



General Assembly

February Session, 2020

Raised Bill No. 489

LCO No. 2792



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

AN ACT CONCERNING QUASI-PUBLIC AGENCY TRANSPARENCY.

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

1 Section 1. (NEW) (*Effective October 1, 2020, and applicable to contracts*
2 *entered into or renewed on or after said date*) (a) For the purposes of this
3 section, (1) "quasi-public agency" has the same meaning as provided in
4 section 1-120 of the general statutes, and (2) "separation agreement"
5 means an agreement to pay less than fifty thousand dollars to an
6 employee who resigns or retires from employment with a quasi-public
7 agency (A) for the purposes of avoiding costs associated with potential
8 litigation related to such employment, or (B) pursuant to a
9 nondisparagement agreement.

10 (b) On and after October 1, 2020, each quasi-public agency shall
11 submit a copy of all (1) separation agreements, and (2) contracts with an
12 annual cost of over one million dollars or a duration of five years or
13 greater, to the Attorney General for review and comment prior to
14 entering into or renewing any such agreement or contract. As used in
15 this subsection, "contract" means any employment contract or

16 consulting contract that a quasi-public agency intends to enter into or
17 renew.

18 (c) On and after October 1, 2020, any quasi-public agency that intends
19 to enter into or renew a contract with a value of more than one million
20 dollars shall provide notice and an opportunity for public comment on
21 such contract at least two weeks prior to entering into or renewing such
22 contract. As used in this subsection, "contract" means a construction
23 contract or consulting contract, but excludes an employment contract.

24 Sec. 2. (NEW) (*Effective July 1, 2020*) (a) For the purposes of this
25 section, "quasi-public agency" and "procedure" have the same meanings
26 as provided in section 1-120 of the general statutes.

27 (b) The Commissioner of Administrative Services shall examine
28 operating procedures and practices of existing quasi-public agencies.
29 Not later than January 1, 2021, the Commissioner of Administrative
30 Services shall develop and publish on the Department of Administrative
31 Services' Internet web site model rules of procedure regarding
32 governance, organization and procurement that are based on the best
33 practices of existing quasi-public agencies and which may be adopted
34 by quasi-public agencies. Such model rules shall include, but need not
35 be limited to, rules concerning: (1) Adopting an annual budget and plan
36 of operations; (2) hiring, dismissing, promoting and compensating
37 employees of the quasi-public agency; (3) adopting an affirmative action
38 policy; (4) acquiring personal property and personal services; (5)
39 contracting for financial, legal and other professional services; (6)
40 issuing bonds for the purpose of refunding or refinancing existing debt
41 of the quasi-public agency as required by the terms of such existing debt
42 and retiring bonds, bond anticipation notes and other obligations of the
43 quasi-public agency; and (7) using funds from state and other grants.
44 The commissioner shall update such model rules as necessary.

45 Sec. 3. (NEW) (*Effective July 1, 2020*) Any quasi-public agency, as
46 defined in section 1-120 of the general statutes, established on or after
47 July 1, 2020, shall (1) adopt rules of procedure, as defined in section 1-

48 120 of the general statutes, setting forth its organization and governance,
49 (2) create a written chart setting forth the hierarchy of supervisory and
50 nonsupervisory staff and other members of the quasi-public agency, (3)
51 establish a budget, and (4) establish an accounting methodology using
52 software that incorporates commonly accepted accounting standards.
53 Not later than six months after a quasi-public agency is established, the
54 quasi-public agency shall submit a status report summarizing the quasi-
55 public agency's progress on complying with the provisions of this
56 section, in accordance with the provisions of section 11-4a of the general
57 statutes, to the joint standing committees of the General Assembly
58 having cognizance of matters relating to such quasi-public agency and
59 government administration.

60 Sec. 4. (NEW) (*Effective October 1, 2020*) (a) For the purposes of this
61 section, "quasi-public agency" has the same meaning as provided in
62 section 1-120 of the general statutes and "appointing authority" means
63 the person or body authorized to make an appointment pursuant to a
64 provision of the general statutes.

65 (b) Notwithstanding any provision of the general statutes, if a
66 vacancy occurs on the board of a quasi-public agency and (1) the board
67 has notified the appointing authority of such vacancy at least three
68 months after the occurrence of such vacancy, and (2) the appointment
69 remains unfilled by the appointing authority for a period greater than
70 six months after receipt of such notice, a quorum of the membership of
71 such board may fill such vacancy by voting to appoint a person who
72 satisfies the qualifications set forth in the authorizing statute to fill such
73 vacancy for the remainder of the term. Any subsequent appointment
74 shall be filled in the manner set forth in the authorizing statute, unless
75 the provisions of this section are applicable.

76 Sec. 5. (NEW) (*Effective October 1, 2020*) Any quasi-public agency, as
77 defined in section 1-120 of the general statutes, that receives notice that
78 it is the subject of a state or federal regulatory or criminal investigation
79 or that receives a subpoena relating to a criminal matter shall notify the
80 joint standing committee of the General Assembly having cognizance of

81 matters relating to such quasi-public agency, or if none, the joint
82 standing committee of the General Assembly having cognizance of
83 matters relating to government administration, not later than fifteen
84 days after receiving such notice or subpoena. Such notification may be
85 in electronic form.

86 Sec. 6. Section 1-123 of the general statutes is repealed and the
87 following is substituted in lieu thereof (*Effective July 1, 2020*):

88 (a) The board of directors of each quasi-public agency shall annually
89 submit a report to the Governor and the Auditors of Public Accounts.
90 Such report shall include, but need not be limited to, the following: (1)
91 A list of all bond issues for the preceding fiscal year, including, for each
92 such issue, the financial advisor and underwriters, whether the issue
93 was competitive, negotiated or privately placed, and the issue's face
94 value and net proceeds; (2) a list of all projects other than those
95 pertaining to owner-occupied housing or student loans receiving
96 financial assistance during the preceding fiscal year, including each
97 project's purpose, location, and the amount of funds provided by the
98 agency; (3) a list of all outside individuals and firms receiving in excess
99 of five thousand dollars in the form of loans, grants or payments for
100 services, except for individuals receiving loans for owner-occupied
101 housing and education; (4) a complete set of financial statements; (5) the
102 cumulative value of all bonds issued, the value of outstanding bonds,
103 and the amount of the state's contingent liability; (6) the affirmative
104 action policy statement, a description of the composition of the agency's
105 work force by race, sex, and occupation and a description of the agency's
106 affirmative action efforts; and (7) a description of planned activities for
107 the current fiscal year.

108 (b) For the quarter commencing July 1, 2010, and for each quarter
109 thereafter, the board of directors of each quasi-public agency shall
110 submit a report to the Office of Fiscal Analysis. Such report shall
111 include, but not be limited to, for each fund and account of the agency:
112 (1) The beginning fiscal year balance; (2) all funds expended and all
113 revenue collected by the end of the quarter; and (3) total expenditures

114 and revenues estimated at the end of the fiscal year. For the purposes of
115 this subsection, "expenditures" and "revenues" have the same meaning
116 as provided in section 4-69.

117 (c) For the quarter commencing July 1, 2010, and for each quarter
118 thereafter, the board of directors of each quasi-public agency shall
119 submit a personnel status report to the Office of Fiscal Analysis. Such
120 report shall include, but not be limited to: (1) The total number of
121 employees by the end of the quarter; (2) the positions vacated and the
122 positions filled by the end of the quarter; and (3) the positions estimated
123 to be vacant and the positions estimated to be filled at the end of the
124 fiscal year.

125 (d) (1) On or before January 15, 2021, and annually thereafter, the
126 board of directors of each quasi-public agency shall submit a report, in
127 accordance with the provisions of section 11-4a, on the salaries of all of
128 its employees to (A) the Comptroller, (B) the Office of Fiscal Analysis,
129 and (C) the joint standing committee of the General Assembly having
130 cognizance of matters relating to such quasi-public agency.

131 (2) Not less than thirty days prior to any action by the board of
132 directors on a proposed increase in salary for an employee, excluding
133 any increase due to a promotion, the board of directors of the quasi-
134 public agency shall submit notice of the proposed change in salary to
135 the joint standing committee of the General Assembly having
136 cognizance of matters relating to such quasi-public agency, or if none,
137 to the joint standing committee of the General Assembly having
138 cognizance of matters relating to appropriations and the budgets of state
139 agencies. As used in this subdivision, "increase in salary" means an
140 increase that (A) will result in a salary exceeding two hundred thousand
141 dollars a year, or (B) is equivalent to an increase of more than five per
142 cent.

143 (e) On or before January 15, 2021, and biennially thereafter, the board
144 of directors of each quasi-public agency shall submit a report to the joint
145 standing committee of the General Assembly having cognizance of

146 matters relating to such quasi-public agency, or if none, to the joint
147 standing committee of the General Assembly having cognizance of
148 matters relating to government administration, in accordance with the
149 provisions of section 11-4a. Not later than August 1, 2020, the Secretary
150 of the Office of Policy and Management shall adopt guidelines
151 concerning the content and format of such report and shall mail a copy
152 of such guidelines to each quasi-public agency. Not later than thirty
153 days after receipt of such report or the commencement of the regular
154 session of the General Assembly, whichever is later, the joint standing
155 committee of the General Assembly having cognizance of matters
156 relating to the quasi-public agency submitting the report, or if none, the
157 joint standing committee of the General Assembly having cognizance of
158 matters relating to government administration, shall hold a public
159 hearing concerning such report. A representative of the quasi-public
160 agency shall appear at such hearing to answer any questions of the
161 committee members.

162 Sec. 7. (NEW) (*Effective July 1, 2020*) Notwithstanding any provision
163 of the general statutes, the Secretary of the Office of Policy and
164 Management, or the secretary's designee, shall be an ex-officio member
165 of any finance committee formed by a quasi-public agency, as defined
166 in section 1-120 of the general statutes. Any such finance committee shall
167 notify the secretary electronically not less than seven days prior to any
168 scheduled meeting of the committee.

169 Sec. 8. Subsection (i) of section 1-84 of the general statutes is repealed
170 and the following is substituted in lieu thereof (*Effective October 1, 2020*):

171 (i) (1) No public official or state employee or member of the official
172 or employee's immediate family or a business with which he is
173 associated shall enter into any contract with the state, valued at one
174 hundred dollars or more, other than a contract (A) of employment as a
175 state employee, (B) with the Technical Education and Career System for
176 students enrolled in a school in the system to perform services in
177 conjunction with vocational, technical, technological or postsecondary
178 education and training any such student is receiving at a school in the

179 system, subject to the review process under subdivision (2) of this
180 subsection, (C) with a public institution of higher education to support
181 a collaboration with such institution to develop and commercialize any
182 invention or discovery, or (D) pursuant to a court appointment, unless
183 the contract has been awarded through an open and public process,
184 including prior public offer and subsequent public disclosure of all
185 proposals considered and the contract awarded. In no event shall an
186 executive head of an agency, as defined in section 4-166, including a
187 commissioner of a department, or an executive head of a quasi-public
188 agency, as defined in section 1-79, or the executive head's immediate
189 family or a business with which he is associated enter into any contract
190 with that agency or quasi-public agency. Nothing in this subsection
191 shall be construed as applying to any public official who is appointed as
192 a member of the executive branch [or as a member or director of a quasi-
193 public agency] and who receives no compensation other than per diem
194 payments or reimbursement for actual or necessary expenses, or both,
195 incurred in the performance of the public official's duties unless such
196 public official has authority or control over the subject matter of the
197 contract. Any contract made in violation of this subsection shall be
198 voidable by a court of competent jurisdiction if the suit is commenced
199 not later than one hundred eighty days after the making of the contract.

200 (2) The superintendent of the Technical Education and Career System
201 shall establish an open and transparent process to review any contract
202 entered into under subparagraph (B) of subdivision (1) of this
203 subsection.

204 Sec. 9. Subsection (h) of section 2-90 of the general statutes is repealed
205 and the following is substituted in lieu thereof (*Effective October 1, 2020*):

206 (h) Where there are statutory or common law requirements of
207 confidentiality with regard to such records and accounts or
208 examinations of nongovernmental entities which are maintained by a
209 state agency, including, but not limited to, privilege by reason of an
210 attorney-client relationship, such requirements of confidentiality and
211 the penalties for the violation thereof shall apply to the auditors and to

212 their authorized representatives in the same manner and to the same
213 extent as such requirements of confidentiality and penalties apply to
214 such state agency. Any disclosure under this subsection of information
215 that is privileged by reason of an attorney-client relationship shall not
216 constitute a waiver of the privilege. In addition, the portion of (1) any
217 audit or report prepared by the Auditors of Public Accounts that
218 concerns the internal control structure of a state information system or
219 the identity of an employee who provides information regarding
220 alleged fraud or weaknesses in the control structure of a state agency
221 that may lead to fraud, or (2) any document that may reveal the identity
222 of such employee, shall not be subject to disclosure under the Freedom
223 of Information Act, as defined in section 1-200.

224 Sec. 10. Section 52-146r of the general statutes is repealed and the
225 following is substituted in lieu thereof (*Effective October 1, 2020*):

226 (a) As used in this section:

227 (1) "Authorized representative" means an individual empowered by
228 a public agency to assert the confidentiality of communications that are
229 privileged under this section;

230 (2) "Confidential communications" means all oral and written
231 communications transmitted in confidence between a public official or
232 employee of a public agency acting in the performance of his or her
233 duties or within the scope of his or her employment and a government
234 attorney relating to legal advice sought by the public agency or a public
235 official or employee of such public agency from that attorney, and all
236 records prepared by the government attorney in furtherance of the
237 rendition of such legal advice;

238 (3) "Government attorney" means a person admitted to the bar of this
239 state and employed by a public agency or retained by a public agency
240 or public official to provide legal advice to the public agency or a public
241 official or employee of such public agency; and

242 (4) "Public agency" means "public agency" as defined in section 1-200.

243 (b) In any civil or criminal case or proceeding or in any legislative or
244 administrative proceeding, all confidential communications shall be
245 privileged and a government attorney shall not disclose any such
246 communications unless an authorized representative of the public
247 agency consents to waive the privilege and allow such disclosure. In any
248 legislative proceeding, the disclosure by a government attorney who
249 represents a quasi-public agency, as defined in section 1-120, of
250 confidential communications to a joint standing committee of the
251 General Assembly conducting an investigation under section 2-46 shall
252 not constitute a waiver of the privilege and such confidential
253 communications shall not be subject to disclosure under the Freedom of
254 Information Act, as defined in section 1-200.

255 Sec. 11. Subsection (b) of section 32-35 of the general statutes is
256 repealed and the following is substituted in lieu thereof (*Effective July 1,*
257 *2020*):

258 (b) The corporation shall be governed by a board of seventeen
259 directors. Nine members shall be appointed by the Governor, six of
260 whom shall be knowledgeable, and have favorable reputations for skill,
261 knowledge and experience, in the development of innovative start-up
262 businesses, including, but not limited to, expertise in academic research,
263 technology transfer and application, the development of technological
264 invention and new enterprise development and three of whom shall be
265 knowledgeable, and have favorable reputations for skill, knowledge
266 and experience, in the field of financial lending or the development of
267 commerce, trade and business. Four members shall be the
268 Commissioner of Economic and Community Development, the
269 president of the Connecticut State Colleges and Universities, the
270 Treasurer and the Secretary of the Office of Policy and Management,
271 who shall serve ex officio and shall have all of the powers and privileges
272 of a member of the board of directors. Each ex-officio member may
273 designate his deputy or any member of his staff to represent him at
274 meetings of the corporation with full power to act and vote in his behalf.
275 Four members shall be appointed as follows: One by the president pro
276 tempore of the Senate, one by the minority leader of the Senate, one by

277 the speaker of the House of Representatives and one by the minority
278 leader of the House of Representatives. Each member appointed by the
279 Governor shall serve at the pleasure of the Governor but no longer than
280 the term of office of the Governor or until the member's successor is
281 appointed and qualified, whichever is longer. Each member appointed
282 by a member of the General Assembly shall serve in accordance with
283 the provisions of section 4-1a. A director shall be eligible for
284 reappointment. The Governor shall fill any vacancy for the unexpired
285 term of a member appointed by the Governor. The appropriate
286 legislative appointing authority shall fill any vacancy for the unexpired
287 term of a member appointed by such authority. Any appointed member
288 who fails to attend three consecutive meetings or who fails to attend
289 fifty per cent of all meetings held during any calendar year shall be
290 deemed to have resigned from the board.

291 Sec. 12. Subsection (a) of section 10a-179 of the 2020 supplement to
292 the general statutes is repealed and the following is substituted in lieu
293 thereof (*Effective July 1, 2020*):

294 (a) There is created a body politic and corporate to be known as the
295 "State of Connecticut Health and Educational Facilities Authority". Said
296 authority is constituted a public instrumentality and political
297 subdivision of the state and the exercise by the authority of the powers
298 conferred by this chapter shall be deemed and held to be the
299 performance of an essential public and governmental function.
300 Notwithstanding the provisions of the general statutes or any public or
301 special act, the board of directors of said authority shall consist of ten
302 members, two of whom shall be the Secretary of the Office of Policy and
303 Management and the State Treasurer, ex officio, and eight of whom shall
304 be residents of the state appointed by the Governor, not more than four
305 of such appointed members to be members of the same political party.
306 Three of the appointed members shall be current or retired trustees,
307 directors, officers or employees of institutions for higher education, two
308 of the appointed members shall be current or retired trustees, directors,
309 officers or employees of health care institutions and one of such
310 appointed members shall be a person having a favorable reputation for

311 skill, knowledge and experience in state and municipal finance, either
312 as a member of the financial business industry or as an officer or
313 employee of an insurance company or bank whose duties relate to the
314 purchase of state and municipal securities as an investment and to the
315 management and control of a state and municipal securities portfolio.
316 On or before the first day of July, annually, the Governor shall appoint
317 a member or members to succeed those whose terms expire, each for a
318 term of five years and until a successor is appointed and has qualified.
319 The Governor shall fill any vacancy for the unexpired term. A member
320 of the board shall be eligible for reappointment. Any member of the
321 board may be removed by the Governor for misfeasance, malfeasance
322 or wilful neglect of duty. Each member of the board shall take and
323 subscribe the oath or affirmation required by article XI, section 1, of the
324 State Constitution prior to assuming such office. A record of each such
325 oath shall be filed in the office of the Secretary of the State. Each ex-
326 officio member may designate a deputy or any member of such
327 member's staff to represent him or her as a member at meetings of the
328 board with full power to act and vote in his or her behalf. Any appointed
329 member who fails to attend three consecutive meetings or who fails to
330 attend fifty per cent of all meetings held during any calendar year shall
331 be deemed to have resigned from the board.

332 Sec. 13. Subsection (b) of section 10a-179a of the general statutes is
333 repealed and the following is substituted in lieu thereof (*Effective July 1,*
334 *2020*):

335 (b) The Connecticut Higher Education Supplemental Loan Authority
336 shall be governed by a board of directors consisting of the following
337 nine members: (1) The State Treasurer, or the Treasurer's designee, who
338 shall serve as an ex-officio voting member; (2) the Secretary of the Office
339 of Policy and Management, or the secretary's designee, who shall serve
340 as an ex-officio voting member; (3) the president of the Connecticut State
341 Colleges and Universities, or the president's designee, who shall serve
342 as an ex-officio voting member; (4) the chairperson of the board of
343 directors of the Connecticut Health and Educational Facilities
344 Authority; (5) the executive director of the Connecticut Health and

345 Educational Facilities Authority; (6) two residents of the state, each of
346 whom is an active or retired trustee, director, officer or employee of a
347 Connecticut institution for higher education, appointed by the board of
348 directors of the Connecticut Health and Educational Facilities
349 Authority; (7) a resident of this state with a favorable reputation for skill,
350 knowledge and experience in the higher education loan field, appointed
351 by the board of directors of the Connecticut Health and Educational
352 Facilities Authority; and (8) a resident of this state with a favorable
353 reputation for skill, knowledge and experience in either the higher
354 education loan field or in state and municipal finance, appointed by the
355 board of directors of the Connecticut Health and Educational Facilities
356 Authority. Of the four appointed members, not more than two may be
357 members of the same political party. One appointed member shall serve
358 until the earlier of July 1, 2017, or, if such person was a member of the
359 Connecticut Higher Education Supplemental Loan Authority board on
360 June 30, 2012, the date on which such member's then current term was
361 originally scheduled to end. One appointed member shall serve until the
362 earlier of July 1, 2018, or, if such person was a member of the
363 Connecticut Higher Education Supplemental Loan Authority board on
364 June 30, 2012, the date on which such member's then current term was
365 originally scheduled to end. Except as provided in this subsection and
366 notwithstanding the original date of expiration of the term of any person
367 who is an appointed member of the Connecticut Higher Education
368 Supplemental Loan Authority board on June 30, 2012, the term of all
369 such persons shall expire on July 1, 2012. The Connecticut Health and
370 Educational Facilities Authority board shall appoint a member or
371 members each for a term of six years or until his or her successor is
372 appointed and has qualified to succeed the members whose terms
373 expire. Said authority board shall fill any vacancy for the unexpired
374 term. A member of the Connecticut Higher Education Supplemental
375 Loan Authority board shall be eligible for reappointment. Any member
376 of the Connecticut Higher Education Supplemental Loan Authority
377 board may be removed by the appointing authority for misfeasance,
378 malfeasance or wilful neglect of duty. Each member of the Connecticut
379 Higher Education Supplemental Loan Authority board before entering

380 upon his or her duties shall take and subscribe the oath or affirmation
381 required by section 1 of article eleventh of the State Constitution. A
382 record of each such oath shall be filed in the office of the Secretary of the
383 State. Any appointed member who fails to attend three consecutive
384 meetings or who fails to attend fifty per cent of all meetings held during
385 any calendar year shall be deemed to have resigned from the board.

386 Sec. 14. Subsection (a) of section 8-244 of the 2020 supplement to the
387 general statutes is repealed and the following is substituted in lieu
388 thereof (*Effective July 1, 2020*):

389 (a) There is created a body politic and corporate to be known as the
390 "Connecticut Housing Finance Authority". Said authority is constituted
391 a public instrumentality and political subdivision of this state and the
392 exercise by the authority of the powers conferred by this chapter shall
393 be deemed and held to be the performance of an essential public and
394 governmental function. The Connecticut Housing Finance Authority
395 shall not be construed to be a department, institution or agency of the
396 state. The board of directors of the authority shall consist of sixteen
397 members as follows: (1) The Commissioner of Economic and
398 Community Development, the Commissioner of Housing, the Secretary
399 of the Office of Policy and Management, the Banking Commissioner and
400 the State Treasurer, ex officio, or their designees, with the right to vote,
401 (2) seven members to be appointed by the Governor, and (3) four
402 members appointed as follows: One by the president pro tempore of the
403 Senate, one by the speaker of the House of Representatives, one by the
404 minority leader of the Senate and one by the minority leader of the
405 House of Representatives. The member initially appointed by the
406 speaker of the House of Representatives shall serve a term of five years;
407 the member initially appointed by the president pro tempore of the
408 Senate shall serve a term of four years. The members initially appointed
409 by the Senate minority leader shall serve a term of three years. The
410 member initially appointed by the minority leader of the House of
411 Representatives shall serve a term of two years. Thereafter, each
412 member appointed by a member of the General Assembly shall serve a
413 term of five years. The members appointed by the Governor and the

414 members of the General Assembly shall be appointed in accordance
 415 with section 4-9b and among them be experienced in all aspects of
 416 housing, including housing design, development, finance, management
 417 and state and municipal finance, and at least one of whom shall be
 418 selected from among the officers or employees of the state. At least one
 419 shall have experience in the provision of housing to very low, low and
 420 moderate income families. On or before July first, annually, the
 421 Governor shall appoint a member for a term of five years from said July
 422 first to succeed the member whose term expires and until such
 423 member's successor has been appointed, except that in 1974 and 1995
 424 and quinquennially thereafter, the Governor shall appoint two
 425 members. The chairperson of the board shall be appointed by the
 426 Governor. The board shall annually elect one of its appointed members
 427 as vice-chairperson of the board. Members shall receive no
 428 compensation for the performance of their duties hereunder but shall be
 429 reimbursed for necessary expenses incurred in the performance thereof.
 430 The Governor or appointing member of the General Assembly, as the
 431 case may be, shall fill any vacancy for the unexpired term. A member of
 432 the board shall be eligible for reappointment. Any member of the board
 433 may be removed by the Governor or appointing member of the General
 434 Assembly, as the case may be, for misfeasance, malfeasance or wilful
 435 neglect of duty. Each member of the board before entering upon such
 436 member's duties shall take and subscribe the oath of affirmation
 437 required by article XI, section 1, of the State Constitution. A record of
 438 each such oath shall be filed in the office of the Secretary of the State.
 439 Each ex-officio member may designate such member's deputy or any
 440 member of such member's staff to represent such member at meetings
 441 of the board with full power to act and vote on such member's behalf.
 442 Any appointed member who fails to attend three consecutive meetings
 443 or who fails to attend fifty per cent of all meetings held during any
 444 calendar year shall be deemed to have resigned from the board.

445 Sec. 15. Subdivision (3) of subsection (b) of section 12-802 of the
 446 general statutes is repealed and the following is substituted in lieu
 447 thereof (*Effective July 1, 2020*):

448 (3) Any appointed director shall be eligible for reappointment. The
449 Commissioner of Consumer Protection shall not serve as a director. Any
450 appointed director who fails to attend three consecutive meetings or
451 who fails to attend fifty per cent of all meetings held during any
452 calendar year shall be deemed to have resigned from the board. Any
453 director may be removed by order of the Superior Court upon
454 application of the Attorney General for misfeasance, malfeasance or
455 wilful neglect of duty. Such actions shall be tried to the court without a
456 jury and shall be privileged in assignment for hearing. If the court, after
457 hearing, finds there is clear and convincing evidence of such
458 misfeasance, malfeasance or wilful neglect of duty it shall order the
459 removal of such director. Any director so removed shall not be
460 reappointed to the board.

461 Sec. 16. Subdivision (1) of subsection (e) of section 16-245n of the
462 general statutes is repealed and the following is substituted in lieu
463 thereof (*Effective July 1, 2020*):

464 (e) (1) The powers of the Connecticut Green Bank shall be vested in
465 and exercised by a board of directors, which shall consist of eleven
466 voting and two nonvoting members each with knowledge and expertise
467 in matters related to the purpose and activities of said bank appointed
468 as follows: The Treasurer or the Treasurer's designee, the Commissioner
469 of Energy and Environmental Protection or the commissioner's designee
470 and the Commissioner of Economic and Community Development or
471 the commissioner's designee, each serving ex officio, one member who
472 shall represent a residential or low-income group appointed by the
473 speaker of the House of Representatives for a term of four years, one
474 member who shall have experience in investment fund management
475 appointed by the minority leader of the House of Representatives for a
476 term of three years, one member who shall represent an environmental
477 organization appointed by the president pro tempore of the Senate for
478 a term of four years, and one member who shall have experience in the
479 finance or deployment of renewable energy appointed by the minority
480 leader of the Senate for a term of four years. Thereafter, such members
481 of the General Assembly shall appoint members of the board to succeed

482 such appointees whose terms expire and each member so appointed
 483 shall hold office for a period of four years from the first day of July in
 484 the year of his or her appointment. The Governor shall appoint four
 485 members to the board as follows: Two for two years who shall have
 486 experience in the finance of renewable energy; one for four years who
 487 shall be a representative of a labor organization; and one who shall have
 488 experience in research and development or manufacturing of clean
 489 energy. Thereafter, the Governor shall appoint members of the board to
 490 succeed such appointees whose terms expire and each member so
 491 appointed shall hold office for a period of four years from the first day
 492 of July in the year of his or her appointment. Any appointed member
 493 who fails to attend three consecutive meetings or who fails to attend
 494 fifty per cent of all meetings held during any calendar year shall be
 495 deemed to have resigned from the board. The president of the
 496 Connecticut Green Bank shall be elected by the members of the board.
 497 The president of the Connecticut Green Bank shall serve on the board in
 498 an ex-officio, nonvoting capacity. The Governor shall appoint the
 499 chairperson of the board. The board shall elect from its members a vice
 500 chairperson and such other officers as it deems necessary and shall
 501 adopt such bylaws and procedures it deems necessary to carry out its
 502 functions. The board may establish committees and subcommittees as
 503 necessary to conduct its business.

504 Sec. 17. Subsections (b) and (c) of section 31-417 of the general statutes
 505 are repealed and the following is substituted in lieu thereof (*Effective July*
 506 *1, 2020*):

507 (b) The powers of the authority shall be vested in and exercised by a
 508 board of directors, which shall consist of fifteen voting members, each a
 509 resident of the state, (1) the State Treasurer who shall serve as an ex-
 510 officio voting member; (2) the State Comptroller who shall serve as an
 511 ex-officio voting member; (3) the Secretary of the Office of Policy and
 512 Management who shall serve as an ex-officio voting member; (4) the
 513 Banking Commissioner who shall serve as an ex-officio voting member;
 514 (5) the Labor Commissioner who shall serve as an ex-officio voting
 515 member; (6) one appointed by the speaker of the House of

516 Representatives, who shall have a favorable reputation for skill,
517 knowledge and experience in the interests of the needs of aging
518 population; (7) one appointed by the majority leader of the House of
519 Representatives, who shall have a favorable reputation for skill,
520 knowledge and experience in the interests of small employers in
521 retirement savings; (8) one appointed by the minority leader of the
522 House of Representatives, who shall have a favorable reputation for
523 skill, knowledge and experience in the interests of retirement
524 investment products; (9) one appointed by the president pro tempore of
525 the Senate, who shall have a favorable reputation for skill, knowledge
526 and experience in the interests of employees in retirement savings; (10)
527 one appointed by the majority leader of the Senate, who shall have a
528 favorable reputation for skill, knowledge and experience in retirement
529 plan designs; (11) one appointed by the minority leader of the Senate,
530 who shall have a favorable reputation for skill, knowledge and
531 experience in the interests of retirement plan brokers; and (12) four
532 appointed by the Governor, one who shall have a favorable reputation
533 for skill, knowledge and experience in matters regarding the federal
534 Employment Retirement Income Security Act of 1974, as amended from
535 time to time, or the Internal Revenue Code of 1986 or any subsequent
536 corresponding internal revenue code of the United States, as amended
537 from time to time, one who shall have a favorable reputation for skill,
538 knowledge and experience in annuity products, one who shall have a
539 favorable reputation for skill, knowledge and experience in retirement
540 investment products, and one who shall have a favorable reputation for
541 skill, knowledge and experience in actuarial science. Each member
542 appointed pursuant to subdivisions (6) to (12), inclusive, of this
543 subsection shall serve an initial term of four years. Thereafter, said
544 members of the General Assembly and the Governor shall appoint
545 members of the board to succeed such appointees whose terms expire
546 and each member so appointed shall hold office for a term of six years
547 from July first in the year of his or her appointment. Any appointed
548 member who fails to attend three consecutive meetings or who fails to
549 attend fifty per cent of all meetings held during any calendar year shall
550 be deemed to have resigned from the board.

551 (c) All initial appointments to the board shall be made not later than
 552 January 1, 2017. Any vacancy shall be filled by the appointing authority
 553 not later than thirty calendar days after the office becomes vacant. Any
 554 member previously appointed to the board may be reappointed.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2020, and applicable to contracts entered into or renewed on or after said date</i>	New section
Sec. 2	<i>July 1, 2020</i>	New section
Sec. 3	<i>July 1, 2020</i>	New section
Sec. 4	<i>October 1, 2020</i>	New section
Sec. 5	<i>October 1, 2020</i>	New section
Sec. 6	<i>July 1, 2020</i>	1-123
Sec. 7	<i>July 1, 2020</i>	New section
Sec. 8	<i>October 1, 2020</i>	1-84(i)
Sec. 9	<i>October 1, 2020</i>	2-90(h)
Sec. 10	<i>October 1, 2020</i>	52-146r
Sec. 11	<i>July 1, 2020</i>	32-35(b)
Sec. 12	<i>July 1, 2020</i>	10a-179(a)
Sec. 13	<i>July 1, 2020</i>	10a-179a(b)
Sec. 14	<i>July 1, 2020</i>	8-244(a)
Sec. 15	<i>July 1, 2020</i>	12-802(b)(3)
Sec. 16	<i>July 1, 2020</i>	16-245n(e)(1)
Sec. 17	<i>July 1, 2020</i>	31-417(b) and (c)

Statement of Purpose:

To impose additional reporting requirements on quasi-public agencies and to increase legislative and executive branch oversight of quasi-public agencies.

[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.]