

STATE OF CONNECTICUT
EXECUTIVE CHAMBERS

DANNEL P. MALLOY
GOVERNOR

GOVERNOR'S OFFICE

June 2, 2016

BILL NOTIFICATION
RELEASE No.10

For Immediate Release

Governor Dannel P. Malloy signed the following legislation of the 2016 Regular Session on June 1st.

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| HB 5435 PA 16-69 | AN ACT CONCERNING CONSUMERS AND PROPANE FUEL PROVIDERS. This bill shall take effect July 1, 2016. |
| HB 5621 PA 16-71 | AN ACT CONCERNING HUMAN TRAFFICKING. This bill has various effective dates. Read the text here . |
| SB 101 PA 16-73 | AN ACT CONCERNING WORKERS' COMPENSATION INSURANCE AND SOLE PROPRIETORS. This bill shall take effect October 1, 2016. |
| SB 153 PA 16-74 | AN ACT CONCERNING SECURITY DEPOSITS FOR AGE-RESTRICTED PUBLIC HOUSING. This bill shall take effect October 1, 2016. |
| SB 240 PA 16-75 | AN ACT ELIMINATING THE REQUIREMENT FOR A FENCE AROUND A SPLASH PAD OR SPRAY PARK. This bill shall take effect October 1, 2016. |
| SB 252 PA 16-76 | AN ACT CONCERNING POST-ELECTION AUDIT INTEGRITY AND EFFICIENCY. This bill shall take effect July 1, 2016. |
| HB 5050 PA 16-78 | AN ACT MODERNIZING THE SYMBOL OF ACCESS FOR PERSONS WITH DISABILITIES. This bill shall has various effective dates. Read the text here . |
| HB 5069 PA 16-79 | AN ACT CONCERNING A TWO-GENERATION INITIATIVE FOR FAMILIES. This bill shall take effect from passage. |

- HB 5228 AN ACT CONCERNING THE NOTIFICATION OF THE DEPARTMENT OF ADMINISTRATIVE
PA 16-81 SERVICES PROJECTS, THE DEFINITION OF "PROJECT" AND REPEALING A PROVISION
CONCERNING STATE AGENCY REPORTING OF CERTAIN CONTRACTOR INFORMATION.
This bill shall take effect July 1, 2016.
- HB 5237 AN ACT CONCERNING FAIR CHANCE EMPLOYMENT.
PA 16-83 This bill has various effective dates. Read the text [here](#).
- HB 5150 AN ACT CONCERNING TREE WARDENS' NOTICES ON TREES AND SHRUBS PRIOR TO
PA 16-86 REMOVAL AND TREE REMOVAL AND CLEAN-UP BY PUBLIC UTILITY CORPORATIONS.
This bill shall take effect on October 1, 2016.
- SB 218 AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S RECOMMENDATIONS FOR
PA 16-87 REVISIONS TO THE STATUTES REGARDING HUMAN IMMUNODEFICIENCY VIRUS.
This bill shall take effect on October 1, 2016.
- SB 230 AN ACT CONCERNING THE SITING OF CERTAIN DOCKS AND STRUCTURES, TE USE OF NOISE-
PA 16-89 MAKING DEVICES FOR AGRICULTURAL PURPOSES AND MAKING TECHNICAL AND
CONFORMING REVISIONS TO ENVIRONMENT-RELATED STATUTES.
This bill shall be effective from passage.
- SB 244 AN ACT CONCERNING THE REPORTING OF INJURIES FROM THE DISCHARGE OF A FIREARM
PA 16-90 AND STAB WOUNDS.
This bill shall take effect October 1, 2016.
- SB 317 AN ACT CONCERNING DYSLEXIA.
PA 16-92 This bill shall take effect July 1, 2016.
- HB 5147 AN ACT INCREASING THE MAXIMUM PENALTY FOR PERSONS CONVICTED OF SUBSEQUENT
PA 16-96 OFFENSES OF MALICIOUS AND INTENTIONAL ANIMAL CRUELTY.
This bill shall take effect October 1, 2016.
- HB 5277 AN ACT EXTENDING THE MUNICIPAL PROPERTY TAX RELIEF TO RETIRED VOLUNTEER
PA 16-99 FIREFIGHTERS, FIRE POLICE OFFICERS AND EMERGENCY MEDICAL TECHNICIANS.
This bill shall take effect July 1, 2016.

Governor Dannel P. Malloy signed the following legislation of the 2016 Regular Session on June 2nd.

- HB 5400 AN ACT CONCERNING THE DISCLOSURE OF CERTAIN EDUCATION PERSONNEL RECORDS,
PA 16-67 CRIMINAL PENALTIES FOR THREATENING IN EDUCATION SETTINGS AND THE EXCLUSION OF
A MINOR'S NAME FROM SUMMARY PROCESS COMPLAINTS.
This bill has various effective dates. Read the text [here](#).
The Governor sent a letter to the members of the General Assembly regarding this bill.
Read the letter [here](#).

HB 5416 AN ACT CONCERNING THE LABOR DEPARTMENT AND CERTAIN PROFESSIONAL
PA 16-68 OPPORTUNITIES FOR VETERANS, IMPROVING CUSTOMER SERVICE TO VETERANS BY THE
ADVOCACY ASSISTANCE UNIT OF THE DEPARTMENT OF VETERANS' AFFAIRS AND
STRENGTHENING COORDINATION BETWEEN THE DEPARTMENT OF VETERANS' AFFAIRS
AND MUNICIPALITIES.
This bill shall take effect October 1, 2016.

SB 289 AN ACT CONCERNING PATIENT NOTICES, DESIGNATION OF A HEALTH INFORMATION
PA 16-77 TECHNOLOGY OFFICER, ASSETS PURCHASED FOR THE STATE-WIDE HEALTH
INFORMATION EXCHANGE AND MEMBERSHIP OF THE STATE HEALTH INFORMATION
TECHNOLOGY ADVISORY COUNCIL.
This bill shall be effective from passage.

HB 5177 AN ACT EXTENDING THE DEADLINE FOR THE LAND VALUE TAXATION PILOT
PA 16-80 PROGRAM.
This bill shall take effect July 1, 2016.

HB 5233 AN ACT CONCERNING HEALTH INSURANCE COVERAGE FOR TOMOSYNTHESIS FOR BREAST
PA 16-82 CANCER SCREENINGS.
This bill shall be effective January 1, 2017.

SB 90 AN ACT CONCERNING WATER MAIN GRANTS AND FILING FOR CERTAIN GRAND LIST
PA 16-88 EXEMPTIONS.
This bill shall be effective from passage.

SB 351 AN ACT CONCERNING MATTERS AFFECTING PHYSICIANS, HEALTH CARE FACILITIES AND
PA 16-95 MEDICAL FOUNDATIONS.
This bill has various effective dates. Read the text [here](#).

HB 5259 AN ACT CONCERNING ADOPTION OF THE CONNECTICUT UNIFORM LIMITED LIABILITY
PA 16-97 COMPANY ACT.
This bill shall be effective July 1, 2017.

HB 5306 AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE OFFICE OF EARLY
PA 16-100 CHILDHOOD.
This bill has various effective dates. Read the text [here](#).

HB 5311 AN ACT CONCERNING TELECOMMUNICATIONS PROVIDER TARIFFS OFFERED TO BUSINESS
PA 16-101 RETAIL END USERS AND CERTAIN TELECOMMUNICATIONS.
This bill shall take effect from passage.

HB 5317 AN ACT CONCERNING COMMERCIAL FEED AND THE TERM AND FEE FOR CERTAIN LICENSES
PA 16-102 ISSUED BY THE DEPARTMENT OF AGRICULTURE.
This bill shall take effect October 1, 2016.

HB 5324 AN ACT CONCERNING ALCOHOLIC LIQUOR.
PA 16-103 This bill has various effective dates. Read the text [here](#).

HB 5376 AN ACT CONCERNING AFFIRMATIVE CONSENT.
PA 16-106 This bill shall take effect July 1, 2016.

HB 5383 AN ACT CONCERNING THE FARM VIABILITY MATCHING GRANT PROGRAM AND THE
PA 16-107 CONNECTICUT FARM LINK PROGRAM.
This bill shall take effect from passage

HB 5340 AN ACT CONCERNING THE REPLACEMENT OF HOUSING PROJECTS BY HOUSING
PA 16-108 AUTHORITIES.
This bill shall take effect on October 1, 2016.

Governor Dannel P. Malloy vetoed the following legislation of the 2016 Regular Session on June 2nd.

HB 5247 AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE AUDITORS OF PUBLIC
PA 16-85 ACCOUNTS AND REPEALING A PROVISION CONCERNING STATE AGENCY REPORTING OF
CERTAIN CONTRACTOR INFORMATION.
This bill would have had various effective dates. The Governor vetoed the bill. Scroll down to read the veto message.

HB 5261 AN ACT CONCERNING OPERATORS OF ATHLETIC ACTIVITIES, COACHES AND REFEREES
PA 16-98 AND THE EMPLOYER-EMPLOYEE RELATIONSHIP.
This bill would have been effective from passage. The Governor vetoed the bill.
Scroll down to read the veto message.

As of this date, the Governor has signed one hundred eight (108) bills and vetoed three (3) bills of the 2016 Legislative Session. The Governor has signed three (3) bills and has exercised line item veto authority on PA 16-2 of the 2016 May Special Session.



Dannel P. Malloy

GOVERNOR
STATE OF CONNECTICUT

June 2, 2016

The Honorable Denise W. Merrill
Secretary of the State
30 Trinity Street
Hartford, CT 06106

Dear Madam Secretary:

I hereby return, without my signature, House Bill 5247, *An Act Implementing the Recommendations of the Auditors of Public Accounts and Repealing a Provision Concerning State Agency Reporting of Certain Contractor Information*. This bill expands legislative oversight of executive agencies and curtails contracting powers of the executive branch.

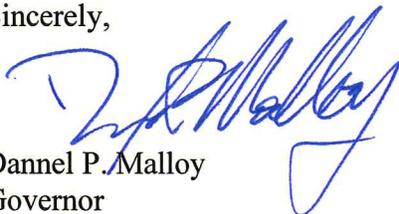
Two separate sections of House Bill 5247 encroach upon the purview of the executive branch of government. Section 2 of the bill authorizes the General Assembly to require the head of any agency or quasi-public agency to appear before the government administration and election committee to explain the agency's alleged failure to timely notify the Auditors of Public Accounts of any lost funds or resources. There is no question that it is in the public interest for Agency's to comply with requirements that such losses be reported in a timely manner, however, requiring that a hearing be conducted at a cost to the taxpayers is an unnecessary step that could be resolved in a more cost effective manner. Agencies should be held accountable, but their accountability is already properly placed with the executive branch. The Auditors of Public Accounts have the ability to report on the performance of agencies with respect to compliance and to share those reports with the legislative branch.

Section 3 of House Bill 5247 also restricts executive branch powers by limiting the circumstances under which the Secretary of the Office of Policy and Management may waive competitive bidding requirements for certain personal services agreements. Under current law, the Secretary may establish certain types of services under which competitive bidding requirements can be waived for circumstances that are necessary, but not delineated in statute. For example, waivers are considered when the services are for clients with chronic conditions requiring ongoing care, when the state has invested significant bond money in real property, when the state is contracting with a municipality or other governmental entity or when zoning or siting issues make location or re-location problematic. This is not an all-inclusive list, but

represents the wide array of situations that can arise. The flexibility to consider waivers is not only crucial to carrying out core governmental services, but may also make the most cost effective solution possible by avoiding the exercise of a competitive bid when the outcome may be a practical impossibility, wasting both time and resources.

For these reasons, I disapprove of House Bill 5247, *An Act Implementing the Recommendations of the Auditors of Public Accounts and Repealing a Provision Concerning State Agency Reporting of Certain Contractor Information*. Pursuant to Section 15 of Article Fourth of the Constitution of the State of Connecticut, I am returning House Bill 5247 without my signature.

Sincerely,



Dannel P. Malloy
Governor



Dannel P. Malloy

GOVERNOR
STATE OF CONNECTICUT

June 2, 2016

The Honorable Denise W. Merrill
Secretary of the State
30 Trinity Street
Hartford, CT 06106

Dear Madam Secretary:

I hereby return, without my signature, House Bill 5261, *An Act Concerning Operators of Athletic Activities, Coaches and Referees and the Employer-Employee Relationship*. This bill creates an overly broad exemption to Connecticut labor laws.

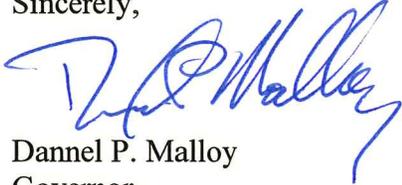
House Bill 5261 would automatically deem all coaches and referees engaged in service to an organized athletic organization as independent contractors. As a result, none of these individuals, regardless of their working conditions, would be eligible for unemployment compensation, nor would they be protected by employee wage and hour laws.

Every relationship between a coach or referee and an athletic organization is unique, and as such, that relationship should be analyzed under our well-defined statutory scheme to determine whether an individual is an employee or an independent contractor. In this particular industry, the Department of Labor has conducted 95 audits over the past three years, and none of the audited athletic organizations were municipalities. During that same three-year period, the Department conducted 6,000 audits and another 28,500 wage investigations. Put into context, the athletic organization audits comprised only 0.003% of the Department's investigations. Of the athletic organizations audits, 54% were found to have properly classified workers as independent contractors, while 46% of those misclassified their workers.

When employers are seeking to determine whether their workers are independent contractors or employees, the Department of Labor stands ready to serve as resource. By utilizing the Department's expertise, employers can save time and money, and reduce the risk that they make a wrong determination. It is important for both employers and workers that this assessment is done properly, and by using the Department as a resource, all stakeholders will benefit. This type of partnership, as opposed to overly broad exemptions, is how we can get this issue right.

For these reasons, I disapprove of House Bill 5261, *An Act Concerning Operators of Athletic Activities, Coaches and Referees and the Employer-Employee Relationship*. Pursuant to Section 15 of Article Fourth of the Constitution of the State of Connecticut, I am returning House Bill 5261 without my signature.

Sincerely,



Dannel P. Malloy
Governor