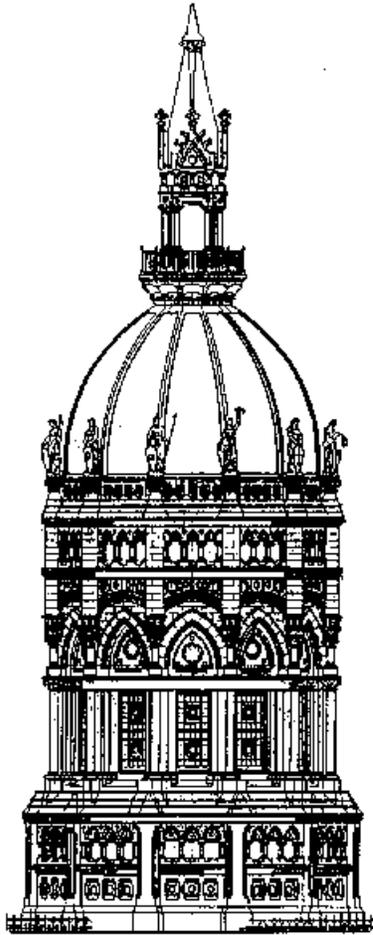


STATE MANDATES ON MUNICIPALITIES: ACTIONS IN 2009



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

www.ct.gov/opm/acir
September 2009

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ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

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September, 2009

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 during the 2009 legislative 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.

The list of bills was developed by ACIR staff with the cooperation and assistance of the Office of Legislative Research, the Office of Fiscal Analysis, the Connecticut Conference of Municipalities and the Connecticut Association of Boards of Education. We believe that collectively we have identified all relevant legislation, but we welcome input on any additional mandates. We have identified twelve bills that we believe will have a moderate impact on municipalities. We have also identified six bills which likely can be absorbed without additional appropriation but which have minimal fiscal impact. We have included an additional six bills which have the impact of a mandate, but which are directed at all entities, not specifically at municipalities.

This year, as in the recent past, the Connecticut General Assembly continued to review existing mandates and eliminate or reduce them whenever possible. As a result, we have included a section to the ACIR report that identifies these "unmandating" actions. For the 2009 legislative session, we have identified eleven bills that contained mandate reductions.

In addition to the listing of the bills as required in the statute, we have provided 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.

OFA Fiscal Impact Statement - We have included the statements, if any, used by the OFA to characterize the municipal fiscal impact of the mandate.

There is one final caveat that we urge legislators to consider in reviewing new mandates both in general and in each specific case. Each mandate contains its own set of issues and problems for local officials. In some cases, the costs are large and/or the requirements are very significant in and of themselves. In other cases, however, the single issue may involve relatively little money or relatively little time, but when combined with many other requirements placed on the same people (and system), there is a cumulative effect that has a substantial impact. This cumulative effect is often a significant hidden burden on municipalities and municipal officials.

The Commission urges the General Assembly to consider the impact of state mandates on local governments as being directly connected to the relationship between the State and its cities and towns. Each mandate that is unfunded or only partially funded is a direct addition to the burden of the property tax, as well as a reduction in local discretionary authority. State mandates represent decisions on local priorities being made in Hartford and, to the extent they are unfunded or underfunded, made by a state body which is separate from the local body that will have to raise the necessary funds. Similar consideration should be also be given to enacting mandates that are funded at the onset, but whose funding may subsequently be reduced or discontinued in future years.

If there are any questions regarding the enclosed report, the ACIR will provide additional information as requested.

Sincerely yours,

W. David LeVasseur
Chairman

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State Mandate Definition Connecticut General Statutes

Sec. 2-32b(a)(2). (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>	
1	6901	(June Special Session) An Act Concerning Educator Certification And Professional Development And Other Education Issues.	1
80	6463	An Act Concerning Membership On Regional Planning Agencies.	1
81	6496	An Act Concerning Green Cleaning Products In Schools.	1
93	973	An Act Concerning The Definition Of Median Income In Enterprise Zones For Assessment Purposes.	2
94	981	An Act Concerning The Availability Of Automatic External Defibrillators In Schools.	2
117	1063	An Act Concerning Eligibility For Benefits For Veterans In Service In Time Of War.	3
131	760	An Act Concerning School Crisis Response Drills And Fire Drills.	3
148	6600	An Act Concerning The Establishment Of The Sustinet Plan.	4
154	735	An Act Improving Bicycle And Pedestrian Access.	4
165	6466	An Act Concerning Projects Of Regional Significance.	4
170	913	An Act Concerning United States Senate Vacancies.	5
196	6041	An Act Concerning Municipal Assessments And Assessment Appeals.	5

MINIMAL MANDATES

5	5186	An Act Concerning The Thompsonville Fire District.	6
36	6439	An Act Concerning The Voting Rights Of Certain Seventeen Year Old Persons.	6

PUBLIC ACT NO.	BILL NO.		PAGE
109	451	An Act Establishing A Silver Alert System.	6
143	940	An Act Concerning The Reporting Of Truancy Data and The Reduction Of Certain Duplicate Reports By The Department Of Information Technology.	7
196	6041	An Act Concerning Municipal Assessments And Assessment Appeals.	7
227	850	An Act Concerning School Inspection Reports.	8

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

51	5023	An Act Requiring Health Insurance Coverage For Wound Care For Individuals With Epidermolysis Bullosa.	8
56	1020	An Act Concerning Pesticide Applications At Child Day Care Centers And Schools.	8
115	301	An Act Concerning Health Insurance Coverage For Autism Spectrum Disorders.	9
124	5433	An Act Clarifying Health Insurance Coverage For Stepchildren.	9
136	6540	An Act Concerning Prescription Eye Drop Refills.	10
220	6539	An Act Concerning Environmental Health.	10

NEW 2009 STATE MANDATE REDUCTIONS

1	6901	(June Special Session) An Act Concerning Educator Certification And Professional Development And Other Education Issues.	10
60	997	An Act Concerning A Municipal Option To Delay Revaluations, A Program Allowing Regional Revaluations, And The Repeal Of Municipal Option To Make Annual Adjustments In Property Values.	11

PUBLIC BILL ACT NO. NO.	PAGE
126 5669 An Act Concerning Employer Health Insurance Premium Payments For Terminated Employees.	11
176 846 An Act Concerning The Disabled Veterans' Property Tax Exemption.	12
177 1009 An Act Concerning Technical Changes to Title 29 To Incorporate The State Fire Prevention Code.	12
187 1081 An Act Concerning The Functions Of The Department Of Motor Vehicles.	12
213 1126 An Act Concerning Land Records.	13
220 6539 An Act Concerning Environmental Health.	13
230 6467 An Act Concerning Smart Growth And The State Plan Of Conservation And Development Policies Plan.	13
234 887 An Act Concerning Changes To Economic Development Statutes And Infrastructure Enhancements At The United States Naval Submarine Base-New London.	14
235 6097 An Act Concerning Brownfields Development Projects.	14

NEW 2009 STATE MANDATES

PA 09-1 (June Special Session) (HB 6901) An Act Concerning Educator Certification And Professional Development And Other Education Issues.

Mandate Description

The bill requires boards of education to report to the Commissioner when certified employees are dismissed pursuant to Section 10-151 (d) (3) of the General Statutes and to establish a professional development committee, in a manner specified by this section. Also, any interdistrict magnet school operator must send written notice to the school district responsible for educating a student who resides in such district and will be enrolled in the magnet school.

Committee(s) Reviewing Bill

Emergency Certification

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

This portion of the bill was not addressed by OFA. ACIR believes that this bill will result in a workload increase and cost for municipalities.

PA 09-80 (SHB 6463) An Act Concerning Membership On Regional Planning Agencies.

Mandate Description

This bill requires every municipal chief elected official, or his designee to be a member of a regional planning agency.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance

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

State Mandate.

PA 09-81 (SHB 6496) An Act Concerning Green Cleaning Products In Schools.

Mandate Description

This bill requires boards of education to adopt and implement a green cleaning program that provides for the procurement and use of environmentally preferable cleaning products in school buildings

and facilities and to report on what actions have been taken to implement such program in its biennial report on school facilities to the Commissioner of Education.

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 did not see any fiscal impact on municipalities. However, ACIR believes that this bill will result in a slight workload increase and cost.

PA 09-93 (SB 973) An Act Concerning The Definition Of Median Income In Enterprise Zones For Assessment Purposes.

Mandate Description

This bill requires municipalities to grant two types of property tax exemptions to taxpayers in enterprise zones who improve their properties.

Committee(s) Reviewing Bill

Commerce - Committee of Cognizance

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

The bill will result in an indeterminate revenue impact on various municipalities.

PA 09-94 (SSB 981) An Act Concerning The Availability Of Automatic External Defibrillators In Schools.

Mandate Description

This bill requires schools to develop, by July 1, 2010, emergency action response plans stipulating the appropriate use of school personnel to respond to individuals experiencing sudden cardiac arrest or some other life-threatening emergency while on school grounds and also during any athletic event or practice on school grounds.

Committee(s) Reviewing Bill

Public Health - Committee of Cognizance

Education
Appropriations

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

This portion of the bill was not addressed by OFA. ACIR believes that this bill will result in a minimal workload increase and cost for municipalities.

PA 09-117 (SSB 1063) An Act Concerning Eligibility For Benefits For Veterans In Service In Time Of War.

Mandate Description

This bill expands the eligibility for municipal property tax exemptions for veterans to include the period from July 24, 1987 to August 1, 1990.

Committee(s) Reviewing Bill

Select committee on Veterans' Affairs - Committee of Cognizance
Finance, Revenue and Bonding

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

The bill will increase costs on municipalities.

PA 09-131 (SSB 760) An Act Concerning School Crisis Response Drills And Fire Drills.

Mandate Description

This bill requires that each school board substitute a crisis response drill for a fire drill every third month and they must develop such drill in consultation with the local law enforcement agency.

Committee(s) Reviewing Bill

Public Safety and Security - Committee of Cognizance

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

OFA did not see any fiscal impact on the school boards. However, ACIR believes that this bill will result in a workload increase and cost.

PA 09-148 (SHB 6600) An Act Concerning The Establishment Of The Sustinet Plan.

Mandate Description

This bill requires that every municipal agency, department, board, commission and council fully cooperate with the Sustinet Health Partnership board of directors in the design and implementation of the Sustinet Plan.

Committee(s) Reviewing Bill

Public Health - Committee of Cognizance
Human Services
Labor and Public Employees
Insurance and Real Estate

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

This portion of the bill was not addressed by OFA. ACIR believes that this bill will result in an indeterminate workload increase and cost for municipalities.

PA 09-154 (SSB 735) An Act Improving Bicycle And Pedestrian Access.

Mandate Description

This bill requires municipalities, as of October 1, 2010, to spend 1% of all money received for road projects on bikeways and sidewalks.

Committee(s) Reviewing Bill

Transportation - Committee of Cognizance
Planning and Development
Government, Administration and Elections
Appropriations

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

OFA did not see any fiscal impact on the municipalities. However, ACIR believes that this bill will result in a cost to municipalities.

PA 09-165 (SHB 6466) An Act Concerning Projects Of Regional Significance.

Mandate Description

This bill requires regional planning organizations (RPOs) to establish a pre-application review for projects with a regional significance and that local agencies participate, upon request.

Committee(s) Reviewing Bill

Planning and Development - Committee of Cognizance
Government, Administration and Elections
Appropriations

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

State Mandate – Potential Cost.

PA 09-170 (SSB 913) An Act Concerning United States Senate Vacancies.

Mandate Description

This bill requires a special election to be held whenever a vacancy occurs in the United States Senate, unless the vacancy occurs less than 125 days before the next regular state election.

Committee(s) Reviewing Bill

Government, Administration and Elections - Committee of Cognizance

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

State Mandate – Cost.

PA 09-196 (SHB 6041) An Act Concerning Municipal Assessments And Assessment Appeals.

Mandate Description

The bill requires the board of assessment appeals to hold a hearing on any appeal of commercial industrial, utility or apartment property with an assessed value up to \$1 million dollars. (this is up from the old limit of \$500,000)

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance
Appropriations

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

State Mandate – Cost.

MINIMAL MANDATES

PA 09-5 (SHB 5186) An Act Concerning The Thompsonville Fire District.

Mandate Description

The bill allows any 18-year old resident of the district to vote at the annual special meetings of the district.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance

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

This bill results in a cost to the district.

PA 09-36 (HB 6439) An Act Concerning The Voting Rights Of Certain Seventeen Year Old Persons.

Mandate Description

The bill allows any 17-year old, but will be 18 by the time of the regular election, to vote in a primary of a party held for such regular election.

Committee(s) Reviewing Bill

Government Administration and Elections – Committee of Cognizance

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

State Mandate - Cost.

PA 09-109 (SSB 451) An Act Establishing A Silver Alert System.

Mandate Description

The bill requires municipal police departments to accept reports of missing persons over the age of 18 with mental impairments and persons over the age of 65 and to alert all on-duty police officers and other appropriate law enforcement agencies of such missing person.

Committee(s) Reviewing Bill

Select Committee on Aging – Committee of Cognizance
Public Safety And Security

Transportation

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

OFA did not see any fiscal impact on municipalities. However, ACIR believes that this bill will result in a minimal workload increase and cost.

PA 09-143 (SSB 940) An Act Concerning The Reporting Of Truancy Data and The Reduction Of Certain duplicate Reports By The Department Of Information Technology.

Mandate Description

This bill requires school boards to include information on truancy in the strategic school profile report that it submits to the Commissioner of Education, in a manner specified by this section.

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 did not see any fiscal impact on municipalities. However, ACIR believes that this bill will result in a minimal workload increase and cost.

PA 09-196 (SHB 6041) An Act Concerning Municipal Assessments And Assessment Appeals.

Mandate Description

The bill requires any assessor who changes any property valuation to document, in writing, the reason for such change on the property card for the real estate parcel whose revaluation was changed.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance
Appropriations

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

OFA did not see any fiscal impact on municipalities. However, ACIR believes that this bill will result in a minimal workload increase and cost.

PA 09-227 (SSB 850) An Act Concerning School Inspection Reports.

Mandate Description

The bill requires local fire marshals to submit a written report to the board of education documenting each inspection of a school building.

Committee(s) Reviewing Bill

Public Safety and Security – Committee of Cognizance
Education

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

OFA did not see any fiscal impact on municipalities. However, ACIR believes that this bill will result in a minimal workload increase and cost.

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

PA 09-51 (HB 5023) An Act Concerning Health Insurance Coverage For Wound Care for Individuals With Epidermolysis Bullosa.

Mandate Description

This bill requires that as of January 1, 2010 group health insurance policies include coverage for the treatment of epidermolysis bullosa which are administered under the direction of a physician.

Committee(s) Reviewing Bill

Insurance and Real Estate – Committee of Cognizance

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

State Mandate - Cost.

PA 09-56 (SSB 1020) An Act Concerning Pesticide Applications At Child Day Care Centers And Schools.0.

Mandate Description

This bill requires that only a certified pesticide applicator shall apply pesticides within any day care center, except for emergencies to eliminate an immediate threat to human health. Also, prior to application of pesticide the day care center must notify the parents of each child, in a manner specified by this section.

Committee(s) Reviewing Bill

Environment – Committee of Cognizance
Public Health
Education

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

This bill results in a potential workload increase and cost.

PA 09-115 (SSB 301) An Act Concerning Health Insurance Coverage For Autism Spectrum Disorders.

Mandate Description

The bill expands what group health insurance policies must cover regarding autism spectrum disorders. It requires a policy to cover the diagnosis and treatment of autism spectrum disorders, including behavioral therapy for a child age 15 or younger and certain prescription drugs and psychiatric and psychological services.

Committee(s) Reviewing Bill

Insurance and Real Estate - Committee of Cognizance

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

State Mandate - Cost.

PA 09-124 (SHB 5433) An Act Clarifying Health Insurance Coverage For Stepchildren.

Mandate Description

The bill requires group health insurance policies to cover stepchildren on the same basis as biological children.

Committee(s) Reviewing Bill

Insurance and Real Estate – Committee of Cognizance

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

State Mandate - Cost.

PA 09-136 (SHB 6540) An Act Concerning Prescription Eye Drop Refills.

Mandate Description

This bill requires that group health insurance policies include benefits for prescription eye drops.

Committee(s) Reviewing Bill

Select Committee on Aging – Committee of Cognizance
Public Health
Appropriations

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

State Mandate - Cost.

PA 09-220 (SHB 6539) An Act Concerning Environmental Health.

Mandate Description

This bill requires municipal water companies serving one thousand or more persons to include a summary of its underground infrastructure replacement practices in the water supply plan it submits to the Commissioner of Public Health.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance
Energy And Technology

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

OFA did not see any fiscal impact on municipalities. However, ACIR believes that this bill will result in a minimal workload increase and cost.

NEW 2009 STATE MANDATE REDUCTIONS

PA 09-1 (June Special Session) (HB 6901) An Act Concerning Educator Certification And Professional Development And Other Education Issues.

Mandate Reduction Description

This bill removes the requirement for those with provisional certificates to be under the direct supervision of the superintendent or such administrator designated by the superintendent and, as of

7/1/11, continuing education shall be determined by the local board of education. The bill removes the requirement for the boards of education to provide a program for teachers with nonrenewable temporary certificates and who have not successfully completed the competency exam. Also, anyone who holds a valid teachers certificate from out of state, if they meet certain standards as determined by this section, does not have to complete the competency test. In addition, the bill allows applicants for teacher certificates in subject shortage areas to substitute life achievement or an excellent test score for subject area requirements pursuant to Sec. 10-145f of the General Statutes. Finally, the bill allows charter schools to enter into cooperative arrangements, as described in sec. 10-158a.

Committee(s) Reviewing Bill

Finance, Revenue and Bonding – Committee of Cognizance

PA 09-60 (SSB 997) An Act Concerning A Municipal Option To Delay Revaluations, A Program Allowing Regional Revaluations, And The Repeal Of The Municipal Option To Make Annual Adjustments In Property Values.

Mandate Reduction Description

This bill allows municipalities that, under current law, revalued or must revalue real property in the 2008, 2009, or 2010 assessment year to delay revaluation to the 2011 assessment year. It also allows towns phasing in assessment increases from earlier revaluations and scheduled to implement a phase-in step for the 2008 assessment year to suspend the phase-ins for up to two years until 2011. The bill also allows a postponement of a revaluation to allow two or more towns who will be doing joint revaluations to synchronize their revaluation schedules.

Committee(s) Reviewing Bill

Finance, Revenue and Bonding – Committee of Cognizance

PA 09-126 (SHB 5669) An Act Concerning Employer Health Insurance Premium Payments For Terminated Employees.

Mandate Reduction Description

The bill permits municipalities to stop paying group health insurance premiums related to an employee and his or her dependents 72 hours after the employee quits or is terminated in a way other than being laid off.

Committee(s) Reviewing Bill

Insurance and Real Estate – Committee of Cognizance

PA 09-176 (SB 846) An Act Concerning The Disabled Veterans' Property Tax Exemption.

Mandate Reduction Description

The bill eliminates the requirement that a veteran under age 65 claiming the veterans' disabled property tax exemption provide annual proof of his or her disability to the town assessor unless the federal Veterans' Administration changes the disability rating.

Committee(s) Reviewing Bill

Select Committee on Veterans' Affairs – Committee of Cognizance
Planning and Development

PA 09-177 (SSB 1009) An Act Concerning Technical Changes to Title 29 To Incorporate The State Fire Prevention Code.

Mandate Reduction Description

This bill eliminates the mandatory inspections for vehicles used for the storage or transportation of flammable or combustible liquids, allowing municipalities instead, to require, by ordinance, inspection of such vehicles registered with the motor vehicles. The bill also eliminates the mandatory tank inspections and hazard reports.

Committee(s) Reviewing Bill

Public Safety and Security – Committee of Cognizance

PA 09-187 (SB 1081) An Act Concerning The Functions Of The Department Of Motor Vehicles.

Mandate Reduction Description

This bill permits police reports required under this section to be submitted electronically as an alternative to mailing a hard, written copy.

Committee(s) Reviewing Bill

Transportation – Committee of Cognizance
Public Safety and Security
Judiciary
Finance, Revenue and Bonding

Appropriations
Planning and Development

PA 09-213 (SSB 1126) An Act Concerning Land Records.

Mandate Reduction Description

The bill eliminates the requirements that the town clerk make a marginal notation on the recorded original condominium instruments when the designation and agent for service of process named in the declaration has been changed.

Committee(s) Reviewing Bill

Judiciary – Committee of Cognizance

PA 09-220 (SHB 6539) An Act Concerning Environmental Health.

Mandate Reduction Description

For municipal water companies serving one thousand or more persons, this bill delays the submittal of revised water supply plans to the Commissioner of Public Health from every three to five years to every six to nine years.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance
Energy And Technology

PA 09-230 (SHB 6467) An Act Concerning Smart Growth And The State Plan Of Conservation And Development Policies Plan.

Mandate Reduction Description

The bill temporarily removes the requirement that municipalities update their plans of conservation and development, and the penalty provision for municipalities who don't update the report, for two years until the next time that the state adopts the revised Plan of C&D, scheduled to be done by July 1, 2012.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance
Appropriations

PA 09-234 (SSB 887) An Act Concerning Changes To Economic Development Statutes And Infrastructure Enhancements At The United

States Naval Submarine Base-New London.

Mandate Reduction Description

The bill delays from July 1, 2011 to October 1, 2011 when every municipality with an enterprise zone must begin reporting to the Commissioner of Economic and Community Development on the progress of the municipality in meeting the performance standards, in a time and manner specified by this section.

Committee(s) Reviewing Bill

Commerce – Committee of Cognizance

PA 09-235 (SHB 6097) An Act Concerning Brownfields Development Projects.

Mandate Reduction Description

The bill broadens the circumstances under which municipalities qualify as innocent third parties, a designation that protects them from liability for cleanup costs.

Committee(s) Reviewing Bill

Commerce – Committee of Cognizance
Planning and Development
Appropriations
Judiciary

Appendix A

MANDATE LEGISLATION LISTED BY LEGISLATIVE COMMITTEE

Commerce Committee

- PA 93 (SB 973) An Act Concerning The Definition Of Median Income In Enterprise Zones for Assessment Purposes.
- PA 234 (SSB 887) An Act Concerning Changes To Economic Development Statutes And Infrastructure Enhancements At The United States Naval Submarine Base – New London. (Mandate Reduction)
- PA 235 (SHB 6097) An Act Concerning Brownfields Development Projects. (Mandate Reduction)

Education Committee

- PA 81 (SHB 6496) An Act Concerning Green Cleaning Products In Schools.
- PA 143 (SSB 940) An Act Concerning The Reporting Of Truancy Data And The Reduction Of Certain Duplicate Reports By The Department Of Information Technology.

Emergency Certification

- PA 1 (HB 6901)
(June Special Session) An Act Concerning Educator Certification And Professional Development And Other Education Issues. (Mandate And Mandate Reduction)

Environment Committee

- PA 56 (SSB 1020) An Act Concerning Pesticide Applications At Child Day Care Centers And Schools.

Finance, Revenue And Bonding Committee

- PA 60 (SSB 997) An Act Concerning A Municipal Option To Delay Revaluations, A Program Allowing Regional Revaluations, And The Repeal Of The Municipal Option To Make Annual Adjustments In Property Values. (Mandate Reduction)

Government Administration And Elections

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| PA 36 (HB 6439) | An Act Concerning The Voting Rights Of Certain Seventeen Year Old Persons. |
| PA 170 (SSB 913) | An Act Concerning United States Senate Vacancies. |

Insurance and Real Estate Committee

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| PA 51 (HB 5023) | An Act Requiring Health Insurance Coverage For Wound Care For Individuals With Epidermolysis Bullosa. |
| PA 115 (SSB 301) | An Act Concerning Health Insurance Coverage For Autism Spectrum Disorders. |
| PA 124 (SHB 5433) | An Act Clarifying Health Insurance Coverage For Stepchildrin. |
| PA 126 (SHB 5669) | An Act Concerning Employer Health Insurance Premium Payments For Terminated Employees. (Mandate Reduction) |

Judiciary Committee

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| PA 213 (SSB 1126) | An Act Concerning Land Records. (Mandate Reduction) |
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Planning and Development Committee

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| PA 5 (SHB 5186) | An Act Concerning The Thompsonville Fire District. |
| PA 80 (SHB 6463) | An Act Concerning Membership On Regional Planning Agencies. |
| PA 165 (SHB 6466) | An Act Concerning Projects Of Regional Significance. |
| PA 196 (SHB 6041) | An Act Concerning Municipal Assessments And Assessment Appeals. |
| PA 230 (SHB 6467) | An Act Concerning Smart Growth And The State Plan Of Conservation and Development Policies Plan. (Mandate Reduction) |

Public Health Committee

- PA 94 (SSB 981) An Act Concerning The Availability Of Automatic External Defibrillators In Schools.
- PA 148 (SHB 6600) An Act Concerning The Establishment Of The Sustinet Plan.
- PA 220 (SHB 6539) An Act Concerning Environmental Health. (Mandate and Mandate Reduction)

Public Safety and Security Committee

- PA 131 (SSB 760) An Act Concerning School Crisis Response Drills And Fire Drills.
- PA 177 (SSB 1009) An Act Concerning Technical Changes To Title 29 To Incorporate The State Fire Prevention Code. (Mandate Reduction)
- PA 227 (SSB 850) An Act Concerning School Inspection Reports.

Select Committee On Aging

- PA 109 (SSB 451) An Act Establishing A Silver Alert System.
- PA 136 (SHB 6540) An Act Concerning Prescription Eye Drop Refills.

Select Committee On Veterans' Affairs

- PA 117 (SSB 1063) An Act Concerning Eligibility For Benefits For Veterans In Service In Time Of War.
- PA 176 (SB 846) An Act Concerning The Disabled Veterans' Property Tax Exemption. (Mandate Reduction)

Transportation Committee

- PA 154 (SSB 735) An Act Improving Bicycle And Pedestrian Access.
- PA 187 (SB 1081) An Act Concerning The Functions Of The Department Of Motor Vehicles. (Mandate Reduction)

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.