordinate state, regional and local
270 efforts to encourage the growth of Connecticut's defense and homeland
271 security industry; (8) serve as an advocate for service members and their

272 families to other state agencies; (9) initiate and sustain collaborative
 273 partnerships with local military commanders; (10) consult with the
 274 Department of Economic and Community Development on proposed
 275 financial assistance agreements with defense and homeland security
 276 firms; and (11) prepare and submit a report of activities, findings and
 277 recommendations annually to the Governor and the joint standing
 278 committees of the General Assembly having cognizance of matters
 279 relating to commerce and public safety, in accordance with the
 280 provisions of section 11-4a.

281 Sec. 15. Section 46a-131 of the general statutes is repealed. (*Effective*
 282 *from passage*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	2-111(b)(1)
Sec. 2	<i>from passage</i>	2-129
Sec. 3	<i>July 1, 2022</i>	4-5
Sec. 4	<i>July 1, 2020</i>	4-38c
Sec. 5	<i>July 1, 2022</i>	4-38c
Sec. 6	<i>from passage</i>	4-67o
Sec. 7	<i>from passage</i>	4-67x(a)
Sec. 8	<i>from passage</i>	4a-60j
Sec. 9	<i>from passage</i>	5-263b(f)
Sec. 10	<i>from passage</i>	9-368c(a)
Sec. 11	<i>from passage</i>	17b-28(c)(9)
Sec. 12	<i>from passage</i>	21a-7(a)(1)
Sec. 13	<i>from passage</i>	21a-7(b)
Sec. 14	<i>from passage</i>	32-58b(b)
Sec. 15	<i>from passage</i>	Repealer section

Statement of Purpose:

To make technical revisions to the statutes concerning government administration and elections.

[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.]