



General Assembly

January Session, 2021

Substitute Bill No. 1013



* S B 0 1 0 1 3 G A E 0 3 3 0 2 1 *

**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
2 general statutes is repealed and the following is substituted in lieu
3 thereof (*Effective October 1, 2021*):

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 Section 2-129 of the general statutes is repealed and the
11 following is substituted in lieu thereof (*Effective October 1, 2021*):

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

18 "Commission on Women, Children, Seniors, Equity and Opportunity"
19 shall be substituted in lieu thereof.

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

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27 117, is repealed and the following is substituted in lieu thereof (*Effective*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

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

49 Sec. 4. Section 4-38c of the general statutes, as amended by section 7

50 of public act 17-237, section 287 of public act 17-2 of the June special
51 session, section 21 of public act 18-182 and section 284 of public act 19-
52 117, is repealed and the following is substituted in lieu thereof (*Effective*
53 *July 1, 2022*):

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

69 Sec. 5. Section 4-67o of the general statutes is repealed and the
70 following is substituted in lieu thereof (*Effective October 1, 2021*):

71 As used in this section [,] and sections 2-79e₂ [and] 4-67p and 4-67z:

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

79 (2) "Executive branch agency" means any agency listed in section 4-
80 38c, as amended by this act, except the Board of Regents for Higher

81 Education.

82 (3) "High value data" means any data that the department head
83 determines (A) is critical to the operation of an executive branch agency;
84 (B) can increase executive branch agency accountability and
85 responsiveness; (C) can improve public knowledge of the executive
86 branch agency and its operations; (D) can further the core mission of the
87 executive branch agency; (E) can create economic opportunity; (F) is
88 frequently requested by the public; (G) responds to a need and demand
89 as identified by the agency through public consultation; or (H) is used
90 to satisfy any legislative or other reporting requirements.

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

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

106 (6) "Protected data" means any data the public disclosure of which
107 would (A) violate federal or state laws or regulations; (B) endanger the
108 public health, safety or welfare; (C) hinder the operation of the federal,
109 state or municipal government, including criminal and civil
110 investigations; or (D) impose an undue financial, operational or
111 administrative burden on the executive branch agency. "Protected data"
112 includes any records not required to be disclosed pursuant to subsection

113 (b) of section 1-210.

114 Sec. 6. Subsection (a) of section 4-67x of the general statutes is
115 repealed and the following is substituted in lieu thereof (*Effective October*
116 *1, 2021*):

117 (a) There shall be a Child Poverty and Prevention Council consisting
118 of the following members or their designees: The Secretary of the Office
119 of Policy and Management, the president pro tempore of the Senate, the
120 speaker of the House of Representatives, the minority leader of the
121 Senate and the minority leader of the House of Representatives, the
122 Commissioners of Children and Families, Social Services, Correction,
123 Developmental Services, Mental Health and Addiction Services,
124 Transportation, Public Health, Education, Housing, Agriculture and
125 Economic and Community Development, the Labor Commissioner, the
126 Chief Court Administrator, the chairperson of the Board of Regents for
127 Higher Education, the Child Advocate, the executive directors of the
128 Office of Early Childhood, [and] the Commission on Human Rights and
129 Opportunities and [the executive director of] the Commission on
130 Women, Children, Seniors, Equity and Opportunity. [or a designee.]
131 The Secretary of the Office of Policy and Management, or the secretary's
132 designee, shall be the chairperson of the council. The council shall (1)
133 develop and promote the implementation of a ten-year plan, to begin
134 June 8, 2004, to reduce the number of children living in poverty in the
135 state by fifty per cent, and (2) within available appropriations, establish
136 prevention goals and recommendations and measure prevention
137 service outcomes in accordance with this section in order to promote the
138 health and well-being of children and families.

139 Sec. 7. Section 4a-60j of the general statutes is repealed and the
140 following is substituted in lieu thereof (*Effective October 1, 2021*):

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

145 Sec. 8. Subsection (f) of section 5-263b of the general statutes is
146 repealed and the following is substituted in lieu thereof (*Effective October*
147 *1, 2021*):

148 (f) Any suggestion that involves the following shall not be eligible for
149 an award under this section: (1) Deferred maintenance or replacement
150 of essential equipment and supplies; (2) individual employee
151 compensation or position classification; (3) personal grievances or
152 complaints; (4) suggestions that require a change to, or that conflict with,
153 federal or state law; (5) suggestions already submitted by another
154 employee; (6) matters resulting from an agency audit, study, survey,
155 review or research; (7) suggestions that involve correcting a condition
156 that exists because established procedures are not being followed; (8)
157 suggestions that constitute opinions only, and which cannot be
158 supported by demonstrating a better idea, and the need for same; (9)
159 suggestions concerning any matter subject to collective bargaining; (10)
160 suggestions circumventing competitive procurement procedures
161 provided by state law or policy; (11) suggestions which recommend or
162 require formal studies, surveys, investigation or similar research
163 activity to establish the benefits of a suggestion referred to; (12)
164 suggestions which are hypothetical, vague, based on inconclusive
165 justification or deal with generalities; (13) suggestions concerning the
166 structure of lottery games conducted by the Connecticut Lottery
167 Corporation, including, but not limited to, game design, prize patterns,
168 draw dates and draw frequency; (14) any suggestion made by the
169 agency suggestion coordinator or agency or department head; (15)
170 suggestions concerning a practice that is an alleged gross waste of funds
171 that the suggesting employee participated in committing; and (16) any
172 suggestion resulting in less than ten thousand dollars in estimated
173 savings to the agency.

174 Sec. 9. Subsection (a) of section 9-368c of the general statutes is
175 repealed and the following is substituted in lieu thereof (*Effective October*
176 *1, 2021*):

177 (a) No person shall intentionally misrepresent the contents of a

178 petition circulated under this title. [9.]

179 Sec. 10. Subdivision (9) of subsection (c) of section 17b-28 of the
180 general statutes is repealed and the following is substituted in lieu
181 thereof (*Effective October 1, 2021*):

182 (9) A member of the Commission on Women, Children, Seniors,
183 Equity and Opportunity, designated by the executive director of said
184 commission;

185 Sec. 11. Subdivision (1) of subsection (a) of section 21a-7 of the general
186 statutes is repealed and the following is substituted in lieu thereof
187 (*Effective October 1, 2021*):

188 (1) Each board or commission shall exercise its statutory functions,
189 including licensing, certification, registration, accreditation of schools
190 and the rendering of findings, orders and adjudications. With the
191 exception of the Liquor Control Commission, any exercise of such
192 functions by such a board or commission that is adverse to a party shall
193 be a proposed final decision and subject to approval, modification or
194 rejection by the commissioner.

195 Sec. 12. Subsection (b) of section 21a-7 of the general statutes is
196 repealed and the following is substituted in lieu thereof (*Effective October*
197 *1, 2021*):

198 (b) With the exception of the Liquor Control Commission, each board
199 or commission within the Department of Consumer Protection under
200 section 21a-6 that makes a proposed final decision that is adverse to a
201 party as described in subdivision (1) of subsection (a) of this section,
202 shall submit such proposed final decision to the Commissioner of
203 Consumer Protection. Not later than thirty calendar days after receipt of
204 any such proposed final decision, the Commissioner of Consumer
205 Protection shall notify such board or commission that the commissioner
206 shall render the final decision concerning such matter. Not later than
207 thirty days after receipt of any such proposed final decision, the
208 commissioner shall approve, modify or reject the proposed final

209 decision or remand the proposed final decision for further review or for
210 the taking of additional evidence. The commissioner shall notify the
211 board or commission in writing of the commissioner's decision and
212 include in such notification the rationale for such decision. The decision
213 of the commissioner shall be the final decision in accordance with
214 section 4-180 for purposes of reconsideration in accordance with section
215 4-181a or appeal to the Superior Court in accordance with section 4-183.

216 Sec. 13. Subsection (b) of section 32-58b of the general statutes is
217 repealed and the following is substituted in lieu thereof (*Effective October*
218 *1, 2021*):

219 (b) The Governor, in consultation with the Commissioner of
220 Economic and Community Development, shall appoint an executive
221 director, in accordance with the provisions of sections 4-5 to 4-8,
222 inclusive, as amended by this act, to manage the daily activities and
223 duties of the Office of Military Affairs. The executive director shall have
224 the necessary qualifications to perform the duties of said office,
225 including, but not limited to, having prior military experience, and
226 having attained the rank of a field grade or senior officer within a branch
227 of the armed forces. The Governor shall give preference to any person
228 with the necessary training and experience who has served in the Navy
229 or who has knowledge or prior experience with the federal Base
230 Realignment and Closure or "BRAC" process. Within available
231 appropriations, the executive director shall: (1) Appoint, employ and
232 remove such assistants, employees and personnel as deemed necessary
233 for the efficient and effective administration of the activities of the office;
234 (2) coordinate state and local efforts to prevent the closure or
235 downsizing of Connecticut military facilities, particularly United States
236 Naval Submarine Base-New London, located in Groton; (3) maximize
237 the state's input into the federal Base Realignment and Closure or
238 "BRAC" process, including, but not limited to, (A) acting as liaison to the
239 state's congressional delegation on defense, military and BRAC issues,
240 and (B) coordinating the activities of consultants hired by the state to
241 assist in monitoring activities related to BRAC; (4) encourage the

242 relocation of military missions to the state; (5) coordinate state and local
243 efforts to enhance the quality of life of all branches of military personnel
244 stationed in or deploying from Connecticut and their families living or
245 working in Connecticut; (6) review and make recommendations for
246 state policies that affect Connecticut's military facilities and defense and
247 homeland security industries; (7) coordinate state, regional and local
248 efforts to encourage the growth of Connecticut's defense and homeland
249 security industry; (8) serve as an advocate for service members and their
250 families to other state agencies; (9) initiate and sustain collaborative
251 partnerships with local military commanders; (10) consult with the
252 Department of Economic and Community Development on proposed
253 financial assistance agreements with defense and homeland security
254 firms; and (11) prepare and submit a report of activities, findings and
255 recommendations annually to the Governor and the joint standing
256 committees of the General Assembly having cognizance of matters
257 relating to commerce and public safety, in accordance with the
258 provisions of section 11-4a.

259 Sec. 14. Section 46a-131 of the general statutes is repealed. (*Effective*
260 *October 1, 2021*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2021</i>	2-111(b)(1)
Sec. 2	<i>October 1, 2021</i>	2-129
Sec. 3	<i>July 1, 2022</i>	4-5
Sec. 4	<i>July 1, 2022</i>	4-38c
Sec. 5	<i>October 1, 2021</i>	4-67o
Sec. 6	<i>October 1, 2021</i>	4-67x(a)
Sec. 7	<i>October 1, 2021</i>	4a-60j
Sec. 8	<i>October 1, 2021</i>	5-263b(f)
Sec. 9	<i>October 1, 2021</i>	9-368c(a)
Sec. 10	<i>October 1, 2021</i>	17b-28(c)(9)
Sec. 11	<i>October 1, 2021</i>	21a-7(a)(1)
Sec. 12	<i>October 1, 2021</i>	21a-7(b)
Sec. 13	<i>October 1, 2021</i>	32-58b(b)

Sec. 14	October 1, 2021	Repealer section
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Statement of Legislative Commissioners:

In Section 3, the name of the "Office of Health Strategy" was revised for accuracy.

GAE *Joint Favorable Subst. -LCO*