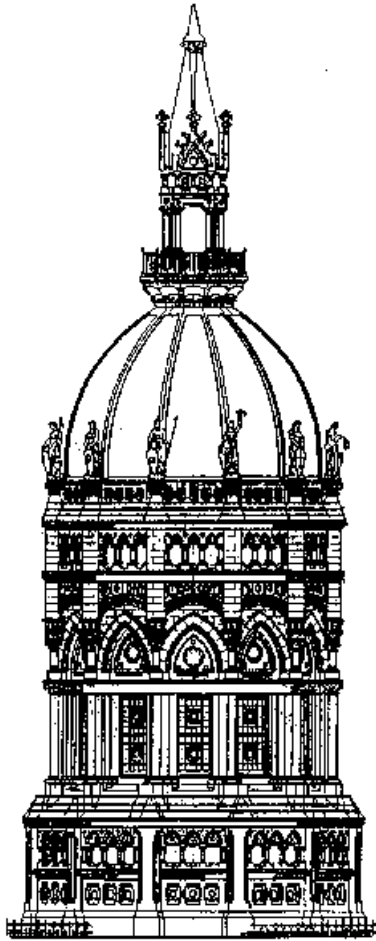


STATE MANDATES ON MUNICIPALITIES: ACTIONS IN 2008



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

www.ct.gov/opm/acir
September 2008

ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

September 2008 Commission Membership

Officers

W. David LeVasseur, Chair
Alice V. Meyer, Vice-Chair

Members

Hon. Gale Slossberg, Designee of the Senate President Pro Tempore
Diane Reynolds, Designee of the Speaker of the House
James O' Leary, Designee of the Senate Minority Leader
Ron Harris, Designee of the Commissioner of the Department of Education
Vacant, Designee of the Commissioner of the Department of Environmental Protection
Joseph Oros, Designee of the Comm. of the Dept. of Economic & Community Development
Lee Erdmann, Chief Operating Officer of Hartford
Hon. Kenneth A. Flatto, First Selectman of Fairfield
Scott Shanley, Town Manager of Manchester
Hon. Tim Stewart, Mayor of New Britain
Hon. Bruno Simmonetti, First Selectman of Bolton
Bonnie Therrien, Town Manager of Wethersfield
James Finley, Connecticut Conference of Municipalities
Hon. Barbara Henry, Council of Small Towns
Nancy Nickerson, Connecticut Association of Boards of Education
Virginia Seccombe, Ph.D., Connecticut Association of Public School Superintendents
Linda Krause, Connecticut Association of Regional Planning Organizations
Tim Herbst, Public Member
Mercedes G. Alonzo, Public Member
Daniel Grasso, Public Member
Margaret Wirtenberg Ph.D., Public Member

Staff

Richard Van Ausdall, Division Director
Brian E. West, Research Analyst



ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

450 Capitol Ave., Ms#54SLP
Hartford, CT 06106-1379
Phone (860) 418-6385

September, 2008

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 2008 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 eleven bills that we believe will have a moderate impact on municipalities. We have also identified three bills which likely can be absorbed without additional appropriation but which have minimal fiscal impact. We have included an additional five 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 2008 legislative session, we have identified fourteen 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. The State should also be highly sensitive to enacting mandates with funding at the onset, but with subsequently reduced or discontinued funding levels.

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

Sincerely yours,

W. David LeVasseur
Chairman

TABLE OF CONTENTS

I	State Mandate Definition	i
II	Public Acts Included in Listing	iii
III	New 2008 State Mandates	1
	Minimal Mandates	7
	Mandates Not Specifically Directed Toward Municipalities	9
IV	New 2008 State Mandate Reductions	11
V	Legislation Listed by Legislative Committee	Appendix A
VI	Statute Mandating the ACIR Report	Appendix B

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>	
3	6502	(June Special Session) An Act Concerning Comprehensive Ethics Reform.	1
32	5748	An Act Concerning Teenage Drivers.	1
57	5545	An Act Concerning The Interstate Compact On Educational Opportunity For Military Children And Graduate Degrees For Members Of The Connecticut National Guard.	2
61	5629	An Act Concerning Workers' Compensation Coverage For Firefighters And Police Officers.	2
65	5802	An Act Concerning The State Fire Prevention Code.	3
67	5875	An Act Concerning The Protection Of Family Violence Victims In Family Relations Matters And The Notification Of A Family Or Household Member After A Motor Vehicle Fatality.	3
121	305	An Act Concerning Military Transportation.	4
137	5730	An Act Concerning Environmental Health.	4
150	298	An Act Concerning The Department Of Motor Vehicles.	5
153	5870	An Act Concerning Minor Changes To The Education Statutes.	5
160	5826	An Act Concerning School Learning Environment.	6

MINIMAL MANDATES

65	5802	An Act Concerning The State Fire Prevention Code.	7
151	694	An Act Concerning Erasure Of Criminal Records Released To The Public.	7

PUBLIC ACT NO.	BILL NO.		PAGE
174	5873	An Act Concerning The Face Of Connecticut Steering Committee, The Preservation Of Farmland, A Municipal Grant Program For Development Projects, Loans For Brownfield Purchasers And Tax Exemptions For Open Space Land Held By Or For Certain Corporations.	8

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

40	5438	An Act Concerning Making Permanent The Unemployment Benefits For Military Spouses.	9
92	5105	An Act Concerning The Minimum Wage.	9
125	167	An Act Concerning Benefits For Inpatient Treatment Of Serious Mental Or Nervous Conditions.	9
132	5696	An Act Requiring Insurance Coverage For Autism Spectrum Disorder Therapies.	10
137	5730	An Act Concerning Environmental Health.	10

NEW 2008 STATE MANDATE REDUCTIONS

7	360	An Act Concerning Water Diversion For The Durham Fair.	11
10	495	An Act Concerning Eligibility For The Public Housing Pilot Program And The Low And Moderate Income Housing Tax Abatement.	11
35	5163	An Act Concerning The Recycling Of Covered Electronics Devices.	11
43	5633	An Act Concerning Continuation Of Water Liens.	12
70	5163	An Act Expanding The Enforcement Authority Of The Division Of Special Revenue.	12
107	5871	An Act Concerning The BEST Program.	12
128	5330	An Act Concerning Municipal Utilities.	12

PUBLIC ACT NO.	BILL NO.		PAGE
134	496	An Act Concerning Public Health Preparedness.	13
141	5899	An Act Concerning On-Line Procurement By State Agencies, Municipalities And Regional And Local School Districts.	13
150	298	An Act Concerning The Department Of Motor Vehicles.	13
160	5826	An Act Concerning School Learning Environment.	13
169	402	An Act Concerning Authorization Of State Grant Commitments For School Building Projects, Changes To The Statutes Relating To School Construction, Regional School Districts And Magnet Schools, Providing Funding For Start-Up Costs For Magnet Schools And The Development Of A Plan For The Teaching Of Children With Autism.	14
170	404	An Act Concerning Various Education Grants And Changes To The Statutes Concerning Magnet Schools, Vocational Agriculture Centers And The Certification Of Bilingual Education Teachers.	14
184	5701	An Act Concerning Revisions To Statutes Pertaining To The Department Of Public Health.	15

NEW 2008 STATE MANDATES

PA 08-3 (June Special Session) (HB 6502) An Act Concerning Comprehensive Ethics Reform.

Mandate Description

The bill requires public agencies to post, on available websites, meeting dates, times and minutes required by law to be publicly disclosed.

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 08-32 (SHB 5748) An Act Concerning Teenage Drivers.

Mandate Description

This bill requires that any police officer, who issues an infraction to a motor vehicle operator for a violation of section 14-36g of the Connecticut General Statutes concerning operation of a motor vehicle by a 16-17 year old, file a written report, in a manner specified by this section, to the Commissioner of Motor Vehicles.

Committee(s) Reviewing Bill

Transportation – Committee of Cognizance
Judiciary

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 workload increase and cost.

PA 08-57 (SHB 5545) An Act Concerning The Interstate Compact On Educational Opportunity For Military Children And

Graduate Degrees For Members Of The Connecticut National Guard.

Mandate Description

This bill requires receiving schools to enroll and place transferring military children based on information provided in unofficial records if official records are not immediately available. The school in the receiving state shall request the official records from the school in the sending state, which will then have ten days to process and furnish the official records. Also, the local school district or education agency is prohibited from charging local tuition to a transitioning military child placed in the care of a noncustodial parent or other guardian who lives in a jurisdiction other than that of the custodial parent. The transitioning military child placed with someone other than the custodial parent in a jurisdiction other than that of the custodial parent may continue to attend the school where he was enrolled while residing with the custodial parent. (The requirements of this compact will not become effective until a minimum of ten states adopt the compact)

Committee(s) Reviewing Bill

Select Committee on Veterans' Affairs - Committee of Cognizance
Higher Education and Employment Advancement
Education
Government Administration and Elections

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 workload increase and cost.

PA 08-61 (SHB 5629) An Act Concerning Workers' Compensation Coverage For Firefighters And Police Officers.

Mandate Description

This bill stipulates that for paid police officers and firefighters any condition or impairment of health caused by a cardiac emergency is to be presumed to have happened in the line of duty.

Committee(s) Reviewing Bill

Labor and Public Employees - Committee of Cognizance
Appropriations

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

State Mandate - Cost.

PA 08-65 (HB 5802) An Act Concerning The State Fire Prevention Code.

Mandate Description

This bill requires the local fire marshall, upon receipt of valid information that a building or facility is hazardous to life safety from fire, to inspect such building or facility. Also, whenever an owner or occupant of a building or facility has been notified of a fire code violation(s) and fails to remedy such violation(s) within a reasonable period of time, the local fire marshal shall notify the appropriate prosecuting attorney in writing, in a manner specified by Section 7 of this bill, of all the relevant facts.

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 municipalities. However, ACIR believes that this bill will result in a workload increase and cost.

PA 08-67 (SHB 5875) An Act Concerning The Protection Of Family Violence Victims In Family Relations Matters And The Notification Of A Family Or Household Member After A Motor Vehicle Fatality.

Mandate Description

This bill requires that each police department or agency or individual responsible for investigating motor vehicle accidents develop a policy, in a manner specified by this section, for identifying and notifying a member of a person's family or household with respect to any motor vehicle accident in which a person is killed and that they so notify such person.

Committee(s) Reviewing Bill

Judiciary - Committee of Cognizance
Public Safety and Security

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 workload increase and cost.

PA 08-121 (SSB 305) An Act Concerning Military Transportation.

Mandate Description

This bill requires municipalities to exempt one motor vehicle owned by an active member of the armed forces from local property taxes whether it is garaged in state or out of state.

Committee(s) Reviewing Bill

Select Committee on Veterans' Affairs – Committee of Cognizance
Transportation

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

State Mandate

PA 08-137 (SHB 5730) An Act Concerning Environmental Health.

Mandate Description

This bill requires the municipality to be responsible for any relocation assistance to anyone displaced from their home because of an order from the local department of health. The local department of health must give written notification, in a manner specified by this Section 2 of this bill, to any person so displaced explaining their rights. Also, when a permit application is filed with the building inspector for any project that includes certain use changes or installation of fixtures affecting the water system, said inspector must give written notice of the application to the affected water company, in a manner specified by Section 5 of this bill.

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)

State Mandate - Cost.

PA 08-150 (SSB 298) An Act Concerning The Department Of Motor Vehicles.

Mandate Reduction Description

The bill eliminates the requirement in current law that an antique, rare or special interest motor vehicle must be registered in order for

it to be eligible for a maximum assessment of \$500 for property tax purposes.

Committee(s) Reviewing Bill

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

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

State Mandate.

PA 08-153 (SHB 5870) An Act Concerning Minor Changes To The Education Statutes.

Mandate Description

Under current law, elementary schools must include a program on democracy in their fourth or fifth grade curriculum. Under this bill, such a program is required in their third, fourth or fifth grade curriculum. The bill also requires any school or school district identified as “in need of improvement” and requiring corrective action pursuant to the No Child Left Behind Act to be designated as low achieving and subject to intensified supervision by the State Board of Education. New supervisory actions include additional training and technical assistance for parents and guardians of children attending the school or a school in the district; requiring local and regional boards of education to undergo training to improve their operational efficiency and effectiveness as leaders of their districts improvement plan; and submittal of an annual action plan to the Commissioner of Education outlining how, when and in what manner their effectiveness can be monitored. Finally, each local and regional board of education is required to establish a school district curriculum committee to develop, review and approve all curriculum for the district.

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 believes that there is a cost to municipalities.

PA 08-160 (SHB 5826) An Act Concerning School Learning Environment.

Mandate Description

This bill requires all boards of education to implement the anti-bullying policies that they previously were required to develop. Also, requires boards of education except those that implement an evidence-based model to provide in-service training to teachers in bullying prevention.

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 workload increase and cost.

MINIMAL MANDATES

PA 08-65 (HB 5802) An Act Concerning The State Fire Prevention Code.

Mandate Description

This bill requires the local fire marshal to notify the State Fire Marshal if he determines that there exists in a building a risk of death or injury (as stipulated of Section 29-306© of the Connecticut General Statutes) and if he determines that these conditions cannot be abated in four hours or less. Also, whenever the local fire marshal receives an application for a variance from a part of the State Fire Code, he must forward the application, along with his recommendation, by first class mail to the State Fire Marshal within 15 days of receipt.

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 municipalities. However, ACIR believes that this bill will result in a minimal workload increase and cost.

PA 08-151 (SB 694) An Act Concerning Erasure Of Criminal Records Released To The Public**Mandate Description**

This bill requires police departments to erase certain electronic records, in a manner specified in Section 54-142 of the Connecticut General Statutes, as amended by this bill, when the criminal case has been disposed of.

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

PA 08-174 (SHB 5873) An Act Concerning The Face of Connecticut Steering Committee, The Preservation Of Farmland, A Municipal Grant Program For Development Projects, Loans For Brownfield Purchasers And Tax Exemptions For Open Space Land Held By Or For Certain Corporations.

Mandate Description

The bill exempts land from local property taxes if it is held by a nonprofit corporation and preserved as open space. The bill specifies that any nonprofit organization that owns land for open space must use the land for a charitable purpose in order to receive the exemption.

Committee(s) Reviewing Bill

Environment – Committee of Cognizance
Government and Elections
Finance, Revenue and Bonding

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 revenue decrease to municipalities.

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

PA 08-40 (HB 5438)

**An Act Concerning Making Permanent The
Unemployment Benefits For Military Spouses.**

Mandate Description

By removing the June 30, 2008 sunset date, this bill allows an individual, whose spouse is on active duty and is required by the armed forces to relocate, to be permanently eligible to apply for unemployment compensation benefits.

Committee(s) Reviewing Bill

Select Committee on Veterans' Affairs - Committee of Cognizance
Labor and Public Employees

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

OFA believes this bill will have a cost for municipalities.

PA 08-92 (SHB 5105) An Act Concerning The Minimum Wage.

Mandate Description

The bill increases the state minimum wage from the current \$7.65 to eight dollars beginning January 1, 2009 and to eight dollars and twenty-five cents per-hour beginning January 1, 2010.

Committee(s) Reviewing Bill

Labor and Public Employees – Committee of Cognizance

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

State Mandate - Cost.

PA 08-125 (SSB 167) An Act Concerning Benefits For Inpatient Treatment Of Serious Mental Or Nervous Conditions.

Mandate Description

This bill requires that as of January 1, 2009 group health insurance policies include benefits for treatment in a residential treatment facility for anyone with a serious mental or nervous condition when it is determined that the person cannot be treated in any other setting.

Committee(s) Reviewing Bill

Insurance and Real Estate – Committee of Cognizance
Public Safety and Security

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

This bill will result in a potential indeterminate cost.

PA 08-132 (SHB 5696) An Act Requiring Insurance Coverage For Autism Spectrum Disorder Therapies.

Mandate Description

This bill requires that as of January 1, 2009 group health insurance policies include coverage for physical, speech and occupational therapy services for the treatment of autism spectrum disorders.

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)

This bill will result in a potential cost.

PA 08-137 (SHB 5730) An Act Concerning Environmental Health.

Mandate Description

This bill requires that a municipal water company, upon receipt of notification by the building inspector of a project that includes water use changes or installation of certain fixtures, evaluate the project and notify the building inspector of its determination.

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)

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

NEW 2008 STATE MANDATE REDUCTIONS

PA 08-7 (SSB 360) An Act Concerning Water Diversion For The Durham Fair.

Mandate Reduction Description

This bill allows the town of Durham to withdraw up to one hundred thousand gallons of water per day for three consecutive days per year without the water diversion permit normally required by statute.

Committee(s) Reviewing Bill

Environment – Committee of Cognizance

PA 08-10 (SSB 495) An Act Concerning Eligibility For The Public Housing Pilot Program And The Low And Moderate Income Housing Tax Abatement.

Mandate Reduction Description

The bill removes the 40 consecutive fiscal years limit that the Department of Economic and Community Development placed on reimbursements to municipalities for loss of property tax revenues. The bill also expands reimbursement eligibility to include successor owners, potentially continuing reimbursement costs.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance

PA 08-35 (SHB 5163) An Act Concerning The Recycling Of Covered Electronics Devices.

Mandate Description

This bill postpones, from January, 2009 to July, 2009, the requirement for municipalities to provide for the recycling of CEDs generated within its boundaries by participating in the state-wide electronics recycling program.

Committee(s) Reviewing Bill

Environment – Committee of Cognizance
Finance, Revenue & Bonding

PA 08-43 (HB 5633) An Act Concerning Continuation of Water Liens.

Mandate Reduction Description

The bill extends from one year to two years the time a lien for delinquent municipal water rates and charges runs before it must be continued by filing a certificate with the town clerk.

Committee(s) Reviewing Bill

Planning and Development – Committee of Cognizance

PA 08-70 (SHB 5163) An Act Expanding The Enforcement Authority Of The Division Of Special Revenue.

Mandate Description

This bill relieves local law enforcement agencies from responsibilities for certain criminal enforcement activities associated with the Division of Special Revenue.

Committee(s) Reviewing Bill

Public Safety and Security – Committee of Cognizance

PA 08-107 (SHB 5871) An Act Concerning The BEST Program.

Mandate Reduction Description

The bill eliminates the Beginning Educator Support and Training (BEST) program and the attendant cost to municipalities. (This is likely to be replaced by a similar program in the future.)

Committee(s) Reviewing Bill

Education – Committee of Cognizance

PA 08-128 (SHB 5330) An Act Concerning Municipal Utilities.

Mandate Reduction Description

The bill expands the powers of the Connecticut Municipal Electric Energy Cooperative (CMEEC) and gives the CMEEC more options in procuring supplies, materials and equipment. CMEEC is comprised of various municipalities.

Committee(s) Reviewing Bill

Energy and Technology – Committee of Cognizance
Planning and Development

PA 08-134 (SSB 496) An Act Concerning Public Health Preparedness.

Mandate Reduction Description

The bill allows out-of-state water systems operators to temporarily function without Connecticut licensure during an emergency.

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance

PA 08-141 (SHB 5899) An Act Concerning On-Line Procurement By State Agencies, Municipalities And Regional And Local School Districts.

Mandate Reduction Description

The bill allows municipalities and school districts to use reverse auctions when awarding a contract for goods or supplies in order to secure more competitive prices from vendors.

Committee(s) Reviewing Bill

Government Administration & Elections – Comm. of Cognizance
Education
Planning and Development

PA 08-150 (SSB 298) An Act Concerning The Department Of Motor Vehicles.

Mandate Reduction Description

The bill exempts municipal motor vehicles used exclusively for the removal of leaves and similar organic materials from any road or street from the provisions of Sections 14-261, 14-261a and 14-262 of the Connecticut General Statutes.

Committee(s) Reviewing Bill

Transportation – Committee of Cognizance

PA 08-160 (SHB 5826) An Act Concerning School Learning Environment.

Mandate Description

This bill extends from July 1, 2008 to July 1, 2009, the implementation date of the mandate requiring all school suspensions to be in-school suspensions.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Appropriations

PA 08-169 (SSB 402) An Act Concerning Authorization Of State Grant Commitments For School Building Projects, Changes To The Statutes Relating To School Construction, Regional School Districts And Magnet Schools, Providing

**Funding For Start-Up Costs For Magnet Schools And
The Development Of A Plan For The Teaching Of
Children With Autism.**

Mandate Reduction Description

The bill allows regional school districts meeting specific requirements to develop and recommend a plan for the addition or withdrawal of grades from the regional school district without having to establish a study committee, as currently required in statute.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Finance, Revenue and Bonding

**PA 08-170 (SSB 404) An Act Concerning Various Education Grants And
Changes To The Statutes Concerning Magnet Schools,
Vocational Agriculture Centers And The Certification Of
Bilingual Education Teachers.**

Mandate Reduction Description

The bill allows any town that is a member of a 7-12 or 9-12 regional school district and has fewer students attending the school district, to meet its minimum budget requirement by appropriating the legal minimum percentage of its ECS increase (15%) for FY '08 and FY '09.

Committee(s) Reviewing Bill

Education – Committee of Cognizance
Appropriations

**PA 08-184 (SHB 5701) An Act Concerning Revisions to Statutes Pertaining To
The Department Of Public Health.**

Mandate Reduction Description

The bill revises the current law to require that only those School-Based Health Clinics (SBHC) located in or attached to a school building constructed on or after 7/1/09 and sharing a first floor exterior wall with the school building have a distinct entrance.

(Current law states that any newly constructed SBHC must have a separate entrance on and after 10/1/07.)

Committee(s) Reviewing Bill

Public Health – Committee of Cognizance

Appendix A

MANDATE LEGISLATION LISTED BY LEGISLATIVE COMMITTEE

Education Committee

PA 153 (SHB 5870)	An Act Concerning Minor Changes To The Education Statutes.
PA 160 (SHB 5826)	An Act Concerning School Learning Environment.
PA 170 (SSB 404)	An Act Concerning Various Education Grants And Changes To The Statutes Concerning Magnet Schools, Vocational Agriculture Centers And The Certification Of Bilingual Education Teachers.
PA 107 (SHB 5871)	An Act Concerning The BEST Program. (Mandate Reduction)
PA 160 (SHB 5826)	An Act Concerning School Learning Environment. (Mandate and Mandate Reduction)
PA 169 (SSB 402)	An Act Concerning Authorization Of State Grant Commitments For School Building Projects, Changes To The Statutes Relating To School Construction, Regional School Districts And Magnet Schools, Providing Funding For Start-Up Costs For Magnet Schools And The Development Of A Plan For The Teaching Of Children With Autism. (Mandate Reduction)
PA 170 (SSB 404)	An Act Concerning Various Education Grants And Changes To The Statutes Concerning Magnet Schools, Vocational Agriculture Centers And The Certification Of Bilingual Education Teachers. (Mandate Reduction)

Emergency Certification

PA 3 (HB 6502)	An Act Concerning Comprehensive Ethics Reform (June Special Session).
----------------	---

Energy and Technology Committee

PA 128 (SHB 5330)	An Act Concerning Municipal Utilities. (Mandate Reduction)
-------------------	--

Environment Committee

- PA 174 (SHB 5873) An Act Concerning The Face Of Connecticut Steering Committee, The Preservation Of Farmland, A Municipal Grant Program For Development Projects, Loans For Brownfield Purchasers And Tax Exemptions For Open Space Land Held By Or For Certain Corporations.
- PA 7 (SSB 360) An Act Concerning Water Diversion For The Durham Fair. (Mandate Reduction)
- PA 35 (SHB 5163) An Act Concerning The Recycling Of Covered Electronics Devices. (Mandate Reduction)

Government Administration And Elections

- PA 141 (SHB 5899) An Act Concerning On-Line Procurement By State Agencies, Municipalities And Regional And Local School Districts. (Mandate Reduction)

Insurance and Real Estate Committee

- PA 125 (SSB 167) An Act Concerning Benefits For Inpatient Treatment Of Serious Mental Or Nervous Conditions.
- PA 132 (SHB 5696) An Act Requiring Insurance Coverage For Autism Spectrum Disorder Therapies.

Judiciary Committee

- PA 67 (SHB 5875) An Act Concerning The Protection Of Family Violence Victims In Family Relations Matters And The Notification Of A Family Or Household Member After A Motor Vehicle Fatality.
- PA 151 (SB 694) An Act Concerning Erasure Of Criminal Records Released To The Public.

Labor and Public Employees Committee

- PA 61 (SHB 5629) An Act Concerning Workers' Compensation Coverage For Firefighters And Police Officers.
- PA 92 (SHB 5105) An Act Concerning The Minimum Wage.

Planning and Development Committee

- PA 10 (SSB 495) An Act Concerning Eligibility For The Public Housing Pilot Program And The Low And Moderate Income Housing Tax Abatement. (Mandate Reduction)
- PA 43 (HB 5633) An Act Concerning Continuation Of Water Liens. (Mandate Reduction)

Public Health Committee

- PA 134 (SSB 496) An Act Concerning Public Health Preparedness. (Mandate Reduction)
- PA 137 (SHB 5730) An Act Concerning Environmental Health.
- PA 184 (SHB 5701) An Act Concerning Revisions to Statutes Pertaining To The Department Of Public Health (Mandate Reduction).

Public Safety and Security Committee

- PA 65 (HB 5802) An Act Concerning the State Fire Prevention Code.
- PA 70 (SHB 5163) An Act Expanding The Enforcement Authority Of The Division Of Special Revenue. (Mandate Reduction)

Select Committee On Veterans' Affairs

- PA 40 (HB 5438) An Act Concerning Making Permanent The Unemployment Benefits For Military Spouses.
- PA 57 (SHB 5545) An Act Concerning The Interstate Compact On Educational Opportunity For Military Children And Graduate Degrees For Members Of The Connecticut National Guard.
- PA 121 (SSB 305) An Act Concerning Military Transportation.

Transportation Committee

- PA 32 (SHB 5748) An Act Concerning Teenage Drivers.
- PA 150 (SSB 298) An Act Concerning The Department Of Motor Vehicles. (Mandate and 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.