



General Assembly

**Substitute Bill No. 6730**

January Session, 2023



**AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S  
RECOMMENDATIONS REGARDING THE TOBACCO AND HEALTH  
TRUST FUND.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 4-28f of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2023*):

3 (a) There is created a Tobacco and Health Trust Fund which shall be  
4 a separate nonlapsing fund. The purpose of the trust fund shall be to  
5 create a continuing significant source of funds to [(1)] support and  
6 encourage development of programs to reduce tobacco [abuse] and  
7 nicotine use through prevention, education and cessation programs [,  
8 (2) support and encourage development of programs to reduce  
9 substance abuse, and (3) develop and implement programs to meet the  
10 unmet physical and mental health needs in the state] that use  
11 evidence-based best practices regarding (1) state and community  
12 interventions, (2) communication methods to disseminate health  
13 information to a wide audience, (3) cessation interventions, (4)  
14 surveillance and evaluation, and (5) infrastructure, administration and  
15 management. The trust fund shall be used to support the reduction in  
16 use of all tobacco and nicotine products, including, but not limited to,  
17 combustible, noncombustible, electronic and synthetic tobacco and  
18 nicotine products.

19 (b) The trust fund may accept transfers from the Tobacco Settlement  
20 Fund and may apply for and accept gifts, grants, [or] donations,  
21 assignments or transfers from public or private sources to enable the  
22 trust fund to carry out its objectives.

23 (c) The trust fund shall be administered by a board of trustees,  
24 except that the board shall suspend its operations from July 1, 2003, to  
25 June 30, 2005, inclusive. The board shall consist of seventeen trustees.  
26 The appointment of the initial trustees shall be as follows: (1) The  
27 Governor shall appoint four trustees, one of whom shall serve for a  
28 term of one year from July 1, 2000, two of whom shall serve for a term  
29 of two years from July 1, 2000, and one of whom shall serve for a term  
30 of three years from July 1, 2000; (2) the speaker of the House of  
31 Representatives and the president pro tempore of the Senate each shall  
32 appoint two trustees, one of whom shall serve for a term of two years  
33 from July 1, 2000, and one of whom shall serve for a term of three years  
34 from July 1, 2000; (3) the majority leader of the House of  
35 Representatives and the majority leader of the Senate each shall  
36 appoint two trustees, one of whom shall serve for a term of one year  
37 from July 1, 2000, and one of whom shall serve for a term of three years  
38 from July 1, 2000; (4) the minority leader of the House of  
39 Representatives and the minority leader of the Senate each shall  
40 appoint two trustees, one of whom shall serve for a term of one year  
41 from July 1, 2000, and one of whom shall serve for a term of two years  
42 from July 1, 2000; and (5) the Secretary of the Office of Policy and  
43 Management, or the secretary's designee, shall serve as an ex-officio  
44 voting member. Following the expiration of such initial terms,  
45 subsequent trustees shall serve for a term of three years. The trustees  
46 shall continue to serve until their successors are appointed or  
47 designated. Any vacancy occurring other than by expiration of term  
48 shall be filled in the same manner as the original appointment for the  
49 balance of the unexpired term. The period of suspension of the board's  
50 operations from July 1, 2003, to June 30, 2005, inclusive, shall not be  
51 included in the term of any trustee serving on July 1, 2003. The trustees  
52 shall serve without compensation except for reimbursement for

53 necessary expenses incurred in performing their duties. The board of  
54 trustees shall establish rules of procedure for the conduct of its  
55 business which shall include, but not be limited to, criteria, processes  
56 and procedures to be used in selecting programs to receive money  
57 from the trust fund. The trust fund shall be within the Office of Policy  
58 and Management for administrative purposes only. The board of  
59 trustees shall, not later than January first of each year, submit a report  
60 of its activities and accomplishments to the joint standing committees  
61 of the General Assembly having cognizance of matters relating to  
62 public health and appropriations and the budgets of state agencies, in  
63 accordance with section 11-4a.

64 (d) (1) For the fiscal year ending June 30, 2023, and each fiscal year  
65 thereafter, the board of trustees, by majority vote, shall recommend  
66 authorization of disbursement from the trust fund of the amount  
67 deposited in the trust fund for the fiscal year pursuant to subsection (c)  
68 of section 4-28e, for the purposes described in subsection (a) of this  
69 section and section 19a-6d. The board's recommendations shall give  
70 [(i)] (A) priority to [programs that address tobacco and substance  
71 abuse and serve minors, pregnant women and parents of young  
72 children] comprehensive tobacco and nicotine control programs for (i)  
73 prevention of initial tobacco and nicotine product use among youth  
74 and young adults, (ii) smoking cessation directed at adults and youth,  
75 (iii) elimination of exposure to secondhand smoke and aerosol, and (iv)  
76 identification and elimination of tobacco and nicotine-related  
77 disparities, and [(ii)] (B) consideration to the availability of private  
78 matching funds. Recommended disbursements from the trust fund  
79 shall be in addition to any resources that would otherwise be  
80 appropriated by the state for such purposes and programs.

81 (2) The board of trustees shall submit such recommendations for the  
82 authorization of disbursement from the trust fund to the joint standing  
83 committees of the General Assembly having cognizance of matters  
84 relating to public health and appropriations and the budgets of state  
85 agencies. Not later than thirty days after receipt of such

86 recommendations, said committees shall advise the board of their  
87 approval, modifications, if any, or rejection of the board's  
88 recommendations. If said joint standing committees do not concur, the  
89 speaker of the House of Representatives, the president pro tempore of  
90 the Senate, the majority leader of the House of Representatives, the  
91 majority leader of the Senate, the minority leader of the House of  
92 Representatives and the minority leader of the Senate each shall  
93 appoint one member from each of said joint standing committees to  
94 serve as a committee on conference. The committee on conference shall  
95 submit its report to both committees, which shall vote to accept or  
96 reject the report. The report of the committee on conference may not be  
97 amended. If a joint standing committee rejects the report of the  
98 committee on conference, the board's recommendations shall be  
99 deemed approved. If the joint standing committees accept the report of  
100 the committee on conference, the joint standing committee having  
101 cognizance of matters relating to appropriations and the budgets of  
102 state agencies shall advise the board of said joint standing committees'  
103 approval or modifications, if any, of the board's recommended  
104 disbursement. If said joint standing committees do not act within thirty  
105 days after receipt of the board's recommendations for the  
106 authorization of disbursement, such recommendations shall be  
107 deemed approved. Disbursement from the trust fund shall be in  
108 accordance with the board's recommendations as approved or  
109 modified by said joint standing committees.

110 (3) After such recommendations for the authorization of  
111 disbursement have been approved or modified pursuant to  
112 subdivision (2) of this subsection, any modification in the amount of an  
113 authorized disbursement in excess of fifty thousand dollars or ten per  
114 cent of the authorized amount, whichever is less, shall be submitted to  
115 said joint standing committees and approved, modified or rejected in  
116 accordance with the procedure set forth in subdivision (2) of this  
117 subsection. Notification of all disbursements from the trust fund made  
118 pursuant to this section shall be sent to the joint standing committees  
119 of the General Assembly having cognizance of matters relating to

120 public health and appropriations and the budgets of state agencies,  
121 through the Office of Fiscal Analysis.

122 (4) The board of trustees shall submit a biennial report to the joint  
123 standing committees of the General Assembly having cognizance of  
124 matters relating to public health and appropriations and the budgets of  
125 state agencies, in accordance with the provisions of section 11-4a. Such  
126 report shall include, but need not be limited to, an accounting of the  
127 unexpended amount in the trust fund, if any, all disbursements and  
128 other expenditures from the trust fund and an evaluation of the  
129 performance and impact of each program receiving funds from the  
130 trust fund. Such report shall also include the measurable outcome and  
131 evaluation criteria and application process used to select programs to  
132 receive such funds.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2023	4-28f

**PH**      *Joint Favorable Subst.*