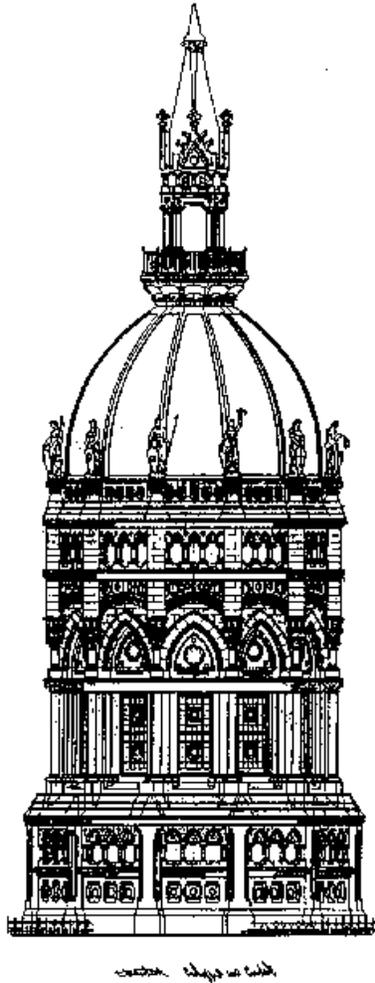


STATE MANDATES ON MUNICIPALITIES: ACTIONS IN 2015



a report by the
**CONNECTICUT ADVISORY COMMISSION ON
INTERGOVERNMENTAL RELATIONS**

www.ct.gov/opm/acir

December, 2015

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December, 2015

To the Leaders of the Connecticut General Assembly:

In accordance with Connecticut General Statutes [§ 2-32c](#), enclosed herewith is a listing of each state mandate on municipalities enacted by the [General Assembly](#) since the ACIR's [2014 report](#). This report was prepared on behalf of the Advisory Commission on Intergovernmental Relation (ACIR) and addresses public and special acts arising from the General Assembly's 2015 Regular Session and the 2015 June Special Session.

The statutory definition of mandate utilized in this listing includes actions that require a local government to create, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues. Specifically excluded are legislation enacted to comply with federal mandates and state actions that are necessary to comply with court orders.

In 2015, twenty-six public acts were adopted that included sections the ACIR considered to impose mandates. That is five more than in 2014, but only one more than in 2013, the previous odd-year long legislative session. It was noted that two of the mandates identified in 2015 made similar changes to the same statute, while a third eliminated a mandate from one section of statutes to recreate it elsewhere.

An additional eight public acts will have the impact of a mandate, but are not specifically directed at municipalities. That is two more than in 2014 and three more than in 2012. These are identified as "Section C" mandates in the ACIR's mandate compendium.

A long-standing objective of the ACIR has been to encourage mandate reductions that can lead to administrative and/or fiscal relief for municipalities. During the 2015 session, the legislature enacted ten mandate reductions, which is five more than in 2014 but one fewer than in 2013. One of those is the previously noted public act eliminating a mandate from one section of statutes to recreate it elsewhere

As described in the 2013 report, the ACIR no longer attempts to distinguish between mandates and what were previously identified as minimal mandates. Minimal mandates were considered to be those that, individually, can likely be absorbed without additional appropriation but do have some minimal fiscal impact. Mandates, however, will not affect all towns equally and it can be difficult to predict the actual impact. Therefore, all are now just identified as being mandates, although the ACIR does

continue to distinguish between mandates affecting only municipalities and those also directly affecting other entities, such as other employers.

The list of bills was developed by ACIR staff. The ACIR believes that all relevant legislation has been identified, but welcomes input on any pieces of legislation that others feel should be included or excluded.

In addition to the listing of the bills as required in the statute, this report provides several additional pieces of information to assist the General Assembly.

Mandate Description - A short explanation of those portions of the bill which meet the mandate definition.

Committee(s) Reviewing Bill - A listing, beginning with the Committee of Cognizance, of all committees which considered the bill.

Office of Fiscal Analysis (OFA) Fiscal Impact Statement - The statements, if any, used by OFA to characterize the municipal fiscal impact of the mandate.

No matter how worthwhile, each mandate imposes a burden on municipalities. The burden of a specific mandate might be large, in and of itself, and the legislature's Office of Fiscal Analysis, as well as municipalities, school districts and organizations representing them call attention to such mandates during the legislative session. Many mandates, on the other hand, impose only a small burden individually and, therefore, attract little attention as focus is drawn to larger concerns. Multiple small mandates, however, can have a substantial cumulative impact, creating a hidden burden on municipalities and municipal officials.

The ACIR urges the General Assembly to seriously consider the impact of state mandates on local governments. This is directly connected to the positive working relationship between the State and its cities and towns: state mandates represent the establishment of priorities and constraints for an individual city or town by officials representing other cities and towns. To the extent these mandates are unfunded or underfunded, such decisions can create an obligation for municipalities to raise additional funds or to change spending priorities from those that would reflect the will of the local community. Similar consideration should be also be given when enacting mandates that are funded at the onset, but whose funding might be reduced or discontinued in future years.

This listing of mandates should not be considered to be a list of bad statutes and burdensome regulations. State and local officials concur that some state guidelines and requirements are appropriate under our system of government from both legal and practical standpoints. There are many governmental issues that are best administered by local governments, but in a manner that promotes statewide uniformity. These issues can range from elections to property assessment standards to police training to aspects of education administration and beyond. The details of such requirements and

responsibility for the resulting costs have been, are now, and will continue to be the subjects of much debate.

If there are any questions regarding the enclosed report, please contact the ACIR via Bruce Wittchen at (860) 418-6323 or bruce.wittchen@ct.gov and the ACIR will provide additional information as requested.

Sincerely yours,

Scott Jackson
Chairman

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State Mandate Definition

[Connecticut General Statutes Sec. 2-32b](#). *State mandates to local governments. Definitions. Cost estimate required. Procedures re bills creating or enlarging mandates.*

(a) As used in this section:

(1) "Local government" means any political subdivision of the state having power to make appropriations or to levy taxes, including any town, city or borough, consolidated town and city or consolidated town and borough, any village, any school, sewer, fire, water or lighting district, metropolitan district, any municipal district, any beach or improvement association, and any other district or association created by any special act or pursuant to chapter 105, or any other municipal corporation having the power to issue bonds;

(2) "State mandate" means any constitutional, statutory or executive action that requires a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues, excluding any order issued by a state court and any legislation necessary to comply with a federal mandate;

(3) "Local government organization and structure mandate" means a state mandate concerning such matters as: (A) The form of local government and the adoption and revision of statutes on the organization of local government; (B) the establishment of districts, councils of governments, or other forms and structures for interlocal cooperation and coordination; (C) the holding of local elections; (D) the designation of public officers, and their duties, powers and responsibilities and (E) the prescription of administrative practices and procedures for local governing bodies;

(4) "Due process mandate" means a state mandate concerning such matters as: (A) The administration of justice; (B) notification and conduct of public hearings; (C) procedures for administrative and judicial review of actions taken by local governing bodies and (D) protection of the public from malfeasance, misfeasance, or nonfeasance by local government officials;

(5) "Benefit spillover" means the process of accrual of social or other benefits from a governmental service to jurisdictions adjacent to or beyond the jurisdiction providing the service;

(6) "Service mandate" means a state mandate as to creation or expansion of governmental services or delivery standards therefor and those applicable to services having substantial benefit spillover and consequently being wider than local concern. For purposes of this section, applicable services include but are not limited to elementary and secondary education, community colleges, public

health, hospitals, public assistance, air pollution control, water pollution control and solid waste treatment and disposal. A state mandate that expands the duties of a public official by requiring the provision of additional services is a "service mandate" rather than a "local government organization and structure mandate";

(7) "Interlocal equity mandate" means a state mandate requiring local governments to act so as to benefit other local governments or to refrain from acting to avoid injury to, or conflict with neighboring jurisdictions, including such matters as land use regulations, tax assessment procedures for equalization purposes and environmental standards;

(8) "Tax exemption mandate" means a state mandate that exempts privately owned property or other specified items from the local tax base;

(9) "Personnel mandate" means a state mandate concerning or affecting local government: (A) Salaries and wages; (B) employee qualifications and training except when any civil service commission, professional licensing board, or personnel board or agency established by state law sets and administers standards relative to merit-based recruitment or candidates for employment or conducts and grades examinations and rates candidates in order of their relative excellence for purposes of making appointments or promotions to positions in the competitive division of the classified service of the public employer served by such commission, board or agency; (C) hours, location of employment, and other working conditions and (D) fringe benefits including insurance, health, medical care, retirement and other benefits.

PUBLIC ACTS INCLUDED IN LISTING

PUBLIC ACT NO.	BILL NO.		PAGE
<u>MANDATES</u>			
15-1	SB 384	An Act Permitting the Waiver of State Agency Electronic Filing Requirements and Concerning Special Elections for Mayoral Vacancies	<u>1</u>
15-57	SB 677	An Act Establishing Tax Increment Financing Districts	<u>1</u>
15-94	SB 962	An Act Concerning the Inclusion of Cardiopulmonary Resuscitation Training, the Safe Use of Social Media and Computer Programming Instruction in the Public School Curriculum	<u>1</u>
15-95	SB 1045	An Act Concerning Municipal Plans of Conservation and Development	<u>2</u>
15-96	SB 1053	An Act Concerning Out-of-School Suspensions and Expulsions for Students in Preschool and Grades Kindergarten to Two	<u>2</u>
15-97	SB 1054	An Act Concerning Students With Dyslexia	<u>2</u>
15-103	SB 870	An Act Concerning the Duties of Animal Control Officers	<u>3</u>
15-108	SB 1098	An Act Concerning Teacher Certification Requirements for Shortage Areas, Interstate Agreements for Teacher Certification Reciprocity, Minority Teacher Recruitment and Retention and Cultural Competency Instruction	<u>3</u>
15-133	HB 7018	An Act Concerning Alternative Education	<u>3</u>
15-134	HB 7020	An Act Concerning Early Childhood Educators and Initiatives	<u>4</u>
15-141	SB 927	An Act Concerning Seclusion and Restraint in Schools	<u>4</u>
15-147	HB 5092	An Act Concerning the Discontinuance of Highways and Private Ways by Municipalities	<u>5</u>
15-161	HB 6910	An Act Concerning Notification by Law Enforcement Agencies to Day Care Centers	<u>5</u>
15-164	HB 6750	An Act Concerning the Disclosure of Arrest Records During a Pending Prosecution Under the Freedom of Information Act	<u>5</u>
15-168	HB 6834	An Act Concerning Collaboration Between Boards of Education and School Resource Officers and the Collection and Reporting of Data on School-Based Arrests	<u>6</u>
15-194	HB 6838	An Act Concerning the Encouragement of Local	<u>6</u>

		Economic Development and Access to Residential Renewable Energy	
15-205	HB 6186	An Act Protecting School Children	6
15-207	HB 6498	An Act Concerning Evidence in Sexual Assault Cases	7
15-215	HB 7023	An Act Concerning Various Revisions and Additions to the Education Statutes	7
15-224	SB 1051	An Act Strengthening the State's Elections	7
15-225	SB 1058	An Act Concerning Chronic Absenteeism	8
15-232	SB 843	An Act Concerning Trauma-Informed Practice Training for Teachers, Administrators and Pupil Personnel	8
15-244	HB 7061	An Act Concerning the State Budget for the Biennium Ending June 30, 2017, and Making Appropriations Therefor, and Other Provisions Related to Revenue, Deficiency Appropriations and Tax Fairness and Economic Development	8
15-16 (Special Act)	HB 6967	An Act Establishing the Cedar Hills Infrastructure Improvement District within the Town of North Haven	9
15-4 (JSS)	HB 7103	An Act Concerning Excessive Use of Force	9
15-5 (JSS)	SB 1502	An Act Implementing Provisions of the State Budget for the Biennium Ending June 30, 2017, Concerning General Government, Education, Health and Human Services and Bonds of the State	10

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

PUBLIC ACT NO.	BILL NO.		PAGE
15-96	SB 1053	An Act Concerning Out-of-School Suspensions and Expulsions for Students in Preschool and Grades Kindergarten to Two	12
15-110	SB 253	An Act Concerning Payment to an Ambulance Service	12
15-146	SB 811	An Act Concerning Hospitals, Insurers and Health Care Consumers	12
15-206	HB 6283	An Act Regulating Electronic Nicotine Delivery Systems and Vapor Products	13
15-226	SB 1085	An Act Concerning Health Insurance Coverage for Mental or Nervous Conditions	13
15-236	SB 1005	An Act Protecting Elderly Consumers From Exploitation	13
15-242	HB 6987	An Act Concerning Various Revisions to the Public	13

15-5 (JSS)	SB 1502	Health Statutes An Act Implementing Provisions of the State Budget for the Biennium Ending June 30, 2017, Concerning General Government, Education, Health and Human Services and Bonds of the State	14
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NEW STATE MANDATE REDUCTIONS

PUBLIC ACT NO.	BILL NO.		PAGE
15-20	HB 6913	An Act Concerning Local Emergency Plans of Operation	15
15-68	HB 6942	An Act Validating the Action of a Municipal Assessor, Extending the Filing Deadline for Certain Property Tax Exemptions and Concerning Notice Requirements for Zoning Applicants	15
15-95	SB 1045	An Act Concerning Municipal Plans of Conservation and Development	15
15-99	HB 7019	An Act Concerning the Minimum Budget Requirement	15
15-118	HB 6678	An Act Concerning the Legislative Commissioners' Recommendations for Technical and Other Changes to the Insurance and Related Statutes	15
15-141	SB 927	An Act Concerning Seclusion and Restraint in Schools	16
15-186	SB 568	An Act Concerning Public Information Meetings Regarding Telecommunication Towers	16
15-215	HB 7023	An Act Concerning Various Revisions and Additions to the Education Statutes	16
15-227	SB 1101	An Act Concerning the Office of Early Childhood	16
15-247	SB 1023	An Act Concerning Revisions to the Health Insurance Statutes	16

NEW STATE MANDATES

[PA 15-1](#) (SB 384) An Act Permitting the Waiver of State Agency Electronic Filing Requirements and Concerning Special Elections for Mayoral Vacancies

Mandate Description

Sec. 3 requires a municipality of specified size for which a mayor vacancy arises during the specified time period to hold a special election as specified.

Committee(s) Reviewing Bill

Government Administration & Elections – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Various Municipalities: STATE MANDATE - Cost, less than \$35,000 in FY2015

[PA 15-57](#) (SB 677) An Act Establishing Tax Increment Financing Districts

Mandate Description

Sec. 2 requires a municipality establishing a tax increment district to follow procedures specified in this and following sections of this public act.

Committee(s) Reviewing Bill

Planning & Development – Committee of Cognizance
Finance, Revenue & Bonding

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: The impact of the bill depends on how municipalities use these districts.

[PA 15-94](#) (SB 962) An Act Concerning the Inclusion of Cardiopulmonary Resuscitation Training, the Safe Use of Social Media and Computer Programming Instruction in the Public School Curriculum

Mandate Description

Sec. 1 expands the mandate of CGS 10-16b by increasing the subject matter to be included in public school curricula and Sec. 2 requires boards of education to include cardiopulmonary resuscitation instruction in their health and safety curriculum, as specified.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Local and Regional School Districts: STATE
MANDATE - Cost.

[PA 15-95](#) (SB 1045) An Act Concerning Municipal Plans of Conservation and Development

Mandate Description

Sec. 1 expands the mandate of CGS 8-23 by requiring a municipality to include specified sewer service area information in its plan of conservation and development.

Committee(s) Reviewing Bill

Planning & Development – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-96](#) (SB 1053) An Act Concerning Out-of-School Suspensions and Expulsions for Students in Preschool and Grades Kindergarten to Two

Mandate Description

Sec. 2 expands the mandate of CGS 10-233c by increasing the threshold of student misconduct necessary before a board of education can impose an out-of-school suspension on a student in grades preschool to two..

Committee(s) Reviewing Bill

Education – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-97](#) (SB 1054) An Act Concerning Students With Dyslexia

Mandate Description

Sec. 3 expands the mandate of CGS 10-220a by requiring in-service training also include specified information regarding dyslexia.

Committee(s) Reviewing Bill

Education – Committee of Cognizance

Higher Education
Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-103](#) (SB 870) An Act Concerning the Duties of Animal Control Officers

Mandate Description

Sec. 1 and 2 increase the mandates of CGS 22-331 and 22-332 by expanding the responsibilities of animal control officers to include animals other than dogs. Sec. 4 increases the mandate of CGS 22-336 by expanding the responsibility of municipalities to include the detention and care of animals other than dogs.

Committee(s) Reviewing Bill

Environment – Committee of Cognizance
Planning & Development

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-108](#) (SB 1098) An Act Concerning Teacher Certification Requirements for Shortage Areas, Interstate Agreements for Teacher Certification Reciprocity, Minority Teacher Recruitment and Retention and Cultural Competency Instruction

Mandate Description

Sec. 10 increases the mandate of CGS 10-220a by requiring that in-service training also include specified information regarding cultural competency.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Local and Regional School Districts: STATE
MANDATE – Cost

[PA 15-133](#) (HB 7018) An Act Concerning Alternative Education

Mandate Description

Sec. 1 requires a board of education choosing to provide alternative education to do so in accordance with specified guidelines and statutes and provide information regarding such alternative education on its web site.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)
OFA reported: Various Local and Regional School Districts:
Potential Cost

[PA 15-134](#) (HB 7020) An Act Concerning Early Childhood Educators and Initiatives

Mandate Description

Sec. 2 requires a board of education, regional education services center or charter school governing council that offers a preschool program to obtain accreditation as specified. Sec. 6 amends CGS 10-515 to require boards of education to provide survey form to parents and guardians to collect information as specified.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Local and Regional School Districts: STATE
MANDATE - Cost

[PA 15-141](#) (SB 927) An Act Concerning Seclusion and Restraint in Schools

Mandate Description

Sec. 1 restricts public school employees' use of physical restraints, psychopharmacologic agents and seclusion in controlling students' behavior and specifies training and record-keeping requirements. This mandate replaces the mandates of CGS 46a-152 and 46a-153, which were eliminated by the deletion of references to education in Sec. 4 and 5, respectively.

Committee(s) Reviewing Bill

Children – Committee of Cognizance
Education
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Local and Regional School Districts: STATE
MANDATE - Cost

[PA 15-147](#) (HB 5092) An Act Concerning the Discontinuance of Highways and Private Ways by Municipalities

Mandate Description

Sec. 1 amends CGS 13a-49 to require a municipality choosing to discontinue a road to follow specified notification requirements.

Committee(s) Reviewing Bill

Planning & Development – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: All Municipalities: Potential Cost

[PA 15-161](#) (HB 6910) An Act Concerning Notification by Law Enforcement Agencies to Day Care Centers

Mandate Description

Sec. 1 requires a local police department to notify a day care center of specified conditions in the area that may endanger children at the center.

Committee(s) Reviewing Bill

Public Safety & Security – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-164](#) (HB 6750) An Act Concerning the Disclosure of Arrest Records During a Pending Prosecution Under the Freedom of Information Act

Mandate Description

Sec. 1 requires a law enforcement agency receiving a request for information as specified to notify the office of the state's attorney.

Committee(s) Reviewing Bill

Government Administration & Elections–Committee of Cognizance
Judiciary

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-168](#) (HB 6834) An Act Concerning Collaboration Between Boards of Education and School Resource Officers and the Collection and Reporting of Data on School-Based Arrests

Mandate Description

Sec. 1 requires a local or regional school board that chooses to assign a school resource officer to a school to enter into a memorandum of understanding as specified with a local law enforcement agency. Note that this description incorporates an amendment in Sec. 342 of JSS PA 15-4 that did not further increase or reduce the mandate.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Public Safety

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-194](#) (HB 6838) An Act Concerning the Encouragement of Local Economic Development and Access to Residential Renewable Energy

Mandate Description

Sec. 3 requires a municipality to incorporate solar power systems into building permit applications and to process such applications as specified.

Committee(s) Reviewing Bill

Energy & Technology – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-205](#) (HB 6186) An Act Protecting School Children

Mandate Description

Sec. 6 increases the mandate of 17a-101i by requires principals of schools under the jurisdiction of a local or regional board of education to annually certify that each school employee is in compliance with this subsection and superintendent to certify compliance to the State Board of Education. Sec. 9 requires local and regional boards of education to establish a team to ensure prompt reporting of suspected abuse, neglect or sexual assault as specified..

Committee(s) Reviewing Bill

Judiciary – Committee of Cognizance

Education
Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-207](#) (HB 6498) An Act Concerning Evidence in Sexual Assault Cases

Mandate Description

Sec. 1 adds a mandate to CGS 19a-112a requiring a police department to, as specified, handle sexual assault evidence and notify the Department of Emergency Services and Public Protection of a reported sexual assault.

Committee(s) Reviewing Bill

Public Safety – Committee of Cognizance
Judiciary

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-215](#) (HB 7023) An Act Concerning Various Revisions and Additions to the Education Statutes

Mandate Description

Sec. 4 increases the existing mandate of CGS 10-214 by also requiring school boards to notify parents or guardians if required screening was not performed and why it was not, but reduces the mandate by reducing the required number of screenings.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Local and Regional School Districts: Potential Savings

[PA 15-224](#) (SB 1051) An Act Strengthening the State's Elections

Mandate Description

Sec. 2 adds a mandate to CGS 9-192a requiring registrars of voters to be certified and receive training as specified. Sec. 18 adds a mandate to CGS 9-236b requiring registrars to post requirements for voter identification as specified. Sec. 30 requires municipalities choosing to jointly perform a function each is required to perform under CGS Title 9 to establish or follow specified processes.

Committee(s) Reviewing Bill

Government Administration & Elections–Committee of Cognizance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: All Municipalities: STATE MANDATE - Cost

[PA 15-225](#) (SB 1058) An Act Concerning Chronic Absenteeism

Mandate Description

Sec. 2 requires that boards of education having schools exceeding specified absenteeism rates establish attendance review teams to perform duties as specified.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Judiciary
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Various Municipalities: Potential Cost

[PA 15-232](#) (SB 843) An Act Concerning Trauma-Informed Practice Training for Teachers, Administrators and Pupil Personnel

Mandate Description

Sec. 1 increases the mandate of CGS 10-220a by requiring that in-service training also include specified information regarding trauma-informed practices for the school setting.

Committee(s) Reviewing Bill

Children – Committee of Cognizance
Education

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Various Local and Regional School Districts:
Potential Cost

[PA 15-244](#) (HB 7061) An Act Concerning the State Budget for the Biennium Ending June 30, 2017, and Making Appropriations Therefor, and Other Provisions Related to Revenue, Deficiency Appropriations and Tax Fairness and Economic Development

Mandate Description

Sec. 170 increases the mandate of Sec. 29-5 by increasing the proportion of resident state trooper costs to be paid by a municipality. Sec. 212 specifies requirements for municipalities choosing to participate in an optional regional property tax base revenue sharing system. Sec. 213 specifies procedural requirements for each municipality participating in an optional regional property tax base revenue sharing system.

Committee(s) Reviewing Bill

Emergency Certification

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: no mandates mentioned

[SA 15-16](#) (HB 6967)

An Act Establishing the Cedar Hills Infrastructure Improvement District within the Town of North Haven

Mandate Description

Sec. 1 requires North Haven, upon the petition of at least fifteen eligible voters and in a manner prescribed by this statute, to call for a vote on establishing a district as specified in this section.

Committee(s) Reviewing Bill

Planning & Development – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: North Haven: Cost

[PA 15-4](#) (HB 7103)
(June Special Session)

An Act Concerning Excessive Use of Force

Mandate Description

Sec. 1 requires police training programs, including one conducted or administered by a municipal police department, to include the specified training. Sec 2 requires law enforcement units to develop and implement guidelines for the recruitment, retention and promotion of minority police officers as specified. Sec. 3 requires law enforcement units serving communities with relatively high concentrations of minority residents to make efforts to recruit, retain and promote minority police officers as specified. Sec. 5 requires law enforcement units to create and maintain a record detailing incidents involving the use of physical force or discharge of a firearm as specified. Sec. 6 requires a law enforcement unit aware that a former police officer of that unit who left under specified circumstances is an applicant for such a position with another law enforcement unit to inform the other unit. Sec 7

requires police officers wearing body-worn recording equipment to wear equipment as specified and specifies data management obligations.

Committee(s) Reviewing Bill

Emergency Certification

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Various Municipalities: Potential Cost

[PA 15-5](#) (SB 1502)
(June Special Session)

An Act Implementing Provisions of the State Budget for the Biennium Ending June 30, 2017, Concerning General Government, Education, Health and Human Services and Bonds of the State

Mandate Description

Sec. 58 creates a mandate in CGS 4a-60 requiring certain non-state entities, primarily municipalities, to comply with contracting set-aside requirements as specified for projects fully or partially financed by the state. Sec. 63 creates a mandate in CGS 4a-60 requiring certain non-state entities, primarily municipalities, to include specified provision in public works contracts. Sec. 64 creates a mandate in CGS 4a-60a requiring certain non-state entities, primarily municipalities, to include specified provision in contracts. Sec. 65 creates a mandate in CGS 4a-62 by authorizing the state Minority Business Enterprise Review Committee to require certain non-state entities, primarily municipalities, to submit contract compliance information as specified. Sec. 68 creates a mandate in CGS 46a-68d requiring certain non-state entities, primarily municipalities, to withhold a portion of payments to a contractor until the contractor has developed an affirmative action plan as specified. Sec. 69 creates a mandate in CGS 46a-68g prohibiting certain non-state entities, primarily municipalities, from entering into a contract until the contractor has complied with the specified antidiscrimination requirements. Sec. 71 creates a mandate in CGS 46a-56 by authorizing the state Minority Business Enterprise Review Committee to require certain non-state entities, primarily municipalities, to take one or more of the specified actions if a contractor is not complying with antidiscrimination statutes or contract provisions. Sec. 226 requires boards of education to review transportation arrangements of special needs students and make appropriate changes to ensure the safe transportation of the students. Sec. 266 requires boards of education to provide information, as specified, regarding transition services to parents or guardians of children requiring special education and related services. Sec. 270 requires school boards to use the Dept. of Education's digital individualized education

software, if developed, as specified. Sec. 279 requires school boards to provide information as specified regarding their use of private providers of special education services. Sec. 292 amends CGS 10-220a to require that in-service training also include specified information regarding second language acquisition. Sec. 301 Specifies procedures for a board of education that chooses to seek an innovation waiver renewal and, if it is granted, requires the board to make reports available and provide training to other boards of education as specified. Sec. 342 requires a local or regional school board that chooses to assign a school resource officer to a school to enter into a memorandum of understanding as specified with a local law enforcement agency (NOTE: the description of Sec. 342 also reflects language in Sec. 1 of PA 15-168. Sec. 436 increases the mandate of CGS 10-231c by expanding the notification requirements prior to school pesticide applications. Sec. 437 increases the mandate of CGS 10-231d by expanding the notification requirements prior to school pesticide applications. Sec. 439 requires pesticides used in municipal playgrounds be applied as specified and with specified public notice. Sec. 442 requires each regional Council of Governments to contract with an individual as specified to serve as the regional election monitor with duties as specified. State support is not allocated beyond FY2017 and municipalities could be responsible for making up for any shortfall. Sec. 443 requires the regional election monitor contracted by each regional Council of Governments to perform duties as specified. State support is not allocated beyond FY2017 and municipalities could be responsible for making up for any shortfall.

Committee(s) Reviewing Bill

Emergency Certification

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: OFA lists sections without specifying each's impact

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

[PA 15-96](#) (SB 1053) An Act Concerning Out-of-School Suspensions and Expulsions for Students in Preschool and Grades Kindergarten to Two

Mandate Description

Sec. 4 specifies requirements for expelling a student from a preschool program and requires any suspension be an in-school suspension.

Committee(s) Reviewing Bill

Education – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-110](#) (SB 253) An Act Concerning Payment to an Ambulance Service

Mandate Description

Sec. 1 requires an ambulance service to attempt to determine if a person being transported has medical insurance and, if so, to only attempt to collect payment under specified circumstances.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance
Insurance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-146](#) (SB 811) An Act Concerning Hospitals, Insurers and Health Care Consumers

Mandate Description

Sec. 9 requires health insurance carriers to provide coverage for out-of-network providers under specified circumstances without imposing additional expenses.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance
Judiciary
Appropriations
Finance, Revenue & Bonding

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-206](#) (HB 6283) An Act Regulating Electronic Nicotine Delivery Systems and Vapor Products

Mandate Description

Sec. 1 requires municipalities and others to install signs as specified to indicate where the use of an electronic nicotine delivery system or vapor product is prohibited.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-226](#) (SB 1085) An Act Concerning Health Insurance Coverage for Mental or Nervous Conditions

Mandate Description

Sec. 2 increases the mandate of 38a-514 by expanding the scope of mental health services required to be covered..

Committee(s) Reviewing Bill

Insurance – Committee of Cognizance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: Various Municipalities: STATE MANDATE – Cost

[PA 15-236](#) (SB 1005) An Act Protecting Elderly Consumers From Exploitation

Mandate Description

Sec. 2 increases the mandate of 17b-451 by broadening the definition of mandatory reporter to include members of municipal departments providing emergency medical services. Sec. 9 of PA 15-242 made similar, but not quite identical changes.

Committee(s) Reviewing Bill

Aging – Committee of Cognizance
Banking
Judiciary

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 15-242](#) (HB 6987) An Act Concerning Various Revisions to the Public Health Statutes

Mandate Description

Sec. 9 increases the mandate of 17b-451 by broadening the definition of mandatory reporter to include members of municipal departments providing emergency medical services. Sec. 2 of PA 15-236 made similar, but not quite identical changes.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: All Municipalities: Revenue Gain

[PA 15-5](#) (SB 1502)
(June Special Session)

An Act Implementing Provisions of the State Budget for the Biennium Ending June 30, 2017, Concerning General Government, Education, Health and Human Services and Bonds of the State

Mandate Description

Sec. 114 requires an operator of a youth athletic activity to provide information regarding concussions as specified. Sec. 470 expands the mandate of CGS 38a-518b by also requiring group policies to provide coverage for medically necessary services associated with the administration of such drug.

Committee(s) Reviewing Bill

Emergency Certification

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: OFA lists sections without specifying each's impact

STATE MANDATE REDUCTIONS

[PA 15-20](#) (HB 6913) An Act Concerning Local Emergency Plans of Operation

Mandate Reduction Description

Sec. 1 reduces the existing A-mandate of CGS 28-7 by reducing the frequency of municipal emergency plan submission from annual to biannual.

[PA 15-68](#) (HB 6942) An Act Validating the Action of a Municipal Assessor, Extending the Filing Deadline for Certain Property Tax Exemptions and Concerning Notice Requirements for Zoning Applicants

Mandate Reduction Description

Sec. 2 reduces the existing A-mandate of CGS 8-7d by specifying that a title search is not required for identifying the owners of land adjacent to the land subject to the hearing required by this section.

[PA 15-95](#) (SB 1045) An Act Concerning Municipal Plans of Conservation and Development

Mandate Reduction Description

Sec. 1 reduces the existing A-mandate of CGS 8-23 by delaying the deadline for municipalities to update their ten-year plans of conservation and development, reducing the mandate for those municipalities having a POCD that expires prior to that date.

[PA 15-99](#) (HB 7019) An Act Concerning the Minimum Budget Requirement

Mandate Reduction Description

Sec. 1 reduces the mandate of CGS 10-262j by authorizing a school district to reduce its minimum required budget as specified in response to declining enrollment and Sec. 3 reduces the mandate of CGS 10-262i by authorizing a school district to reduce its minimum required budget, as specified, in response to declining enrollment.

[PA 15-118](#) (HB 6678) An Act Concerning the Legislative Commissioners' Recommendations for Technical and Other Changes to the Insurance and Related Statutes

Mandate Reduction Description

Sec. 71 eliminates the mandate of CGS 38a-513a by repealing the section.

[PA 15-141](#) (SB 927) An Act Concerning Seclusion and Restraint in Schools

Mandate Reduction Description

Sec. 4 eliminates the mandate of CGS 46a-152 by deleting references to education, but that former mandate is replaced by the new mandate in Sec. 1. Sec. 5 eliminates the mandate of 46a-153 by deleting references to education, but former mandate is also replaced by the new mandate in Sec. 1.

[PA 15-186](#) (SB 568) An Act Concerning Public Information Meetings Regarding Telecommunication Towers

Mandate Reduction Description

Sec. 1 reduces the mandate of 16-50l by requiring applicants to pay administrative expenses of telecommunication tower public information meetings.

[PA 15-215](#) (HB 7023) An Act Concerning Various Revisions and Additions to the Education Statutes

Mandate Reduction Description

Sec. 4 reduces the mandate of CGS 10-214 by reducing the required number of specified screenings, but also increases the mandate by requiring school boards to notify parents or guardians if required screening was not performed and why it was not.

[PA 15-227](#) (SB 1101) An Act Concerning the Office of Early Childhood

Mandate Reduction Description

Sec. 5 reduces the mandate of CGS 10-16r by eliminating the previous biannual reporting requirement.

[PA 15-247](#) (SB 1023) An Act Concerning Revisions to the Health Insurance Statutes

Mandate Reduction Description

Sec. 38 repeals Sec. 38a-554 and the mandate included there.

Appendix A

MANDATE LEGISLATION LISTED BY LEGISLATIVE COMMITTEE

Aging Committee

PA 15-236 (SB 1005) An Act Protecting Elderly Consumers From Exploitation

Committee on Children

PA 15-141 (SB 927) An Act Concerning Seclusion and Restraint in Schools
PA 15-232 (SB 843) An Act Concerning Trauma-Informed Practice
Training for Teachers, Administrators and Pupil
Personnel

Education Committee

PA 15-94 (SB 962) An Act Concerning the Inclusion of Cardiopulmonary
Resuscitation Training, the Safe Use of Social Media
and Computer Programming Instruction in the Public
School Curriculum

PA 15-96 (SB 1053) An Act Concerning Out-of-School Suspensions and
Expulsions for Students in Preschool and Grades
Kindergarten to Two

PA 15-97 (SB 1054) An Act Concerning Students With Dyslexia
PA 15-108 (SB 1098) An Act Concerning Teacher Certification
Requirements for Shortage Areas, Interstate
Agreements for Teacher Certification Reciprocity,
Minority Teacher Recruitment and Retention and
Cultural Competency Instruction

PA 15-133 (HB 7018) An Act Concerning Alternative Education
PA 15-134 (HB 7020) An Act Concerning Early Childhood Educators and
Initiatives

PA 15-168 (HB 6834) An Act Concerning Collaboration Between Boards of
Education and School Resource Officers and the
Collection and Reporting of Data on School-Based
Arrests

PA 15-215 (HB 7023) An Act Concerning Various Revisions and Additions
to the Education Statutes

PA 15-225 (SB 1058) An Act Concerning Chronic Absenteeism

Emergency Certification

PA 15-244 (HB 7061) An Act Concerning the State Budget for the Biennium
Ending June 30, 2017, and Making Appropriations
Therefor, and Other Provisions Related to Revenue,

PA 15-4 (HB 7103)
(June Special Session)
PA 15-5 (SB 1502)
(June Special Session)

Deficiency Appropriations and Tax Fairness and
Economic Development
An Act Concerning Excessive Use of Force

An Act Implementing Provisions of the State Budget
for the Biennium Ending June 30, 2017, Concerning
General Government, Education, Health and Human
Services and Bonds of the State

Energy & Technology Committee

PA 15-194 (HB 6838) An Act Concerning the Encouragement of Local
Economic Development and Access to Residential
Renewable Energy

Environment Committee

PA 15-103 (SB 870) An Act Concerning the Duties of Animal Control
Officers

Government Administration & Elections Committee

PA 15-1 (SB 384) An Act Permitting the Waiver of State Agency
Electronic Filing Requirements and Concerning
Special Elections for Mayoral Vacancies
PA 15-164 (HB 6750) An Act Concerning the Disclosure of Arrest Records
During a Pending Prosecution Under the Freedom of
Information Act
PA 15-224 (SB 1051) An Act Strengthening the State's Elections

Insurance and Real Estate Committee

PA 15-226 (SB 1085) An Act Concerning Health Insurance Coverage for
Mental or Nervous Conditions

Joint Committee on Judiciary

PA 15-205 (HB 6186) An Act Protecting School Children

Planning and Development Committee

PA 15-57 (SB 677) An Act Establishing Tax Increment Financing
Districts

PA 15-147 (HB 5092) An Act Concerning the Discontinuance of Highways
and Private Ways by Municipalities
SA 15-16 (HB 6967) An Act Establishing the Cedar Hills Infrastructure
Improvement District within the Town of North
Haven

Public Health Committee

PA 15-110 (SB 253) An Act Concerning Payment to an Ambulance Service
PA 15-146 (SB 811) An Act Concerning Hospitals, Insurers and Health
Care Consumers
PA 15-206 (HB 6283) An Act Regulating Electronic Nicotine Delivery
Systems and Vapor Products
PA 15-242 (HB 6987) An Act Concerning Various Revisions to the Public
Health Statutes

Public Safety and Security Committee

PA 15-161 (HB 6910) An Act Concerning Notification by Law Enforcement
Agencies to Day Care Centers

Appendix B

Sec. 2-32c. Submission to General Assembly of list of state mandates. Not more than ninety days after adjournment of any regular or special session of the General Assembly or September first immediately following adjournment of a regular session, whichever is sooner, the Connecticut Advisory Commission on Intergovernmental Relations, established pursuant to section 2-79a, shall submit to the speaker of the House of Representatives, the president pro tempore of the Senate, the majority leader of the House of Representatives, the majority leader of the Senate, the minority leader of the House of Representatives and the minority leader of the Senate a report which lists each state mandate enacted during said regular or special session of the General Assembly. Within five days of receipt of the report, the speaker and the president pro tempore shall submit the report to the Secretary of the Office of Policy and Management and refer each state mandate to the joint standing committee or select committee of the General Assembly having cognizance of the subject matter of the mandate. The secretary shall provide notice of the report to the chief elected official of each municipality.