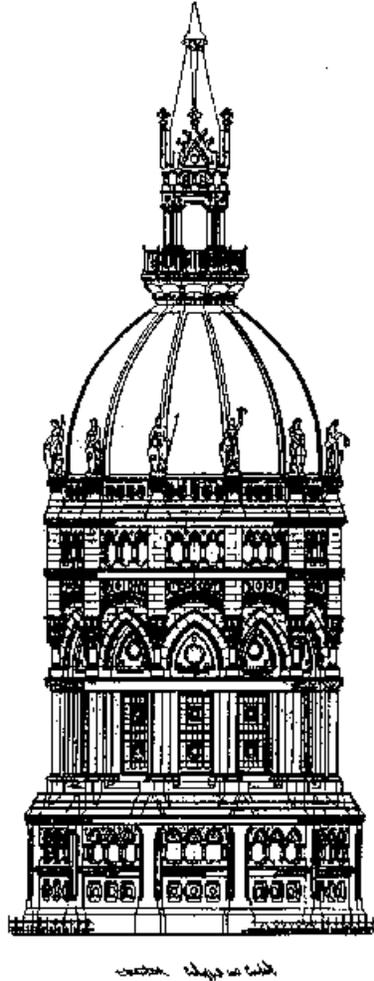


STATE MANDATES ON MUNICIPALITIES: ACTIONS IN 2019



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

www.ct.gov/opm/acir

November 1, 2019

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

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Staff

Bruce Wittchen	Office of Policy & Management
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ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

450 Capitol Ave., MS#54ORG

Hartford, CT 06106-1379

Phone (860) 418-6323

November 1, 2019

To the Leaders of the Connecticut General Assembly:

In accordance with Connecticut General Statutes (CGS) Sec. [2-32c](#), as amended by Sec. 107 of [PA 17-2 of the June Special Session](#) and Sec. 3 of [PA 19-193](#), attached is a list of new or expanded state mandates and mandate reductions arising from the 2019 legislative session.

As discussed in the reports covering the 2017 and 2018 sessions, those reports were delayed by 2017's prolonged special sessions and by Sec. 107 of PA 17-2 of the June Special Session, postponed those years' ACIR mandate reporting. The ACIR submitted the 2017 report in early 2019 and the 2018 report is being submitted at the same time as this 2019 report, which is due by November 15 in accordance with the updated requirement of CGS 2-32c.

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 that do the same but are enacted to comply with federal mandates, as well as legislation required by court order.

The 2019 regular and special session resulted in twenty public acts that included one or more sections that the ACIR determined to include new or expanded mandates. That is six more than in 2018, a short legislative session, and three more than in 2017, the previous odd-year long legislative session. The ACIR does compare the number of new or expanded mandates with numbers from previous years but must highlight that, even if the number had been reduced this year relative to previous years, the ACIR would point out that it should not be considered an achievement. The ACIR believes the focus each year should be on the fact that mandates were created or expanded and, this year, that was done in twenty public acts.

This report identifies an additional five public acts that included one or more sections having the impact of mandates, but that are not specifically directed at municipalities. That is two more than in 2018 and the same as in the long-session year of 2017. These are identified as "Section C" mandates in the ACIR's separate mandates compendiums.

A long-standing objective of the ACIR has been to encourage mandate reductions that can lead to administrative and/or fiscal relief for municipalities. This report identifies five public acts that included one or more sections reducing mandates, which is one more than in 2018 but six less than in 2017.

It is not uncommon for a single public act to include multiple sections imposing mandates or some imposing mandates and others providing mandate relief. One act listed in this report, in fact, includes sections imposing both kinds of mandates tracked by this report and others offering relief from other mandates. The relevant sections of such acts are discussed in each section of this report.

The list of bills was developed by ACIR staff and, while the ACIR believes all relevant legislation has been identified, the ACIR welcomes input from others regarding any legislation that 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 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 list of mandates should not be considered to be a list of bad statutes. 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.

Sincerely yours,

Neil O'Leary
Chair

Lyle Wray
Vice-Chair

TABLE OF CONTENTS

I	State Mandate Definition	ii
II	Public Acts Included in Listing	iv
III	New State Mandates	1
	New State Mandates Not Specifically Directed Toward Municipalities	9
IV	State Mandate Reductions	12
Appendix A	Legislation Listed by Legislative Committee	14
Appendix B	Statute Mandating the ACIR Report	17

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>			
19-4	HB 5004	An Act Increasing The Minimum Fair Wage	1
19-12	HB 7082	An Act Concerning The Inclusion Of Black And Latino Studies In The Public School Curriculum	1
19-17	SB 164	An Act Concerning Workers' Compensation Benefits For Certain Mental Or Emotional Impairments, Mental Health Care For Police Officers And Wellness Training For Police Officers, Parole Officers And Firefighters	1
19-20	SB 992	An Act Concerning The Trust Act	2
19-25	SB 1	An Act Concerning Paid Family And Medical Leave	2
19-36	HB 5125	An Act Increasing The Property Tax Abatement For Certain First Responders	3
19-66	SB 140	An Act Expanding Eligibility For Tax Relief For Certain Elderly Homeowners	3
19-77	SB 1062	An Act Authorizing Municipal Climate Change And Coastal Resiliency Reserve Funds	3
19-90	SB 380	An Act Concerning The Use Of Force And Pursuits By Police And Increasing Police Accountability And Transparency	4
19-100	SB 1020	An Act Concerning The Inclusion Of Instruction In Culturally Responsive Pedagogy And Practice In The Preservice Training, Professional Development And In-Service Training Provided To Teachers	4
19-117	HB 7424	An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor, And Provisions Related To Revenue And Other Items To Implement The State Budget	4
19-118	SB 920	An Act Concerning The Department Of Public Health's Recommendations For Various Revisions To The Public Health Statutes	5
19-146	HB 6997	An Act Requiring The Provision Of Information Concerning Domestic Violence Services And Resources To Students, Parents And Guardians	5
19-147	HB 7000	An Act Concerning Training For Certain Public Safety And Emergency Services Personnel	6
19-166	HB 7215	An Act Concerning School Climates	6
19-171	HB 7244	An Act Concerning The Property Tax Exemption For Service Members And Veterans Having Disability Ratings	6

19-175	HB 7277	An Act Concerning The Creation Of Land Bank Authorities	7
19-184	HB 7353	An Act Concerning The Provision Of Special Education	7
19-187	HB 7389	An Act Concerning Confidentiality In The Case Of A Discretionary Transfer Of A Juvenile's Case To The Regular Criminal Docket And Implementing The Recommendations Of The Juvenile Justice Policy And Oversight Committee	7
19-193	HB 7192	An Act Concerning Municipal And Regional Opportunities And Efficiencies	8

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

PUBLIC ACT NO.	BILL NO.		PAGE
19-16	SB 3	An Act Combatting Sexual Assault And Sexual Harassment	9
19-17	SB 164	An Act Concerning Workers' Compensation Benefits For Certain Mental Or Emotional Impairments, Mental Health Care For Police Officers And Wellness Training For Police Officers, Parole Officers And Firefighters	9
19-117	HB 7424	An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor, And Provisions Related To Revenue And Other Items To Implement The State Budget	10
19-133	HB 5213	An Act Expanding Required Health Insurance Coverage For Hearing Aids	10
19-159	HB 7125	An Act Concerning Mental Health And Substance Use Disorder Benefits	10

NEW STATE MANDATE REDUCTIONS

PUBLIC ACT NO.	BILL NO.		PAGE
19-8	HB 6643	An Act Concerning Regional Animal Control Shelters	12
19-37	HB 5455	An Act Concerning Qualified Forest Fire Fighters	12
19-67	SB 265	An Act Concerning Certification Of Moderators And Alternate Moderators	12

19-117	HB 7424	An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor, And Provisions Related To Revenue And Other Items To Implement The State Budget	12
19-148	HB 7064	An Act Concerning Municipal Veterans' Representatives	13

New State Mandates

[PA 19-4](#) (HB 5004) An Act Increasing The Minimum Fair Wage

Mandate Description

Sec. 1. increases the C-mandate in Subsec. (i) of CGS 31-58 by increasing the minimum wage as specified.

Committee(s) Reviewing Bill

Labor – Committee of Cognizance
Appropriations

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

OFA reported: STATE MANDATE – Cost. The fiscal note explains that the bill increases costs to municipalities that employ minimum wage workers, with a cost of up to \$1 million for larger cities ranging down to a cost of <\$50,000 for towns of population <20,000. The fiscal note also mentioned the impact of wage compression, the likely increase in wages that are only slightly above the new minimum wage.

[PA 19-12](#) (HB 7082) An Act Concerning The Inclusion Of Black And Latino Studies In The Public School Curriculum

Mandate Description

Sec. 1 increases the existing mandate of CGS 10-16b by expanding each school district’s program of instruction to include African-American and black studies and Puerto Rican and Latino studies and, at the secondary level, a black and Latino studies course. Sec 2 is a new mandate stating that the expansion of the mandate of CGS 10-16b requires the curriculum to include African-American and black studies and Puerto Rican and Latino studies. Sec. 4 is a new mandate requiring boards of education to offer the specified black and Latino studies course in grades 9-12, beginning in the 2022-2023 school year.

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 of up to \$25,000 for larger districts beginning FY2021.

[PA 19-17](#) (SB 164) An Act Concerning Workers' Compensation Benefits For Certain Mental Or Emotional Impairments, Mental Health

Care For Police Officers And Wellness Training For Police Officers, Parole Officers And Firefighters

Mandate Description

Sec. 10 creates a new mandate requiring a municipal entity providing firefighter training to include resilience and self-care technique training.

Committee(s) Reviewing Bill

Labor – 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 and also mentions the cost for municipalities to provide coverage for workers' compensation claims and for a psychiatric examination to be performed on an officer prior to them returning to duty.

[PA 19-20](#) (SB 992) An Act Concerning The Trust Act

Mandate Description

Sec. 1 creates a new mandate in CGS 54-192h requiring law enforcement agencies receiving a federal a civil immigration detainer to provide a copy of it and of any resulting notification to the individual. The legislative body of any municipality with a law enforcement agency that has provided ICE access to an individual must provide specified information to OPM on a monthly basis. Sec. 3 of PA 19-23 (SB 1115), signed the same day, constrains the potential extent of the mandate by accepting a good faith effort by a law enforcement agency to contact the designated individual who should receive the specified notification.

Committee(s) Reviewing Bill

Judiciary – Committee of Cognizance

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

OFA reported: none

[PA 19-25](#) (SB 1) An Act Concerning Paid Family And Medical Leave

Mandate Description

Sec. 3 creates a new mandate by establishing the Family and Medical Leave Insurance (FMLI) program and specifying its scope and procedures. A municipality's employees are not included unless it opts in through collective bargaining. Sec. 11 creates a new mandate by specifying procedures for an employer applying to use a private plan for a Family and Medical Leave Insurance (FMLI) plan. A municipality's employees are not included unless it opts in through collective bargaining. Sec. 13 creates a new mandate by requiring an employer annually notify its employees of the specified aspects of a Family and Medical Leave Insurance (FMLI) plan. A

municipality's employees are not included unless it opts in through collective bargaining.

Committee(s) Reviewing Bill

Labor – Committee of Cognizance
Finance, Revenue, & Bonding
Appropriations

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

OFA reported: Various Municipalities - Potential Cost and explains that the bill excludes municipal employees from participation but allows them to opt-in through collective bargaining, which could result in a cost to municipal employers associated with the expansion of leave benefits.

[PA 19-36](#) (HB 5125) An Act Increasing The Property Tax Abatement For Certain First Responders

Mandate Description

Sec. 1 expands the mandate of CGS 12-81w by increasing the emergency responder tax abatement by \$500 and by \$1000 beginning FY 2021-2022.

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: Various Municipalities - Potential Revenue Loss, Less than \$50,000 per municipality.

[PA 19-66](#) (SB 140) An Act Expanding Eligibility For Tax Relief For Certain Elderly Homeowners

Mandate Description

Sec. 1 expands the mandate of CGS 12-170aa by expanding eligibility for the tax abatement to include owners of property held in trust for the owner as specified.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance
Finance

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

OFA reported: Various Municipalities - Grand List Reduction

[PA 19-77](#) (SB 1062) An Act Authorizing Municipal Climate Change And Coastal Resiliency Reserve Funds

Mandate Description

Sec. 1 creates a new mandate requiring the treasurer of a municipality that chooses to establish a Climate Change and Coastal Resiliency Fund to annually provide a detailed report on the

condition of the fund to other municipal officials as specified and for that report to be part of the municipality's annual report.

Committee(s) Reviewing Bill

Environment – Committee of Cognizance

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

OFA reported: "The bill allows municipalities to establish a Climate Change and Coastal Resiliency Fund and ... fiscal impact to a municipality would depend on how such municipality chose to administer the Fund."

[PA 19-90](#) (SB 380) An Act Concerning The Use Of Force And Pursuits By Police And Increasing Police Accountability And Transparency

Mandate Description

Sec. 1 expands the existing mandate of CGS 7-282e by adding the use of a chokehold or engagement in pursuit to the list of incidents that must be included in the specified record and by requiring an annual reporting of all such incidents.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance
Judiciary

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

OFA reported: The fiscal note said "none".

[PA 19-100](#) (SB 1020) An Act Concerning The Inclusion Of Instruction In Culturally Responsive Pedagogy And Practice In The Preservice Training, Professional Development And In-Service Training Provided To Teachers

Mandate Description

Sec. 1 expands the mandate of CGS 10-148a by adding "training in culturally responsive pedagogy and practice" to the list of professional development training provided by boards of education. Sec. 2 expands the mandate of CGS 10-220a by adding "training in culturally responsive pedagogy and practice" to the list of inservice training provided by boards of education.

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: The fiscal note said "none".

[PA 19-117](#) (HB 7424) An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor,

And Provisions Related To Revenue And Other Items To
Implement The State Budget

Mandate Description

Sec. 216 create a new mandate by requiring a municipality that is obligated to or that choose to become a municipal member of the CT Municipal Redevelopment Authority to hold a hearing, enter into a memorandum of understanding, appoint a local development board. Sec. 290 creates a new mandate requiring boards of education to post current and projected expenditures and revenues online as specified and to provide copies to the municipality's legislative body or board of selectmen. Sec. 382 creates a new mandate requiring non-state public employers receiving coverage under the state employee plan for nonstate public employees to submit an annual report including specified information regarding its employee health plan. Note: Sec. 196 is not identified as an increased mandate because, although it increases CGS 19a-231's obligation on health directors by requiring the use of standardized inspection form and guidelines that include a broader range of factors, it also increases the maximum fee for inspection is increased from \$100 to \$250.

Committee(s) Reviewing Bill

Emergency Certification

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

OFA reported the mandates of Sec. 216, described the mandate of Sec. 290 as a procedural change that does not result in an impact, and said Sec. 382 is not anticipated to have a fiscal impact because the information is available to the employers either via the plan carrier or third-party administrator.

[PA 19-118](#) (SB 920)

An Act Concerning The Department Of Public Health's Recommendations For Various Revisions To The Public Health Statutes

Mandate Description

Sec. 70 expands the mandate of Subsec. 75 of CGS 12-81 by exempting nursing homes from the property tax.

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: Various Municipalities - Potential Revenue Loss and the fiscal note mentions the grand list reduction to municipalities that host nursing homes.

[PA 19-146](#) (HB 6997) An Act Requiring The Provision Of Information Concerning Domestic Violence Services And Resources To Students, Parents And Guardians

Mandate Description

Sec. 1 creates a new mandate requiring boards of education to ensure that a student, parent, or guardian who expresses concern about domestic violence receives specified information concerning services and resources available to victims.

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: The fiscal note says “none”.

[PA 19-147](#) (HB 7000) An Act Concerning Training For Certain Public Safety And Emergency Services Personnel

Mandate Description

Sec. 4 creates a new mandate requiring emergency service providers to have specified communication aid for handling situations involving people with autism spectrum disorder, cognitive impairment, or nonverbal learning disorder.

Committee(s) Reviewing Bill

Children – Committee of Cognizance

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

OFA reported: The fiscal note says “none”.

[PA 19-166](#) (HB 7215) An Act Concerning School Climates

Mandate Description

Sec. 4 creates a new mandate requiring boards of education to publish online the plain language explanation of the rights and remedies available under sections 10-4a and 10-4b. Sec. 5 creates a new mandate requiring school boards to provide training materials regarding the prevention of and intervention in discrimination against and targeted harassment of students as specified.

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: The fiscal note says “none”.

[PA 19-171](#) (HB 7244) An Act Concerning The Property Tax Exemption For Service Members And Veterans Having Disability Ratings

Mandate Description

Sec. 1 expands the mandate of Subdivision 20 of CGS 12-81 by increasing the amount of the exemption.

Committee(s) Reviewing Bill

Veterans Affairs – Committee of Cognizance
Planning & Development

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

OFA reported: Various Municipalities - Grand List Reduction

[PA 19-175](#) (HB 7277) An Act Concerning The Creation Of Land Bank Authorities

Mandate Description

Sec. 1 creates a new mandate by establishing procedures for municipalities that choose to create a land bank authority and requires a municipality to remit to the authority 50% of taxes collected on any property conveyed by the authority for a period of five years after conveyance.

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: The bill results in a potential grand list reduction to municipalities that establish a land bank authorities by exempting properties owned by land banks from property taxes and that it requires municipalities to remit 50% of any real estate conveyance taxes collected on property conveyed by a land bank authority.

[PA 19-184](#) (HB 7353) An Act Concerning The Provision Of Special Education

Mandate Description

Sec. 4 creates a new mandate requiring boards of education to update school safety and security plans to incorporate emergency communication plans as specified for students identified as a blind or hard of hearing. Sec 7 creates a new mandate requiring boards of education to notify parents or guardians of children identified as gifted and provide specified information.

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: The fiscal note says “none”.

[PA 19-187](#) (HB 7389) An Act Concerning Confidentiality In The Case Of A Discretionary Transfer Of A Juvenile's Case To The Regular

Criminal Docket And Implementing The Recommendations
Of The Juvenile Justice Policy And Oversight Committee

Mandate Description

Sec. 5 expands the mandate of CGS 18-81cc by requiring a municipality that incarcerates or detains juvenile offenders to annually certify compliance with this section.

Committee(s) Reviewing Bill

Judiciary – Committee of Cognizance
Appropriations

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

OFA reported: The fiscal note says “none”.

[PA 19-193](#) (HB 7192) An Act Concerning Municipal And Regional Opportunities
And Efficiencies

Mandate Description

Sec. 1 creates a mandate in CGS 7-395 that requires a chief executive officer of a municipality or superintendent of schools for the regional school district who is informed that an audit was not prepared in accordance with CGS 7-394 to attest to and explain that finding as specified and to submit a written plan for corrective action.

Committee(s) Reviewing Bill

Planning & Development – Committee of Cognizance
Public Safety

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

OFA reported: The fiscal note says “none”.

Mandates Not Specifically Directed At Municipalities

[PA 19-16](#) (SB 3)

An Act Combatting Sexual Assault And Sexual Harassment

Mandate Description

Sec. 1 increases the mandate of CGS 46a-54 by requiring employers of 3 or more people to provide information to employees as specified regarding the illegality of sexual harassment and remedies available and to provide training as specified.

Committee(s) Reviewing Bill

Judiciary – 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 - Potential Cost, but only considers the cost of time lost to training to the extent that an essential state or municipal employee's shift must be covered by another employee during training.

[PA 19-17](#) (SB 164)

An Act Concerning Workers' Compensation Benefits For Certain Mental Or Emotional Impairments, Mental Health Care For Police Officers And Wellness Training For Police Officers, Parole Officers And Firefighters

Mandate Description

Sec 1 increases the mandate of CGS 31-275 by expanding workers' compensation coverage for police officers experiencing mental or emotional impairment. Sec. 2 creates a new mandate by making a diagnosis of post-traumatic stress disorder eligible for workmen's compensations coverage if it results from one of the listed qualifying events and also specifies procedures. Sec. 4 creates a new mandate requiring a law enforcement unit to provide an examination by a mental health professional for a police officer who is returning to duty as specified. Sec. 7 creates a new mandate requiring law enforcement units, fire departments, and municipal entities employing fire marshals or inspectors to adopt and maintain a written policy as specified and to make peer support and mental health care services available as specified.

Committee(s) Reviewing Bill

Labor – 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 and also mentions the cost for municipalities to provide coverage for workers' compensation claims and for a psychiatric examination to be performed on an officer prior to them returning to duty.

[PA 19-117](#) (HB 7424) An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor, And Provisions Related To Revenue And Other Items To Implement The State Budget

Mandate Description

Sec. 210 increases the mandate of CGS 38a-530 by expanding the criteria warranting comprehensive ultrasound screening by group health insurance plans and by disallowing cost sharing.

Committee(s) Reviewing Bill

Emergency Certification

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

OFA reported: The impact of Sec. 210 will vary according to the details of a specific plan and whether a municipality is grandfathered.

[PA 19-133](#) (HB 5213) An Act Expanding Required Health Insurance Coverage For Hearing Aids

Mandate Description

Sec. 2 expands mandate of CGS 38a-516b by eliminating the restriction of benefit to people of age 12 and below and by increasing the benefit to one hearing aid per ear in two years.

Committee(s) Reviewing Bill

Insurance – Committee of Cognizance

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

OFA reported that the bill does not result in a fiscal impact to municipalities as the bill codifies current practice.

[PA 19-159](#) (HB 7125) An Act Concerning Mental Health And Substance Use Disorder Benefits

Mandate Description

Sec. 5 creates a new mandate prohibiting group insurance providers from denying coverage for covered substance abuse services solely because of the services being provided pursuant to an order issued by a court of competent jurisdiction. Note: Sec. 3 is not identified as a mandate because it codifies federal law.

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 and explains that Sec. 5 will result in a cost to municipal health plans to the extent services are required to be covered for court ordered services that otherwise would have been excluded and also notes that Sec. 3 is not a mandate because it codifies federal law.

State Mandate Reductions

[PA 19-8](#) (HB 6643) An Act Concerning Regional Animal Control Shelters

Mandate Reduction Description

Sec. 1 reduces the mandate of CGS 22-331 by expanding the authorization for regional animal control officers to include towns of up to 50,000 population. The fiscal note says “Various Municipalities: Savings”.

[PA 19-37](#) (HB 5455) An Act Concerning Qualified Forest Fire Fighters

Mandate Reduction Description

Sec. 2 reduces the mandate of CGS 7-314a by stating that members of a volunteer fire company or department will be construed to be employees of the state for the purpose of receiving compensation in accordance with the provisions of chapter 568 for death, disability or injury incurred while performing fire duties under direction of the State Forest Fire Warden or state forest fire personnel. The fiscal note says “none”.

[PA 19-67](#) (SB 265) An Act Concerning Certification Of Moderators And Alternate Moderators

Mandate Reduction Description

Sec. 1 reduces the mandate of CGS 9-229 by increasing the duration of election moderator certification from 2 years to 4, reducing municipal costs associated with recertification. The fiscal note says “Various Municipalities - Potential Savings” and notes the savings if a reduced number of certification classes are necessary.

[PA 19-117](#) (HB 7424) An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor, And Provisions Related To Revenue And Other Items To Implement The State Budget

Mandate Reduction Description

Sec. 271 reduces the mandate of CGS 10-262j by specifying additional criteria for which the minimum budget requirement (MBR) may be reduced. Sec. 272 reduces the mandate of CGS 10-262 by revising the calculation of how changes in aid impact the minimum budget requirement (MBR). The fiscal note says these sections result in a potential savings to local and regional school districts, with the savings to a district being dependent on the specific circumstances of the district.

Mandate Reduction Description

Sec. 1 reduces the mandate of CGS 27-135 by authorizing a municipality to designate a volunteer, not just a town employee to be the municipal veterans' representative. The fiscal note says: Various Municipalities - Potential Savings and mentions the potential savings for municipalities choosing to appoint volunteers, rather than employees, as municipal veterans' service contacts.

Appendix A

MANDATE LEGISLATION LISTED BY LEGISLATIVE COMMITTEE

Emergency Certification

A procedure by which the speaker and president pro tempore jointly propose a bill and send it directly to the House or Senate floor for action without any committee referrals or public hearings.

<https://www.cga.ct.gov/asp/content/Terms.asp#E>

PA 19-117 (HB 7424) An Act Concerning The State Budget For The Biennium Ending June 30, 2021, And Making Appropriations Therefor, And Provisions Related To Revenue And Other Items To Implement The State Budget

Children

PA 19-146 (HB 6997) An Act Requiring The Provision Of Information Concerning Domestic Violence Services And Resources To Students, Parents And Guardians

PA 19-147 (HB 7000) An Act Concerning Training For Certain Public Safety And Emergency Services Personnel

PA 19-166 (HB 7215) An Act Concerning School Climates

Education

PA 19-12 (HB 7082) An Act Concerning The Inclusion Of Black And Latino Studies In The Public School Curriculum

PA 19-100 (SB 1020) An Act Concerning The Inclusion Of Instruction In Culturally Responsive Pedagogy And Practice In The Preservice Training, Professional Development And In-Service Training Provided To Teachers

PA 19-184 (HB 7353) An Act Concerning The Provision Of Special Education

Environment

PA 19-77 (SB 1062) An Act Authorizing Municipal Climate Change And Coastal Resiliency Reserve Funds

Insurance and Real Estate

PA 19-133 (HB 5213) An Act Expanding Required Health Insurance Coverage For Hearing Aids

PA 19-159 (HB 7125) An Act Concerning Mental Health And Substance Use Disorder Benefits

Judiciary

PA 19-16 (SB 3) An Act Combatting Sexual Assault And Sexual Harassment

PA 19-20 (SB 992) An Act Concerning The Trust Act

PA 19-187 (HB 7389) An Act Concerning Confidentiality In The Case Of A Discretionary Transfer Of A Juvenile's Case To The Regular Criminal Docket And Implementing The Recommendations Of The Juvenile Justice Policy And Oversight Committee

Labor and Public Employees

PA 19-4 (HB 5004) An Act Increasing The Minimum Fair Wage

PA 19-17 (SB 164) An Act Concerning Workers' Compensation Benefits For Certain Mental Or Emotional Impairments, Mental Health Care For Police Officers And Wellness Training For Police Officers, Parole Officers And Firefighters

PA 19-25 (SB 1) An Act Concerning Paid Family And Medical Leave

Planning and Development

PA 19-36 (HB 5125) An Act Increasing The Property Tax Abatement For Certain First Responders

PA 19-66 (SB 140) An Act Expanding Eligibility For Tax Relief For Certain Elderly Homeowners

PA 19-175 (HB 7277) An Act Concerning The Creation Of Land Bank Authorities

PA 19-193 (HB 7192) An Act Concerning Municipal And Regional Opportunities And Efficiencies

Public Health

- | | |
|--------------------|---|
| PA 19-90 (SB 380) | An Act Concerning The Use Of Force And Pursuits By Police And Increasing Police Accountability And Transparency |
| PA 19-118 (SB 920) | An Act Concerning The Department Of Public Health's Recommendations For Various Revisions To The Public Health Statutes |

Veterans' Affairs

- | | |
|---------------------|---|
| PA 19-171 (HB 7244) | An Act Concerning The Property Tax Exemption For Service Members And Veterans Having Disability Ratings |
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Appendix B

Sec. 2-32c. Submission to General Assembly of list of state mandates. On and after January 1, 2019, the Connecticut Advisory Commission on Intergovernmental Relations, established pursuant to section 2-79a, shall, 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, 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.

Note: The reference to January 1, 2019 originated in June Sp. Sess. P.A. 17-2