



General Assembly

Bill No. 501

June Special Session, 2024

LCO No. 6185



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Referred to Committee on No Committee

Introduced by:

SEN. LOONEY, 11th Dist.

REP. RITTER M., 1st Dist.

SEN. DUFF, 25th Dist.

REP. ROJAS, 9th Dist.

AN ACT CONCERNING MOTOR VEHICLE ASSESSMENTS FOR PROPERTY TAXATION, INNOVATION BANKS, THE INTEREST ON CERTAIN TAX UNDERPAYMENTS, THE ASSESSMENT ON INSURERS, SCHOOL BUILDING PROJECTS, THE SOUTH CENTRAL CONNECTICUT REGIONAL WATER AUTHORITY CHARTER AND CERTAIN STATE HISTORIC PRESERVATION OFFICER PROCEDURES.

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

1 Section 1. Subdivision (2) of subsection (a) of section 14-33 of the 2024
2 supplement to the general statutes is repealed and the following is
3 substituted in lieu thereof (*Effective July 1, 2024, and applicable to*
4 *assessment years commencing on or after October 1, 2024*):

5 (2) For assessment years commencing on or after October 1, 2024, if
6 any property tax, or any installment thereof, laid by any city, town,
7 borough or other taxing district upon a motor vehicle remains unpaid,
8 [regardless of whether such motor vehicle is classified on the grand list

9 as a registered motor vehicle or personal property pursuant to section
10 12-41,] the tax collector of such city, town, borough or other taxing
11 district shall notify the Commissioner of Motor Vehicles of such
12 delinquency in accordance with subsection (e) of this section and
13 guidelines and procedures established by the commissioner. The
14 commissioner shall not issue registration for such motor vehicle for the
15 next registration period if, according to the commissioner's records, it is
16 then owned by the person against whom such tax has been assessed or
17 by any person to whom such vehicle has not been transferred by bona
18 fide sale. Unless notice has been received by the commissioner under
19 the provisions of section 14-33a, no such registration shall be issued
20 until the commissioner receives notification that the tax obligation has
21 been legally discharged; nor shall the commissioner register any other
22 motor vehicle, snowmobile, all-terrain vehicle or vessel in the name of
23 such person, except that the commissioner may continue to register
24 other vehicles owned by a leasing or rental firm licensed pursuant to
25 section 14-15, and may issue such registration to any private owner of
26 three or more paratransit vehicles in direct proportion to the percentage
27 of total tax due on such vehicles which has been paid and notice of
28 payment on which has been received. The Commissioner of Motor
29 Vehicles may immediately suspend or cancel all motor vehicle,
30 snowmobile, all-terrain vehicle or vessel registrations issued in the
31 name of any person (A) who has been reported as delinquent and whose
32 registration was renewed through an error or through the production of
33 false evidence that the delinquent tax on any motor vehicle had been
34 paid, or (B) who has been reported by a tax collector as having paid a
35 property tax on a motor vehicle with a check which was dishonored by
36 a bank and such tax remains unpaid.

37 Sec. 2. Subsection (b) of section 12-71d of the 2024 supplement to the
38 general statutes is repealed and the following is substituted in lieu
39 thereof (*Effective July 1, 2024, and applicable to assessment years commencing*
40 *on or after October 1, 2024*):

41 (b) Not later than October 1, 2024, and annually thereafter, the

42 Secretary of the Office of Policy and Management shall, in consultation
43 with the [Connecticut Association of Assessing Officers, recommend a
44 schedule of motor vehicle plate classes] Department of Motor Vehicles,
45 establish guidelines for the valuation of motor vehicles, which shall be
46 used by assessors in each municipality in determining the
47 [classification] use of motor vehicles for purposes of property taxation.
48 The value for each motor vehicle shall be determined by the schedule of
49 depreciation described in subdivision (7) of subsection (b) of section 12-
50 63, as amended by this act. The determination of the assessed value of
51 any vehicle for which a manufacturer's suggested retail price cannot be
52 obtained for purposes of the property tax assessment list in any
53 municipality shall be the responsibility of the assessor in such
54 municipality, in consultation with the Connecticut Association of
55 Assessing Officers. Any appeal from the findings of assessors
56 concerning motor vehicle values shall be made in accordance with
57 provisions related to such appeals under this chapter.

58 Sec. 3. Subsection (b) of section 12-63 of the 2024 supplement to the
59 general statutes is repealed and the following is substituted in lieu
60 thereof (*Effective July 1, 2024, and applicable to assessment years commencing*
61 *on or after October 1, 2024*):

62 (b) (1) For the purposes of this subsection, (A) "electronic data
63 processing equipment" means computers, printers, peripheral computer
64 equipment, bundled software and any computer-based equipment
65 acting as a computer, as defined in Section 168 of the Internal Revenue
66 Code of 1986, or any subsequent corresponding internal revenue code
67 of the United States, as from time to time amended; (B) "leased personal
68 property" means tangible personal property which is the subject of a
69 written or oral lease or loan on the assessment date, or any such
70 property which has been so leased or loaned by the then current owner
71 of such property for three or more of the twelve months preceding such
72 assessment date; and (C) "original selling price" means the price at
73 which tangible personal property is most frequently sold in the year that
74 it was manufactured.

75 (2) Any municipality may, by ordinance, adopt the provisions of this
76 subsection to be applicable for the assessment year commencing
77 October first of the assessment year in which a revaluation of all real
78 property required pursuant to section 12-62 is performed in such
79 municipality, and for each assessment year thereafter. If so adopted, the
80 present true and actual value of tangible personal property, other than
81 motor vehicles, shall be determined in accordance with the provisions
82 of this subsection. If such property is purchased, its true and actual
83 value shall be established in relation to the cost of its acquisition,
84 including transportation and installation, and shall reflect depreciation
85 in accordance with the schedules set forth in subdivisions (3) to (6),
86 inclusive, of this subsection. If such property is developed and produced
87 by the owner of such property for a purpose other than wholesale or
88 retail sale or lease, its true and actual value shall be established in
89 relation to its cost of development, production and installation and shall
90 reflect depreciation in accordance with the schedules provided in
91 subdivisions (3) to (6), inclusive, of this subsection. The provisions of
92 this subsection shall not apply to property owned by a public service
93 company, as defined in section 16-1.

94 (3) The following schedule of depreciation shall be applicable with
95 respect to electronic data processing equipment:

96 (A) Group I: Computer and peripheral hardware, including, but not
97 limited to, personal computers, workstations, terminals, storage
98 devices, printers, scanners, computer peripherals and networking
99 equipment:

T1		Depreciated Value
T2		As Percentage
T3	Assessment Year	Of Acquisition
T4	Following Acquisition	Cost Basis
T5	First year	Seventy per cent
T6	Second year	Forty per cent

T7	Third year	Twenty per cent
T8	Fourth year and thereafter	Ten per cent

100 (B) Group II: Other hardware, including, but not limited to, mini-
101 frame and main-frame systems with an acquisition cost of more than
102 twenty-five thousand dollars:

T9		Depreciated Value
T10		As Percentage
T11	Assessment Year	Of Acquisition
T12	Following Acquisition	Cost Basis
T13	First year	Ninety per cent
T14	Second year	Sixty per cent
T15	Third year	Forty per cent
T16	Fourth year	Twenty per cent
T17	Fifth year and thereafter	Ten per cent

103 (4) The following schedule of depreciation shall be applicable with
104 respect to copiers, facsimile machines, medical testing equipment, and
105 any similar type of equipment that is not specifically defined as
106 electronic data processing equipment, but is considered by the assessor
107 to be technologically advanced:

T18		Depreciated Value
T19		As Percentage
T20	Assessment Year	Of Acquisition
T21	Following Acquisition	Cost Basis
T22	First year	Ninety-five per cent
T23	Second year	Eighty per cent
T24	Third year	Sixty per cent
T25	Fourth year	Forty per cent
T26	Fifth year and thereafter	Twenty per cent

108 (5) The following schedule of depreciation shall be applicable with
109 respect to machinery and equipment used in the manufacturing process:

T27		Depreciated Value
T28		As Percentage
T29	Assessment Year	Of Acquisition
T30	Following Acquisition	Cost Basis
T31	First year	Ninety per cent
T32	Second year	Eighty per cent
T33	Third year	Seventy per cent
T34	Fourth year	Sixty per cent
T35	Fifth year	Fifty per cent
T36	Sixth year	Forty per cent
T37	Seventh year	Thirty per cent
T38	Eighth year and thereafter	Twenty per cent

110 (6) The following schedule of depreciation shall be applicable with
111 respect to all tangible personal property other than that described in
112 subdivisions (3) to (5), inclusive, and subdivision (7) of this subsection:

T39		Depreciated Value
T40		As Percentage
T41	Assessment Year	Of Acquisition
T42	Following Acquisition	Cost Basis
T43	First year	Ninety-five per cent
T44	Second year	Ninety per cent
T45	Third year	Eighty per cent
T46	Fourth year	Seventy per cent
T47	Fifth year	Sixty per cent
T48	Sixth year	Fifty per cent
T49	Seventh year	Forty per cent
T50	Eighth year and thereafter	Thirty per cent

113 (7) For assessment years commencing on or after October 1, 2024, the
114 following schedule of depreciation shall be applicable with respect to
115 motor vehicles based on the manufacturer's suggested retail price of
116 such motor vehicles, provided no motor vehicle shall be [valued]

117 assessed at an amount less than five hundred dollars:

	Age of Vehicle	Percentage of Manufacturer's Suggested Retail Price
T51		
T52		
T53		
T54	Up to year one	[Eighty] <u>Eighty-five</u> per cent
T55	Year two	[Seventy-five] <u>Eighty</u> per cent
T56	Year three	[Seventy] <u>Seventy-five</u> per cent
T57	Year four	[Sixty-five] <u>Seventy</u> per cent
T58	Year five	[Sixty] <u>Sixty-five</u> per cent
T59	Year six	[Fifty-five] <u>Sixty</u> per cent
T60	Year seven	[Fifty] <u>Fifty-five</u> per cent
T61	Year eight	[Forty-five] <u>Fifty</u> per cent
T62	Year nine	[Forty] <u>Forty-five</u> per cent
T63	Year ten	[Thirty-five] <u>Forty</u> per cent
T64	Year eleven	[Thirty] <u>Thirty-five</u> per cent
T65	Year twelve	[Twenty-five] <u>Thirty</u> per cent
T66	Year thirteen	[Twenty] <u>Twenty-five</u> per cent
T67	Year fourteen	[Fifteen] <u>Twenty</u> per cent
T68	Years fifteen to nineteen	[Ten] <u>Fifteen</u> per cent
T69	Years twenty and beyond	Not less than
T70		five hundred dollars

118 (8) The present true and actual value of leased personal property
119 other than motor vehicles shall be determined in accordance with the
120 provisions of this subdivision. Such value for any assessment year shall
121 be established in relation to the original selling price for self-
122 manufactured property or acquisition cost for acquired property and
123 shall reflect depreciation in accordance with the schedules provided in
124 subdivisions (3) to (6), inclusive, of this subsection. If the assessor is
125 unable to determine the original selling price of leased personal
126 property other than a motor vehicle, the present true and actual value
127 thereof shall be its current selling price.

128 (9) With respect to any personal property which is prohibited by law

129 from being sold, the present true and actual value of such property shall
130 be established with respect to such property's original manufactured
131 cost increased by a ratio the numerator of which is the total proceeds
132 from the manufacturer's salable equipment sold and the denominator of
133 which is the total cost of the manufacturer's salable equipment sold.
134 Such value shall then be depreciated in accordance with the appropriate
135 schedule in this subsection.

136 (10) The schedules of depreciation set forth in subdivisions (3) to (6),
137 inclusive, of this subsection shall not be used with respect to motor
138 vehicles, videotapes, horses or other taxable livestock or electric
139 cogenerating equipment.

140 (11) If the assessor determines that the value of any item of personal
141 property, other than a motor vehicle valued pursuant to subdivision (7)
142 of this subsection, produced by the application of the schedules set forth
143 in this subsection does not accurately reflect the present true and actual
144 value of such item, the assessor shall adjust such value to reflect the
145 present true and actual value of such item.

146 (12) For assessment years commencing on or after October 1, 2024, for
147 any commercial motor vehicle (A) that is modified, or (B) to which is
148 affixed an attachment designed, manufactured or modified to be affixed
149 to such motor vehicle, the assessor shall determine whether to value
150 such motor vehicle and any such modifications or attachments to such
151 motor vehicle pursuant to subdivision (7) of this subsection or section
152 12-41, as amended by this act. The assessor shall determine valuation of
153 any modifications or attachments to such motor vehicle based on
154 whether such modifications or attachments are intended to be
155 permanently affixed to such motor vehicle.

156 [(12)] (13) Nothing in this subsection shall prevent any taxpayer from
157 appealing any (A) assessment made pursuant to this subsection if such
158 assessment does not accurately reflect the present true and actual value
159 of any item of such taxpayer's personal property, or (B) determination

160 of the manufacturer's suggested retail price used to value a motor
161 vehicle pursuant to this subsection.

162 Sec. 4. Subsections (b) and (c) of section 12-41 of the 2024 supplement
163 to the general statutes are repealed and the following is substituted in
164 lieu thereof (*Effective July 1, 2024, and applicable to assessment years*
165 *commencing on or after October 1, 2024*):

166 (b) [(1) For assessment years commencing prior to October 1, 2024,
167 no] No person required by law to file an annual declaration of personal
168 property shall include in such declaration motor vehicles that are
169 registered [in the office of the state Commissioner] with the Department
170 of Motor Vehicles. With respect to any vehicle subject to taxation in a
171 town other than the town in which such vehicle is registered, pursuant
172 to section 12-71, as amended by this act, information concerning such
173 vehicle may be included in a declaration filed pursuant to this section or
174 section 12-43, or on a report filed pursuant to section 12-57a.

175 [(2) For assessment years commencing on or after October 1, 2024,
176 any person required to file an annual declaration of tangible personal
177 property shall include in such declaration the motor vehicle listing,
178 pursuant to subdivision (2) of subsection (f) of section 12-71, of any
179 motor vehicle owned by such person. If, after the annual deadline for
180 filing a declaration, a motor vehicle is deemed personal property by the
181 assessor, such motor vehicle shall be added to the declaration of the
182 owner of such vehicle or included on a new declaration if no declaration
183 was submitted in the prior year. The value of the motor vehicle shall be
184 determined pursuant to section 12-63. If applicable, the value of the
185 motor vehicle for the current assessment year shall be prorated pursuant
186 to section 12-71b, and shall not be considered omitted property, as
187 defined in section 12-53, or subject to a penalty pursuant to subsection
188 (f) of this section.]

189 (c) The annual declaration of the tangible personal property owned
190 by such person on the assessment date, shall include, but is not limited

191 to, the following property: Machinery used in mills and factories, cables,
192 wires, poles, underground mains, conduits, pipes and other fixtures of
193 water, gas, electric and heating companies, leasehold improvements
194 classified as other than real property and furniture and fixtures of stores,
195 offices, hotels, restaurants, taverns, halls, factories and manufacturers.
196 Tangible personal property does not include a sign placed on a property
197 indicating that the property is for sale or lease. On and after October 1,
198 2024, tangible personal property shall include nonpermanent
199 modifications and attachments to commercial motor vehicles. [listed on
200 the schedule of motor vehicle plate classes recommended pursuant to
201 section 12-71d.] Commercial or financial information in any declaration
202 filed under this section [, except for commercial or financial information
203 which concerns motor vehicles,] shall not be open for public inspection
204 but may be disclosed to municipal officers for tax collection purposes.

205 Sec. 5. Subsection (a) of section 12-53 of the 2024 supplement to the
206 general statutes is repealed and the following is substituted in lieu
207 thereof (*Effective July 1, 2024, and applicable to assessment years commencing*
208 *on or after October 1, 2024*):

209 (a) For purposes of this section:

210 (1) "Omitted property" means property for which complete
211 information is not included in the declaration required to be filed by law
212 with respect to (A) the total number and type of all items subject to
213 taxation, or (B) the true original cost and year acquired of all such items;
214 [, or (C) on or after October 1, 2024, the manufacturer's suggested retail
215 price of a motor vehicle plus any applicable after-market alterations to
216 such motor vehicle,]

217 (2) ["books"] "Books", "papers", "documents" and "other records"
218 includes, but is not limited to, federal tax forms relating to the
219 acquisition and cost of fixed assets, general ledgers, balance sheets,
220 disbursement ledgers, fixed asset and depreciation schedules, financial
221 statements, invoices, operating expense reports, capital and operating

222 leases, conditional sales agreements and building or leasehold ledgers;
223 [.] and

224 (3) ["designee of an assessor"] "Designee of an assessor" means a
225 Connecticut municipal assessor certified in accordance with subsection
226 (b) of section 12-40a, a certified public accountant, a revaluation
227 company certified in accordance with section 12-2c for the valuation of
228 personal property, or an individual certified as a revaluation company
229 employee in accordance with section 12-2b for the valuation of personal
230 property.

231 Sec. 6. Subdivision (2) of subsection (a) of section 12-71 of the 2024
232 supplement to the general statutes is repealed and the following is
233 substituted in lieu thereof (*Effective July 1, 2024, and applicable to*
234 *assessment years commencing on or after October 1, 2024*):

235 (2) For assessment years commencing on or after October 1, 2024,
236 goods, chattels and effects or any interest therein, including any interest
237 in a leasehold improvement classified as other than real property,
238 belonging to any person who is a resident in this state, shall be listed for
239 purposes of property tax in the town where such person resides, subject
240 to the provisions of sections 12-41, as amended by this act, 12-43 and 12-
241 59. Any such property belonging to any nonresident shall be listed for
242 purposes of property tax as provided in section 12-43. Motor vehicles
243 shall be listed for purposes of the property tax as provided in subsection
244 (f) of this section.

245 Sec. 7. Subdivision (2) of subsection (f) of section 12-71 of the 2024
246 supplement to the general statutes is repealed and the following is
247 substituted in lieu thereof (*Effective July 1, 2024, and applicable to*
248 *assessment years commencing on or after October 1, 2024*):

249 [(2) (A) For assessment years commencing on or after October 1, 2024,
250 each municipality shall list motor vehicles registered and classified in
251 accordance with section 12-71d, and such motor vehicles shall be valued
252 in the same manner as motor vehicles valued pursuant to section 12-63.]

253 [(B)] (2) For assessment years commencing on or after October 1, 2024,
254 any unregistered motor vehicle or motor vehicle that is not used or
255 capable of being used that is located in a municipality in this state, shall
256 be listed and valued in the [manner described in subparagraph (A) of
257 this subdivision] same manner as motor vehicles valued pursuant to
258 section 12-63, as amended by this act.

259 Sec. 8. Section 12-71b of the 2024 supplement to the general statutes
260 is repealed and the following is substituted in lieu thereof (*Effective July*
261 *1, 2024, and applicable to assessment years commencing on or after October 1,*
262 *2024*):

263 (a) (1) For assessment years commencing prior to October 1, 2024, any
264 person who owns a motor vehicle which is not registered with the
265 Commissioner of Motor Vehicles on the first day of October in any
266 assessment year and which is registered subsequent to said first day of
267 October but prior to the first day of August in such assessment year shall
268 be liable for the payment of property tax with respect to such motor
269 vehicle in the town where such motor vehicle is subject to property tax,
270 in an amount as hereinafter provided, on the first day of January
271 immediately subsequent to the end of such assessment year. The
272 property tax payable with respect to such motor vehicle on said first day
273 of January shall be in the amount which would be payable if such motor
274 vehicle had been entered in the taxable list of the town where such
275 motor vehicle is subject to property tax on the first day of October in
276 such assessment year if such registration occurs prior to the first day of
277 November. If such registration occurs on or after the first day of
278 November but prior to the first day of August in such assessment year,
279 such tax shall be a pro rata portion of the amount of tax payable if such
280 motor vehicle had been entered in the taxable list of such town on
281 October first in such assessment year to be determined (A) by a ratio,
282 the numerator of which shall be the number of months from the date of
283 such registration, including the month in which registration occurs, to
284 the first day of October next succeeding and the denominator of which
285 shall be twelve, or (B) upon the affirmative vote of the legislative body

286 of the municipality, by a ratio the numerator of which shall be the
287 number of days from the date of such registration, including the day on
288 which the registration occurs, to the first day of October next succeeding
289 and the denominator of which shall be three hundred sixty-five. For
290 purposes of this section the term "assessment year" means the period of
291 twelve full months commencing with October first each year.

292 (2) For assessment years commencing on or after October 1, 2024, any
293 [person who owns a] motor vehicle [which] that is not registered with
294 the Commissioner of Motor Vehicles on the first day of October in any
295 assessment year and [which] that is registered subsequent to said first
296 day of October but prior to the [first day of April] last day of September
297 in such assessment year shall be added to the grand list by the assessor,
298 and the owner of such motor vehicle shall be liable for the payment of
299 property tax with respect to such motor vehicle in the town where such
300 motor vehicle is subject to property tax, in an amount as hereinafter
301 provided. [, on the first day of July in such assessment year. Any person
302 who owns a motor vehicle which is registered with the Commissioner
303 of Motor Vehicles on or after the first day of April in any assessment
304 year but prior to the first day of October next succeeding shall be liable
305 for the payment of property tax with respect to such motor vehicle in
306 the town where such motor vehicle is subject to property tax, in an
307 amount hereinafter provided, on the first day of January immediately
308 subsequent to the end of such assessment year.] The property tax
309 payable with respect to a motor vehicle described in this subdivision
310 shall be in the amount [which] that would be payable if such motor
311 vehicle had been entered into the taxable list of the town where such
312 motor vehicle is subject to property tax on the first day of October in
313 such assessment year if such registration occurs prior to the first day of
314 November. If such registration occurs on or after the first day of
315 November but prior to the first day of October next succeeding, such tax
316 shall be a pro rata portion of the amount of tax payable if such motor
317 vehicle had been entered in the taxable list of such town on October first
318 in such assessment year to be determined (A) by a ratio, the numerator

319 of which shall be the number of months from the date of such
320 registration, including the month in which registration occurs, to the
321 first day of October next succeeding and the denominator of which shall
322 be twelve, or (B) upon the affirmative vote of the legislative body of the
323 municipality, by a ratio the numerator of which shall be the number of
324 days from the date of such registration, including the day on which the
325 registration occurs, to the first day of October next succeeding and the
326 denominator of which shall be three hundred sixty-five.

327 (b) (1) For assessment years commencing prior to October 1, 2024,
328 whenever any person who owns a motor vehicle which has been entered
329 in the taxable list of the town where such motor vehicle is subject to
330 property tax in any assessment year and who, subsequent to the first
331 day of October in such assessment year but prior to the first day of
332 August in such assessment year, replaces such motor vehicle with
333 another motor vehicle, hereinafter referred to as the replacement
334 vehicle, which vehicle may be in a different classification for purposes
335 of registration than the motor vehicle replaced, and provided one of the
336 following conditions is applicable with respect to the motor vehicle
337 replaced: (A) The unexpired registration of the motor vehicle replaced
338 is transferred to the replacement vehicle, (B) the motor vehicle replaced
339 was stolen or totally damaged and proof concerning such theft or total
340 damage is submitted to the assessor in such town, or (C) the motor
341 vehicle replaced is sold by such person within forty-five days
342 immediately prior to or following the date on which such person
343 acquires the replacement vehicle, such person shall be liable for the
344 payment of property tax with respect to the replacement vehicle in the
345 town in which the motor vehicle replaced is subject to property tax, in
346 an amount as hereinafter provided, on the first day of January
347 immediately subsequent to the end of such assessment year. If the
348 replacement vehicle is replaced by such person with another motor
349 vehicle prior to the first day of August in such assessment year, the
350 replacement vehicle shall be subject to property tax as provided in this
351 subsection and such other motor vehicle replacing the replacement

352 vehicle, or any motor vehicle replacing such other motor vehicle in such
353 assessment year, shall be deemed to be the replacement vehicle for
354 purposes of this subsection and shall be subject to property tax as
355 provided herein. The property tax payable with respect to the
356 replacement vehicle on said first day of January shall be the amount by
357 which (i) is in excess of (ii) as follows: (i) The property tax which would
358 be payable if the replacement vehicle had been entered in the taxable list
359 of the town in which the motor vehicle replaced is subject to property
360 tax on the first day of October in such assessment year if such
361 registration occurs prior to the first day of November, however if such
362 registration occurs on or after the first day of November but prior to the
363 first day of August in such assessment year, such tax shall be a pro rata
364 portion of the amount of tax payable if such motor vehicle had been
365 entered in the taxable list of such town on October first in such
366 assessment year to be determined by a ratio, the numerator of which
367 shall be the number of months from the date of such registration,
368 including the month in which registration occurs, to the first day of
369 October next succeeding and the denominator of which shall be twelve,
370 provided if such person, on said first day of October, was entitled to any
371 exemption under section 12-81, as amended by this act, which was
372 allowed in the assessment of the motor vehicle replaced, such
373 exemption shall be allowed for purposes of determining the property
374 tax payable with respect to the replacement vehicle as provided herein;
375 (ii) the property tax payable by such person with respect to the motor
376 vehicle replaced, provided if the replacement vehicle is registered
377 subsequent to the thirty-first day of October but prior to the first day of
378 August in such assessment year such property tax payable with respect
379 to the motor vehicle replaced shall, for purposes of the computation
380 herein, be deemed to be a pro rata portion of such property tax to be
381 prorated in the same manner as the amount of tax determined under (i)
382 above.

383 (2) For assessment years commencing on or after October 1, 2024,
384 whenever any person who owns a motor vehicle which has been entered

385 in the taxable list of the town where such motor vehicle is subject to
386 property tax in any assessment year and who, subsequent to the first
387 day of October in such assessment year but prior to the [first day of
388 April] last day of September in such assessment year, replaces such
389 motor vehicle with another motor vehicle, hereinafter referred to as the
390 replacement vehicle, which vehicle may be in a different classification
391 for purposes of registration than the motor vehicle replaced, and
392 provided one of the following conditions is applicable with respect to
393 the motor vehicle replaced: (A) The unexpired registration of the motor
394 vehicle replaced is transferred to the replacement vehicle, (B) the motor
395 vehicle replaced was stolen or totally damaged and proof concerning
396 such theft or total damage is submitted to the assessor in such town, or
397 (C) the motor vehicle replaced is sold by such person within forty-five
398 days immediately prior to or following the date on which such person
399 acquires the replacement vehicle, such motor vehicle shall be added by
400 the assessor to the taxable grand list and such person shall be liable for
401 the payment of property tax with respect to the replacement vehicle in
402 the town in which the motor vehicle replaced is subject to property tax
403 pursuant to subdivision [(4)] (3) of this subsection. [, on the first day of
404 July in such assessment year.] If a replacement vehicle is replaced by the
405 owner of such replacement vehicle prior to the first day of October next
406 succeeding such assessment year, the replacement vehicle shall be
407 added by the assessor to the taxable grand list and subject to property
408 tax as provided in this subdivision. [and such other] Any motor vehicle
409 replacing [the] a replacement vehicle, or any motor vehicle replacing
410 such other motor vehicle in such assessment year, shall be deemed to be
411 the replacement vehicle for purposes of this subdivision.

412 [(3) For assessment years commencing on or after October 1, 2024,
413 whenever any person who owns a motor vehicle which has been entered
414 into the taxable list of the town where such motor vehicle is subject to
415 property tax in any assessment year and who, on or after the first day of
416 April of such assessment year but prior to the first day of October next
417 succeeding, replaces such motor vehicle with another motor vehicle,

418 hereinafter referred to as the replacement vehicle, which vehicle may be
419 in a different classification for purposes of registration than the motor
420 vehicle replaced, and provided one of the following conditions is
421 applicable with respect to the motor vehicle replaced: (A) The unexpired
422 registration of the motor vehicle replaced is transferred to the
423 replacement vehicle, (B) the motor vehicle replaced was stolen or totally
424 damaged and proof concerning such theft or total damage is submitted
425 to the assessor in such town, or (C) the motor vehicle replaced is sold by
426 such person within forty-five days immediately prior to or following the
427 date on which such person acquires the replacement vehicle, such
428 person shall be liable for the payment of property tax with respect to the
429 replacement vehicle in the town in which the motor vehicle replaced is
430 subject to property tax pursuant to subdivision (4) of this subsection, on
431 the first day of January immediately succeeding such assessment year.
432 If a replacement vehicle is replaced by the owner of such replacement
433 vehicle prior to the first day of October next succeeding such assessment
434 year, the replacement vehicle shall be subject to property tax as
435 provided in this subdivision and such other motor vehicle replacing the
436 replacement vehicle, or any motor vehicle replacing such other motor
437 vehicle in such assessment year, shall be deemed to be the replacement
438 vehicle for purposes of this subdivision.]

439 ~~[(4)]~~ (3) The property tax payable with respect to a replacement
440 vehicle described in subdivision (2) [or (3)] of this subsection shall be
441 the amount by which (A) is in excess of (B) as follows: (A) The property
442 tax which would be payable if the replacement vehicle had been entered
443 in the taxable list of the town in which the motor vehicle replaced is
444 subject to property tax on the first day of October in such assessment
445 year if such registration occurs prior to the first day of November,
446 however, if such registration occurs on or after the first day of
447 November but prior to the first day of October next succeeding, such tax
448 shall be a pro rata portion of the amount of tax payable if such motor
449 vehicle had been entered in the taxable list of such town on October first
450 in such assessment year to be determined by ratio, the numerator of

451 which shall be the number of months from the date of such registration,
452 including the month in which registration occurs, to the first day of
453 October next succeeding and the denominator of which shall be twelve,
454 provided if such person, on said first day of October, was entitled to any
455 exemption under section 12-81, as amended by this act, which was
456 allowed in the assessment of the motor vehicle replaced, such
457 exemption shall be allowed for purposes of determining the property
458 tax payable with respect to the replacement vehicle as provided herein;
459 (B) the property tax payable by such person with respect to the motor
460 vehicle replaced, provided if the replacement vehicle is registered
461 subsequent to the thirty-first day of October but prior to the first day of
462 October next succeeding such property tax payable with respect to the
463 motor vehicle replaced shall, for purposes of the computation herein, be
464 deemed to be a pro rata portion of such property tax to be prorated in
465 the same manner as the amount of tax determined under subparagraph
466 (A) [above] of this subdivision.

467 (c) (1) For assessment years commencing prior to October 1, 2024, any
468 person who owns a commercial motor vehicle which has been
469 temporarily registered at any time during any assessment year and
470 which has not during such period been entered in the taxable list of any
471 town in the state for purposes of the property tax and with respect to
472 which no permanent registration has been issued during such period,
473 shall be liable for the payment of property tax with respect to such motor
474 vehicle in the town where such motor vehicle is subject to property tax
475 on the first day of January immediately following the end of such
476 assessment year, in an amount as hereinafter provided. The property tax
477 payable shall be in the amount which would be payable if such motor
478 vehicle had been entered in the taxable list of the town where such
479 motor vehicle is subject to property tax on the first day of October in
480 such assessment year.

481 (2) For assessment years commencing on or after October 1, 2024, any
482 person who owns a commercial motor vehicle which has been
483 temporarily registered at any time during any assessment year and

484 which has not during such period been entered in the taxable list of any
485 town in the state for purposes of the property tax and with respect to
486 which no permanent registration has been issued during such period,
487 shall be liable for the payment of property tax with respect to such motor
488 vehicle in the town where such motor vehicle is subject to property tax,
489 [on the first day of July of such assessment year or the first day of
490 January immediately following such assessment year, as applicable,
491 pursuant to subdivisions (2) and (3) of subsection (b) of this section.] The
492 property tax payable shall be in the amount which would be payable if
493 such motor vehicle had been entered in the taxable list of the town
494 where such motor vehicle is subject to property tax on the first day of
495 October in such assessment year.

496 (d) [Any] (1) For assessment years commencing prior to October 1,
497 2024, any motor vehicle subject to property tax as provided in this
498 section shall, except as otherwise provided in subsection (b) of this
499 section, be subject to such property tax in the town in which such motor
500 vehicle was last registered in the assessment year ending immediately
501 preceding the day on which such property tax is payable as provided in
502 this section.

503 (2) For assessment years commencing on or after October 1, 2024, any
504 motor vehicle subject to property tax as provided in this section shall,
505 except as otherwise provided in subsection (b) of this section, be subject
506 to property tax in the town in which such motor vehicle was first
507 registered in the assessment year.

508 (e) Whenever any motor vehicle subject to property tax as provided
509 in this section has been replaced by the owner with another motor
510 vehicle in the assessment year immediately preceding the day on which
511 such property tax is payable, each such motor vehicle shall be subject to
512 property tax as provided in this section.

513 (f) Upon receipt by the assessor in any town of notice from the
514 Commissioner of Motor Vehicles, in a manner as prescribed by said

515 commissioner, with respect to any motor vehicle subject to property tax
516 in accordance with the provisions of this section and [which] that has
517 not been entered in the taxable grand list of such town, such assessor
518 shall determine the value of such motor vehicle for purposes of property
519 tax assessment and shall, for assessment years commencing (1) prior to
520 October 1, 2024, add such value to the taxable grand list in such town
521 for the immediately preceding assessment date, and [the] (2) on or after
522 October 1, 2024, add such value to the taxable grand list in such town.
523 The tax thereon shall be levied and collected by the tax collector. Such
524 property tax shall be payable not later than the first day of [(1)] (A)
525 February following the first day of January on which the owner of such
526 motor vehicle becomes liable for the payment of property tax, for
527 assessment years commencing prior to October 1, 2024, and [(2)] (B) the
528 month succeeding the month in which such property tax became due
529 and payable, for assessment years commencing on or after October 1,
530 2024, with respect to such motor vehicle in accordance with the
531 provisions of this section, subject to any determination in accordance
532 with section 12-142 that such tax shall be due and payable in
533 installments. [Said]

534 (g) (1) For assessment years commencing prior to October 1, 2024,
535 said owner may appeal the assessment of such motor vehicle, as
536 determined by the assessor in accordance with [this] subsection (f) of
537 this section, to the board of assessment appeals next succeeding the date
538 on which the tax based on such assessment is payable, and thereafter, to
539 the Superior Court as provided in section 12-117a. If the amount of such
540 tax is reduced upon appeal, the portion thereof which has been paid in
541 excess of the amount determined to be due upon appeal shall be
542 refunded to said owner.

543 (2) For assessment years commencing on or after October 1, 2024, said
544 owner may appeal the determination of the manufacturer's suggested
545 retail price used to assess a motor vehicle to the board of assessment
546 appeals next succeeding the date on which the tax based on such
547 assessment is payable, and thereafter, to the Superior Court as provided

548 in section 12-117a. If the amount of such tax is reduced upon appeal, the
549 portion thereof which has been paid in excess of the amount determined
550 to be due upon appeal shall be refunded to said owner.

551 ~~[(g)]~~ (h) Any motor vehicle which is not registered in this state shall
552 be subject to property tax in this state if such motor vehicle in the normal
553 course of operation most frequently leaves from and returns to or
554 remains in one or more points within this state, and such motor vehicle
555 shall be subject to such property tax in the town within which such
556 motor vehicle in the normal course of operation most frequently leaves
557 from and returns to or remains, provided when the owner of such motor
558 vehicle is a resident in any town in the state, it shall be presumed that
559 such motor vehicle most frequently leaves from and returns to or
560 remains in such town unless evidence, satisfactory to the assessor in
561 such town, is submitted to the contrary.

562 Sec. 9. Subsection (b) of section 12-71c of the 2024 supplement to the
563 general statutes is repealed and the following is substituted in lieu
564 thereof (*Effective July 1, 2024, and applicable to assessment years commencing*
565 *on or after October 1, 2024*):

566 (b) Any person claiming a property tax credit with respect to a motor
567 vehicle in accordance with subsection (a) of this section shall file with
568 the assessor in the town in which such person is entitled to such
569 property tax credit, documentation satisfactory to the assessor
570 concerning the sale, total damage, theft or removal and registration of
571 such motor vehicle. [For assessment years commencing prior to October
572 1, 2024, such] Such documentation shall be filed not later than the thirty-
573 first day of December immediately following the end of the assessment
574 year which next follows the assessment year in which such motor
575 vehicle was sold, damaged, stolen or removed and registered. [For
576 assessment years commencing on or after October 1, 2024, such
577 documentation shall be filed not later than three years after the date
578 upon which such tax was due and payable for such motor vehicle.]
579 Failure to file such claim and documentation as prescribed herein shall

580 constitute a waiver of the right to such property tax credit.

581 Sec. 10. Subdivision (74) of section 12-81 of the 2024 supplement to
582 the general statutes is repealed and the following is substituted in lieu
583 thereof (*Effective July 1, 2024, and applicable to assessment years commencing*
584 *on or after October 1, 2024*):

585 (74) (A) (i) For a period not to exceed five assessment years following
586 the assessment year in which it is first registered, any new commercial
587 truck, truck tractor, tractor and semitrailer, and vehicle used in
588 combination therewith, which is used exclusively to transport freight for
589 hire and: Is either subject to the jurisdiction of the United States
590 Department of Transportation pursuant to Chapter 135 of Title 49,
591 United States Code, or any successor thereto, or would otherwise be
592 subject to said jurisdiction except for the fact that the vehicle is used
593 exclusively in intrastate commerce; has a gross vehicle weight rating in
594 excess of twenty-six thousand pounds; and prior to August 1, 1996, was
595 not registered in this state or in any other jurisdiction but was registered
596 in this state on or after said date. (ii) For a period not to exceed five
597 assessment years following the assessment year in which it is first
598 registered, any new commercial truck, truck tractor, tractor and
599 semitrailer, and vehicle used in combination therewith, not eligible
600 under subparagraph (A)(i) of this subdivision, that has a gross vehicle
601 weight rating in excess of fifty-five thousand pounds and was not
602 registered in this state or in any other jurisdiction but was registered in
603 this state on or after August 1, 1999. As used in this subdivision, "gross
604 vehicle weight rating" has the same meaning as provided in section 14-
605 1;

606 (B) Any person who on October first in any year holds title to or is
607 the registrant of a vehicle for which such person intends to claim the
608 exemption provided in this subdivision shall file with the assessor or
609 board of assessors in the municipality in which the vehicle is subject to
610 property taxation, on or before the first day of November in such year,
611 a written application claiming such exemption on a form prescribed by

612 the Secretary of the Office of Policy and Management. Such person shall
613 include information as to the make, model, year and vehicle
614 identification number of each such vehicle, and any appurtenances
615 attached thereto, in such application. The person holding title to or the
616 registrant of such vehicle for which exemption is claimed shall furnish
617 the assessor or board of assessors with such supporting documentation
618 as said secretary may require, including, but not limited to, evidence of
619 vehicle use, acquisition cost and registration. Failure to file such
620 application in this manner and form within the time limit prescribed
621 shall constitute a waiver of the right to such exemption for such
622 assessment year, unless an extension of time is allowed as provided in
623 section 12-81k. Such application shall not be required for any assessment
624 year following that for which the initial application is filed, provided if
625 the vehicle is modified, such modification shall be deemed a waiver of
626 the right to such exemption until a new application is filed and the right
627 to such exemption is established as required initially. With respect to
628 any vehicle for which the exemption under this subdivision has
629 previously been claimed in a town other than that in which the vehicle
630 is registered on any assessment date, the person shall not be entitled to
631 such exemption until a new application is filed and the right to such
632 exemption is established in said town;

633 (C) With respect to any vehicle which is not registered on the first day
634 of October in any assessment year and which is registered subsequent
635 to said first day of October [but prior to the first day of August] in such
636 assessment year, the value of such vehicle for property tax exemption
637 purposes shall be a pro rata portion of the value determined in
638 accordance with subparagraph (D) of this subdivision, to be determined
639 by a ratio, the numerator of which shall be the number of months from
640 the date of such registration, including the month in which registration
641 occurs, to the first day of October next succeeding and the denominator
642 of which shall be twelve. For purposes of this subdivision, "assessment
643 year" means the period of twelve full months commencing with October
644 first each year;

645 (D) For assessment years commencing prior to October 1, 2024,
646 notwithstanding the provisions of section 12-71d, as amended by this
647 act, the assessor or board of assessors shall determine the value for each
648 vehicle with respect to which a claim for exemption under this
649 subdivision is approved, based on the vehicle's cost of acquisition,
650 including costs related to the modification of such vehicle, adjusted for
651 depreciation;

652 (E) For assessment years commencing on or after October 1, 2024, the
653 assessor or board of assessors shall determine the value for each vehicle,
654 with respect to which a claim for exemption under this subdivision is
655 approved, pursuant to the provisions of section 12-71d, as amended by
656 this act;

657 Sec. 11. Subsection (a) of section 7-152e of the general statutes is
658 repealed and the following is substituted in lieu thereof (*Effective July 1,*
659 *2024*):

660 (a) Notwithstanding any provision of the general statutes or special
661 act, municipal charter or ordinance, any municipality may, by ordinance
662 adopted by its legislative body, establish a fine to be imposed against
663 any owner of a motor vehicle that is subject to property tax in the
664 municipality pursuant to subsection [(g)] (h) of section 12-71b, as
665 amended by this act, who fails to register such motor vehicle with the
666 Commissioner of Motor Vehicles, provided (1) such motor vehicle is
667 eligible for registration and required to be registered under the
668 provisions of chapter 246, (2) such fine shall not be more than two
669 hundred fifty dollars, (3) any penalty for the failure to pay such fine by
670 a date prescribed by the municipality shall not be more than twenty-five
671 per cent of such fine, and (4) such fine shall be suspended for a first time
672 violator who presents proof of registration for such motor vehicle
673 subsequent to the violation but prior to the imposition of a fine.

674 Sec. 12. Subparagraph (B) of subdivision (7) of subsection (f) of
675 section 12-71 of the 2024 supplement to the general statutes is repealed

676 and the following is substituted in lieu thereof (*Effective from passage*):

677 (B) For assessment years commencing on or after October 1, 2024,
678 information concerning any vehicle subject to taxation in a town other
679 than the town in which it is registered may be included on any
680 declaration or report filed pursuant to section 12-41, as amended by this
681 act, 12-43 or 12-57a. If a motor vehicle is listed in a town in which it is
682 not subject to taxation, pursuant to the provisions of subdivision (5) of
683 this subsection, the assessor of the town in which such vehicle is listed
684 shall notify the assessor of the town in which such vehicle is [listed]
685 registered of the name and address of the owner of such motor vehicle,
686 the vehicle identification number and the town in which such vehicle is
687 taxed. The assessor of the town in which said vehicle is registered and
688 the assessor of the town in which said vehicle is listed shall cooperate in
689 administering the provisions of this section concerning the listing of
690 such vehicle for property tax purposes.

691 Sec. 13. Section 12-71e of the general statutes is repealed and the
692 following is substituted in lieu thereof (*Effective July 1, 2025*):

693 (a) Notwithstanding the provisions of any special act, municipal
694 charter or home rule ordinance, (1) for the assessment year commencing
695 October 1, 2016, the mill rate for motor vehicles shall not exceed 39 mills,
696 (2) for the assessment years commencing October 1, 2017, to October 1,
697 2020, inclusive, the mill rate for motor vehicles shall not exceed 45 mills,
698 and (3) for the assessment year commencing October 1, 2021, and each
699 assessment year thereafter, the mill rate for motor vehicles shall not
700 exceed 32.46 mills.

701 (b) Any municipality or district may establish a mill rate for motor
702 vehicles that is equal to or lower than 32.46 mills, including zero mills.
703 Such mill rate may be different from [its] the mill rate for real property
704 and personal property other than motor vehicles to comply with the
705 provisions of this section, provided the mill rate for motor vehicles is
706 lower than the mill rate for real property and personal property. No

707 district or borough may set a motor vehicle mill rate that if combined
708 with the motor vehicle mill rate of the town, city, consolidated town and
709 city or consolidated town and borough in which such district or
710 borough is located would result in a combined motor vehicle mill rate
711 (1) above 39 mills for the assessment year commencing October 1, 2016,
712 (2) above 45 mills for the assessment years commencing October 1, 2017,
713 to October 1, 2020, inclusive, or (3) above 32.46 mills for the assessment
714 year commencing October 1, 2021, and each assessment year thereafter.

715 (c) Notwithstanding the provisions of any special act, municipal
716 charter or home rule ordinance, a municipality or district that set a
717 motor vehicle mill rate prior to May 7, 2022, for the assessment year
718 commencing October 1, 2021, may, by vote of its legislative body, or if
719 the legislative body is a town meeting, the board of selectmen, revise
720 such mill rate to meet the requirements of this section, provided such
721 revision occurs not later than June 15, 2022.

722 (d) Notwithstanding the provisions of section 12-112, any board of
723 assessment appeals of a municipality that mailed or distributed, prior to
724 October 31, 2017, bills to taxpayers for motor vehicle property taxes
725 based on assessments made for the assessment year commencing
726 October 1, 2016, shall hear or entertain any appeals related to such
727 assessments not later than December 15, 2017.

728 (e) The Secretary of the Office of Policy and Management shall notify
729 the chief executive officer of each municipality:

730 (1) Annually, (A) of the municipality's option to reduce the mill rate
731 for motor vehicles to lower than 32.46 mills, including zero mills, and
732 (B) that such mill rate may be different from the mill rate for real
733 property and personal property other than motor vehicles to comply
734 with the provisions of this section, provided the mill rate for motor
735 vehicles is lower than the mill rate for real property and personal
736 property; and

737 (2) In advance of the implementation of a municipality's revaluation

738 pursuant to section 12-62, of the municipality's option to consider and
739 evaluate the reduction of the mill rate for motor vehicles in the same
740 fiscal year in which the revaluation is implemented.

741 [(e)] (f) For the purposes of this section, "municipality" means any
742 town, city, borough, consolidated town and city, consolidated town and
743 borough and "district" [means any district, as defined] has the same
744 meaning as provided in section 7-324.

745 Sec. 14. Section 36a-2 of the 2024 supplement to the general statutes
746 is repealed and the following is substituted in lieu thereof (*Effective July*
747 *1, 2024*):

748 As used in this title, unless the context otherwise requires:

749 (1) "Affiliate" of a person means any person controlling, controlled
750 by, or under common control with, that person;

751 (2) "Applicant" with respect to any license or approval provision
752 pursuant to this title means a person who applies for that license or
753 approval;

754 (3) "Automated teller machine" means a stationary or mobile device
755 that is unattended or equipped with a telephone or televideo device that
756 allows contact with bank personnel, including a satellite device but
757 excluding a [point of sale] point-of-sale terminal, at which banking
758 transactions, including, but not limited to, deposits, withdrawals,
759 advances, payments or transfers, may be conducted;

760 (4) "Bank" means a Connecticut bank or a federal bank;

761 (5) "Bank and trust company" means an institution chartered or
762 organized under the laws of this state as a bank and trust company;

763 (6) "Bank holding company" has the meaning given to that term in 12
764 USC Section 1841(a), as amended from time to time, except that the term
765 "bank", as used in 12 USC Section 1841(a), includes a bank or out-of-state

766 bank that functions solely in a trust or fiduciary capacity;

767 (7) "Capital and surplus" has the same meaning as provided in 12 CFR
768 1.2, as amended from time to time;

769 (8) "Capital stock" when used in conjunction with any bank or out-of-
770 state bank means a bank or out-of-state bank that is authorized to
771 accumulate funds through the issuance of its capital stock;

772 (9) "Client" means a beneficiary of a trust for whom the Connecticut
773 bank acts as trustee, a person for whom the Connecticut bank acts as
774 agent, custodian or bailee, or other person to whom a Connecticut bank
775 owes a duty or obligation under a trust or other account administered
776 by such Connecticut bank, regardless of whether such Connecticut bank
777 owes a fiduciary duty to the person;

778 (10) "Club deposit" means deposits to be received at regular intervals,
779 the whole amount deposited to be withdrawn by the owner or repaid
780 by the bank in not more than fifteen months from the date of the first
781 deposit, and upon which no interest or dividends need to be paid;

782 (11) "Commissioner" means the Banking Commissioner and, with
783 respect to any function of the commissioner, includes any person
784 authorized or designated by the commissioner to carry out that
785 function;

786 (12) "Company" means any corporation, joint stock company, trust,
787 association, partnership, limited partnership, unincorporated
788 organization, limited liability company or similar organization, but does
789 not include (A) any corporation the majority of the shares of which are
790 owned by the United States or by any state, or (B) any trust which by its
791 terms shall terminate within twenty-five years or not later than twenty-
792 one years and ten months after the death of beneficiaries living on the
793 effective date of the trust;

794 (13) "Connecticut bank" means a bank and trust company, savings

795 bank or savings and loan association chartered or organized under the
796 laws of this state;

797 (14) "Connecticut credit union" means a cooperative, nonprofit
798 financial institution that (A) is organized under chapter 667 and the
799 membership of which is limited as provided in section 36a-438a, (B)
800 operates for the benefit and general welfare of its members with the
801 earnings, benefits or services offered being distributed to or retained for
802 its members, and (C) is governed by a volunteer board of directors
803 elected by and from its membership;

804 (15) "Connecticut credit union service organization" means a credit
805 union service organization that is (A) incorporated under the laws of
806 this state, located in this state and established by at least one Connecticut
807 credit union, or (B) wholly owned by a credit union that converted into
808 a Connecticut credit union pursuant to section 36a-469b;

809 (16) "Consolidation" means a combination of two or more institutions
810 into a new institution; all institutions party to the consolidation, other
811 than the new institution, are "constituent" institutions; the new
812 institution is the "resulting" institution;

813 (17) "Control" has the meaning given to that term in 12 USC Section
814 1841(a), as amended from time to time;

815 (18) "Credit union service organization" means an entity organized
816 under state or federal law to provide credit union service organization
817 services primarily to its members, to Connecticut credit unions, federal
818 credit unions and out-of-state credit unions other than its members, and
819 to members of any such other credit unions;

820 (19) "Customer" means any person using a service offered by a
821 financial institution;

822 (20) "Demand account" means an account into which demand
823 deposits may be made;

824 (21) "Demand deposit" means a deposit that is payable on demand, a
825 deposit issued with an original maturity or required notice period of less
826 than seven days or a deposit representing funds for which the bank does
827 not reserve the right to require at least seven days' written notice of the
828 intended withdrawal, but does not include any time deposit;

829 (22) "Deposit" means funds deposited with a depository;

830 (23) "Deposit account" means an account into which deposits may be
831 made;

832 (24) "Depositor" includes a member of a mutual savings and loan
833 association;

834 (25) "Director" means a member of the governing board of a financial
835 institution;

836 (26) "Equity capital" means the excess of a Connecticut bank's total
837 assets over its total liabilities, as defined in the instructions of the federal
838 Financial Institutions Examination Council for consolidated reports of
839 condition and income;

840 (27) "Executive officer" means every officer of a Connecticut bank
841 who participates or has authority to participate, otherwise than in the
842 capacity of a director, in major policy-making functions of such bank,
843 regardless of whether such officer has an official title or whether that
844 title contains a designation of assistant and regardless of whether such
845 officer is serving without salary or other compensation. The president,
846 vice president, secretary and treasurer of such bank are deemed to be
847 executive officers, unless, by resolution of the governing board or by
848 such bank's bylaws, any such officer is excluded from participation in
849 major policy-making functions, otherwise than in the capacity of a
850 director of such bank, and such officer does not actually participate in
851 such policy-making functions;

852 (28) "Federal agency" has the meaning given to that term in 12 USC

853 Section 3101, as amended from time to time;

854 (29) "Federal bank" means a national banking association, federal
855 savings bank or federal savings and loan association having its principal
856 office in this state;

857 (30) "Federal branch" has the meaning given to that term in 12 USC
858 Section 3101, as amended from time to time;

859 (31) "Federal credit union" means any institution chartered or
860 organized as a federal credit union pursuant to the laws of the United
861 States having its principal office in this state;

862 (32) "Fiduciary" means a person undertaking to act alone or jointly
863 with others primarily for the benefit of another or others in all matters
864 connected with its undertaking and includes a person acting in the
865 capacity of trustee, executor, administrator, guardian, assignee,
866 receiver, conservator, agent, custodian under the Connecticut Uniform
867 Gifts to Minors Act or the Uniform Transfers to Minors Act, and acting
868 in any other similar capacity;

869 (33) "Financial institution" means any Connecticut bank, Connecticut
870 credit union, or other person whose activities in this state are subject to
871 the supervision of the commissioner, but does not include a person
872 whose activities are subject to the supervision of the commissioner
873 solely pursuant to chapter 672a, 672b or 672c or any combination
874 thereof;

875 (34) "Foreign bank" has the meaning given to that term in 12 USC
876 Section 3101, as amended from time to time;

877 (35) "Foreign country" means any country other than the United
878 States and includes any colony, dependency or possession of any such
879 country;

880 (36) "Governing board" means the group of persons vested with the
881 management of the affairs of a financial institution irrespective of the

882 name by which such group is designated;

883 (37) "Holding company" means a bank holding company or a savings
884 and loan holding company, except, as used in sections 36a-180 to 36a-
885 191, inclusive, "holding company" means a company that controls a
886 bank;

887 (38) "Innovation bank" means a Connecticut bank that does not accept
888 retail deposits, but may accept nonretail deposits which are eligible for
889 insurance from the Federal Deposit Insurance Corporation or the
890 Federal Deposit Insurance Corporation's successor agency;

891 [(38)] (39) "Insured depository institution" has the meaning given to
892 that term in 12 USC Section 1813, as amended from time to time;

893 [(39)] (40) "Licensee" means any person who is licensed or required
894 to be licensed pursuant to the applicable provisions of this title;

895 [(40)] (41) "Loan" includes any line of credit or other extension of
896 credit;

897 [(41)] (42) "Loan production office" means an office of a bank or out-
898 of-state bank, other than a foreign bank, whose activities are limited to
899 loan production and solicitation;

900 [(42)] (43) "Merger" means the combination of one or more
901 institutions with another which continues its corporate existence; all
902 institutions party to the merger are "constituent" institutions; the
903 merging institution which upon the merger continues its existence is the
904 "resulting" institution;

905 [(43)] (44) "Mutual" when used in conjunction with any institution
906 that is a bank or out-of-state bank means any such institution without
907 capital stock;

908 [(44)] (45) "Mutual holding company" means a mutual holding
909 company organized under sections 36a-192 to 36a-199, inclusive, and

910 unless otherwise indicated, a subsidiary holding company controlled by
911 a mutual holding company organized under sections 36a-192 to 36a-199,
912 inclusive;

913 [(45)] (46) "Out-of-state" includes any state other than Connecticut
914 and any foreign country;

915 [(46)] (47) "Out-of-state bank" means any institution that engages in
916 the business of banking, but does not include a bank, Connecticut credit
917 union, federal credit union or out-of-state credit union;

918 [(47)] (48) "Out-of-state credit union" means any credit union other
919 than a Connecticut credit union or a federal credit union;

920 [(48)] (49) "Out-of-state trust company" means any company
921 chartered to act as a fiduciary but does not include a company chartered
922 under the laws of this state, a bank, an out-of-state bank, a Connecticut
923 credit union, a federal credit union or an out-of-state credit union;

924 [(49)] (50) "Person" means an individual, company, including a
925 company described in subparagraphs (A) and (B) of subdivision (12) of
926 this section, or any other legal entity, including a federal, state or
927 municipal government or agency or any political subdivision thereof;

928 [(50) "Point of sale terminal"] (51) "Point-of-sale terminal" means a
929 device located in a commercial establishment at which sales transactions
930 can be charged directly to the buyer's deposit, loan or credit account, but
931 at which deposit transactions cannot be conducted;

932 [(51)] (52) "Prepayment penalty" means any charge or penalty for
933 paying all or part of the outstanding balance owed on a loan before the
934 date on which the principal is due and includes computing a refund of
935 unearned interest by a method that is less favorable to the borrower than
936 the actuarial method, as defined by Section 933(d) of the Housing and
937 Community Development Act of 1992, 15 USC 1615(d), as amended
938 from time to time;

939 [(52)] (53) "Reorganized savings bank" means any savings bank
940 incorporated and organized in accordance with sections 36a-192 and
941 36a-193;

942 [(53)] (54) "Reorganized savings and loan association" means any
943 savings and loan association incorporated and organized in accordance
944 with sections 36a-192 and 36a-193;

945 [(54)] (55) "Reorganized savings institution" means any reorganized
946 savings bank or reorganized savings and loan association;

947 [(55)] (56) "Representative office" has the meaning given to that term
948 in 12 USC Section 3101, as amended from time to time;

949 [(56)] (57) "Reserves for loan and lease losses" means the amounts
950 reserved by a Connecticut bank against possible loan and lease losses as
951 shown on the bank's consolidated reports of condition and income;

952 [(57)] (58) "Retail deposits" means any deposits made by individuals
953 who are not "accredited investors", as defined in 17 CFR 230.501(a);

954 [(58)] (59) "Satellite device" means an automated teller machine which
955 is not part of an office of the bank, Connecticut credit union or federal
956 credit union which has established such machine;

957 [(59)] (60) "Savings account" means a deposit account, other than an
958 escrow account established pursuant to section 49-2a, into which
959 savings deposits may be made and which account must be evidenced
960 by periodic statements delivered at least semiannually or by a passbook;

961 [(60)] (61) "Savings and loan association" means an institution
962 chartered or organized under the laws of this state as a savings and loan
963 association;

964 [(61)] (62) "Savings bank" means an institution chartered or organized
965 under the laws of this state as a savings bank;

966 [(62)] (63) "Savings deposit" means any deposit other than a demand
967 deposit or time deposit on which interest or a dividend is paid
968 periodically;

969 [(63)] (64) "Savings and loan holding company" has the meaning
970 given to that term in 12 USC Section 1467a, as amended from time to
971 time;

972 [(64)] (65) "Share account holder" means a person who maintains a
973 share account in a Connecticut credit union, federal credit union or out-
974 of-state credit union that maintains in this state a branch, as defined in
975 section 36a-435b;

976 [(65)] (66) "State" means any state of the United States, the District of
977 Columbia, any territory of the United States, Puerto Rico, Guam,
978 American Samoa, the trust territory of the Pacific Islands, the Virgin
979 Islands and the Northern Mariana Islands;

980 [(66)] (67) "State agency" has the meaning given to that term in 12 USC
981 Section 3101, as amended from time to time;

982 [(67)] (68) "State branch" has the meaning given to that term in 12 USC
983 Section 3101, as amended from time to time;

984 [(68)] (69) "Subsidiary" has the meaning given to that term in 12 USC
985 Section 1841(d), as amended from time to time;

986 [(69)] (70) "Subsidiary holding company" means a stock holding
987 company, controlled by a mutual holding company, that holds one
988 hundred per cent of the stock of a reorganized savings institution;

989 [(70)] (71) "Supervisory agency" means: (A) The commissioner; (B) the
990 Federal Deposit Insurance Corporation; (C) the Resolution Trust
991 Corporation; (D) the Office of Thrift Supervision; (E) the National Credit
992 Union Administration; (F) the Board of Governors of the Federal
993 Reserve System; (G) the United States Comptroller of the Currency; (H)
994 the Bureau of Consumer Financial Protection; and (I) any successor to

995 any of the foregoing agencies or individuals;

996 [(71)] (72) "System" means the Nationwide Mortgage Licensing
997 System and Registry, NMLS, NMLSR or such other name or acronym as
998 may be assigned to the multistate system developed by the Conference
999 of State Bank Supervisors and the American Association of Residential
1000 Mortgage Regulators and owned and operated by the State Regulatory
1001 Registry, LLC, or any successor or affiliated entity, for the licensing and
1002 registration of persons in the mortgage and other financial services
1003 industries;

1004 [(72)] (73) "Time account" means an account into which time deposits
1005 may be made;

1006 [(73)] (74) "Time deposit" means a deposit that the depositor or share
1007 account holder does not have a right and is not permitted to make
1008 withdrawals from within six days after the date of deposit, unless the
1009 deposit is subject to an early withdrawal penalty of at least seven days'
1010 simple interest on amounts withdrawn within the first six days after
1011 deposit, subject to those exceptions permissible under 12 CFR Part 204,
1012 as amended from time to time; and

1013 [(74)] (75) "Trust bank" means a Connecticut bank organized to
1014 function solely in a fiduciary capacity. [; and

1015 (75) "Uninsured bank" means a Connecticut bank that does not accept
1016 retail deposits and for which insurance of deposits by the Federal
1017 Deposit Insurance Corporation or its successor agency is not required.]

1018 Sec. 15. Subsection (e) of section 36a-65 of the general statutes is
1019 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1020 *2024*):

1021 (e) (1) If the commissioner determines that the assessment to be
1022 collected from an [uninsured] innovation bank or a trust bank pursuant
1023 to subdivision (1) of subsection (a) of this section is unreasonably low or

1024 high based on the size and risk profile of the bank, the commissioner
1025 may require such bank to pay a fee in lieu of such assessment. Each such
1026 bank shall pay such fee to the commissioner not later than the date
1027 specified by the commissioner for payment. If payment of such fee is not
1028 made by the time specified by the commissioner, such bank shall pay to
1029 the commissioner an additional two hundred dollars.

1030 (2) Any [uninsured] innovation bank required to pay a fee in lieu of
1031 assessment shall also pay to the commissioner the actual cost of the
1032 examination of such bank, as such cost is determined by the
1033 commissioner.

1034 Sec. 16. Subsections (n) to (u), inclusive, of section 36a-70 of the
1035 general statutes are repealed and the following is substituted in lieu
1036 thereof (*Effective July 1, 2024*):

1037 (n) The Connecticut bank shall not commence business until: (1) A
1038 final certificate of authority has been issued in accordance with
1039 subsection (l) of this section, (2) except in the case of a trust bank, an
1040 interim Connecticut bank organized pursuant to subsection (p) of this
1041 section, or an [uninsured] innovation bank organized pursuant to
1042 subsection (t) of this section, until its insurable accounts or deposits are
1043 insured by the Federal Deposit Insurance Corporation or its successor
1044 agency, and (3) it has complied with the requirements of subsection (u)
1045 of this section, if applicable. The acceptance of subscriptions for deposits
1046 by a mutual savings bank or mutual savings and loan association as may
1047 be necessary to obtain insurance by the Federal Deposit Insurance
1048 Corporation or its successor agency shall not be considered to be
1049 commencing business. No Connecticut bank other than a trust bank
1050 may exercise any of the fiduciary powers granted to Connecticut banks
1051 by law until express authority therefor has been given by the
1052 commissioner.

1053 (o) Prior to the issuance of a final certificate of authority to commence
1054 business in accordance with subsection (l) of this section, the

1055 Connecticut bank shall pay to the State Treasurer a franchise tax,
1056 together with a filing fee of twenty dollars for the required papers. The
1057 franchise tax for a mutual savings bank and mutual savings and loan
1058 association shall be thirty dollars. The franchise tax for all capital stock
1059 Connecticut banks shall be one cent per share up to and including the
1060 first ten thousand authorized shares, one-half cent per share for each
1061 authorized share in excess of ten thousand shares up to and including
1062 one hundred thousand shares, one-quarter cent per share for each
1063 authorized share in excess of one hundred thousand shares up to and
1064 including one million shares and one-fifth cent per share for each
1065 authorized share in excess of one million shares.

1066 (p) (1) One or more persons may organize an interim Connecticut
1067 bank solely (A) for the acquisition of an existing bank, whether by
1068 acquisition of stock, by acquisition of assets, or by merger or
1069 consolidation, or (B) to facilitate any other corporate transaction
1070 authorized by this title in which the commissioner has determined that
1071 such transaction has adequate regulatory supervision to justify the
1072 organization of an interim Connecticut bank. Such interim Connecticut
1073 bank shall not accept deposits or otherwise commence business.
1074 Subdivision (2) of subsection (c) and subsections (d), (f), (g), (h) and (o)
1075 of this section shall not apply to the organization of an interim bank,
1076 provided the commissioner may, in the commissioner's discretion,
1077 order a hearing under subsection (e) or require that the organizers
1078 publish or mail the proposed certificate of incorporation or both. The
1079 approving authority for an interim Connecticut bank shall be the
1080 commissioner acting alone. If the approving authority determines that
1081 the organization of the interim Connecticut bank complies with
1082 applicable law, the approving authority shall issue a temporary
1083 certificate of authority conditioned on the approval by the appropriate
1084 supervisory agency of the corporate transaction for which the interim
1085 Connecticut bank is formed.

1086 (2) (A) Notwithstanding any provision of this title, for the period
1087 from June 13, 2011, to September 30, 2013, inclusive, one or more

1088 persons may apply to the commissioner for the conditional preliminary
1089 approval of one or more expedited Connecticut banks organized
1090 primarily for the purpose of assuming liabilities and purchasing assets
1091 from the Federal Deposit Insurance Corporation when the Federal
1092 Deposit Insurance Corporation is acting as receiver or conservator of an
1093 insured depository institution. The application shall be made on a form
1094 acceptable to the commissioner and shall be executed and
1095 acknowledged by the applicant or applicants. Such application shall
1096 contain sufficient information for the commissioner to evaluate (i) the
1097 amount, type and sources of capital that would be available to the bank
1098 or banks; (ii) the ownership structure and holding companies, if any,
1099 over the bank or banks; (iii) the identity, biographical information and
1100 banking experience of each of the initial organizers and prospective
1101 initial directors, senior executive officers and any individual, group or
1102 proposed shareholders of the bank that will own or control ten per cent
1103 or more of the stock of the bank or banks; (iv) the overall strategic plan
1104 of the organizers and investors for the bank or banks; and (v) a
1105 preliminary business plan outlining intended product and business
1106 lines, retail branching plans and capital, earnings and liquidity
1107 projections. The commissioner, acting alone, shall grant conditional
1108 preliminary approval of such application to organize if the
1109 commissioner determines that the organizers have available sufficient
1110 committed funds to invest in the bank or banks; the organizers and
1111 proposed directors possess capacity and fitness for the duties and
1112 responsibilities with which they will be charged; the proposed bank or
1113 banks have a reasonable chance of success and will be operated in a safe
1114 and sound manner; and the fee for investigating and processing the
1115 application has been paid in accordance with subparagraph (H) of
1116 subdivision (1) of subsection (d) of section 36a-65. Such preliminary
1117 approval shall be subject to such conditions as the commissioner deems
1118 appropriate, including the requirements that the bank or banks not
1119 commence the business of a Connecticut bank until after their bid or
1120 application for a particular insured depository institution is accepted by
1121 the Federal Deposit Insurance Corporation, that the background checks

1122 are satisfactory, and that the organizers submit, for the safety and
1123 soundness review by the commissioner, more detailed operating plans
1124 and current financial statements as potential acquisition transactions are
1125 considered, and such plans and statements are satisfactory to the
1126 commissioner. The commissioner may alter, suspend or revoke the
1127 conditional preliminary approval if the commissioner deems any
1128 interim development warrants such action. The conditional preliminary
1129 approval shall expire eighteen months from the date of approval, unless
1130 extended by the commissioner.

1131 (B) The commissioner shall not issue a final certificate of authority to
1132 commence the business of a Connecticut bank or banks under this
1133 subdivision until all conditions and preopening requirements and
1134 applicable state and federal regulatory requirements have been met and
1135 the fee for issuance of a final certificate of authority for an expedited
1136 Connecticut bank has been paid in accordance with subparagraph (M)
1137 of subdivision (1) of subsection (d) of section 36a-65. The commissioner
1138 may waive any requirement under this title or regulations adopted
1139 under this title that is necessary for the consummation of an acquisition
1140 involving an expedited Connecticut bank if the commissioner finds that
1141 such waiver is advisable and in the interest of depositors or the public,
1142 provided the commissioner shall not waive the requirement that the
1143 institution's insurable accounts or deposits be federally insured. Any
1144 such waiver granted by the commissioner under this subparagraph
1145 shall be in writing and shall set forth the reason or reasons for the
1146 waiver. The commissioner may impose conditions on the final certificate
1147 of authority as the commissioner deems necessary to ensure that the
1148 bank will be operated in a safe and sound manner. The commissioner
1149 shall cause notice of the issuance of the final certificate of authority to be
1150 published in the department's weekly bulletin.

1151 (q) (1) As used in this subsection, "bankers' bank" means a
1152 Connecticut bank that is (A) owned exclusively by (i) any combination
1153 of banks, out-of-state banks, Connecticut credit unions, federal credit
1154 unions, or out-of-state credit unions, or (ii) a bank holding company that

1155 is owned exclusively by any such combination, and (B) engaged
1156 exclusively in providing services for, or that indirectly benefit, other
1157 banks, out-of-state banks, Connecticut credit unions, federal credit
1158 unions, or out-of-state credit unions and their directors, officers and
1159 employees.

1160 (2) One or more persons may organize a bankers' bank in accordance
1161 with the provisions of this section, except that subsections (g) and (h) of
1162 this section shall not apply. The approving authority for a bankers' bank
1163 shall be the commissioner acting alone. Before granting a temporary
1164 certificate of authority in the case of an application to organize a
1165 bankers' bank, the approving authority shall consider (A) whether the
1166 proposed bankers' bank will facilitate the provision of services that such
1167 banks, out-of-state banks, Connecticut credit unions, federal credit
1168 unions, or out-of-state credit unions would not otherwise be able to
1169 readily obtain, and (B) the character and experience of the proposed
1170 directors and officers. The application to organize a bankers' bank shall
1171 be approved if the approving authority determines that the interest of
1172 the public will be directly or indirectly served to advantage by the
1173 establishment of the proposed bankers' bank, and the proposed
1174 directors possess capacity and fitness for the duties and responsibilities
1175 with which they will be charged.

1176 (3) A bankers' bank shall have all of the powers of and be subject to
1177 all of the requirements applicable to a Connecticut bank under this title
1178 which are not inconsistent with this subsection, except to the extent the
1179 commissioner limits such powers by regulation. Upon the written
1180 request of a bankers' bank, the commissioner may waive specific
1181 requirements of this title and the regulations adopted thereunder if the
1182 commissioner finds that (A) the requirement pertains primarily to banks
1183 that provide retail or consumer banking services and is inconsistent
1184 with this subsection, and (B) the requirement may impede the ability of
1185 the bankers' bank to compete or to provide desired services to its market
1186 provided, any such waiver and the commissioner's findings shall be in
1187 writing and shall be made available for public inspection.

1188 (4) The commissioner may adopt regulations, in accordance with
1189 chapter 54, to administer the provisions of this subsection.

1190 (r) (1) As used in this subsection and section 36a-139, "community
1191 bank" means a Connecticut bank that is organized pursuant to this
1192 subsection and is subject to the provisions of this subsection and section
1193 36a-139.

1194 (2) One or more persons may organize a community bank in
1195 accordance with the provisions of this section, except that subsection (g)
1196 of this section shall not apply. Any such community bank shall
1197 commence business with a minimum equity capital of at least three
1198 million dollars. The approving authority for a community bank shall be
1199 the commissioner acting alone. In addition to the considerations and
1200 determinations required by subsection (h) of this section, before
1201 granting a temporary certificate of authority to organize a community
1202 bank, the approving authority shall determine that (A) each of the
1203 proposed directors and proposed executive officers, as defined in
1204 subparagraph (D) of subdivision (3) of this subsection, possesses
1205 capacity and fitness for the duties and responsibilities with which such
1206 director or officer will be charged, and (B) there is satisfactory
1207 community support for the proposed community bank based on
1208 evidence of such support provided by the organizers to the approving
1209 authority. If the approving authority cannot make such determination
1210 with respect to any such proposed director or proposed executive
1211 officer, the approving authority may refuse to allow such proposed
1212 director or proposed executive officer to serve in such capacity in the
1213 proposed community bank.

1214 (3) A community bank shall have all of the powers of and be subject
1215 to all of the requirements and limitations applicable to a Connecticut
1216 bank under this title which are not inconsistent with this subsection,
1217 except: (A) No community bank may (i) exercise any of the fiduciary
1218 powers granted to Connecticut banks by law until express authority
1219 therefor has been given by the approving authority, (ii) establish and

1220 maintain one or more mutual funds, (iii) invest in derivative securities
1221 other than mortgage-backed securities fully guaranteed by
1222 governmental agencies or government sponsored agencies, (iv) own
1223 any real estate for the present or future use of the bank unless the
1224 approving authority finds, based on an independently prepared
1225 analysis of costs and benefits, that it would be less costly to the bank to
1226 own instead of lease such real estate, or (v) make mortgage loans
1227 secured by nonresidential real estate the aggregate amount of which, at
1228 the time of origination, exceeds ten per cent of all assets of such bank;
1229 (B) the aggregate amount of all loans made by a community bank shall
1230 not exceed eighty per cent of the total deposits held by such bank; (C) (i)
1231 the total direct or indirect liabilities of any one obligor, whether or not
1232 fully secured and however incurred, to any community bank, exclusive
1233 of such bank's investment in the investment securities of such obligor,
1234 shall not exceed at the time incurred ten per cent of the equity capital
1235 and reserves for loan and lease losses of such bank, and (ii) the
1236 limitations set forth in subsection (a) of section 36a-262 shall apply to
1237 this subparagraph; and (D) the limitations set forth in subsection (a) of
1238 section 36a-263 shall apply to all community banks, provided, a
1239 community bank may (i) make a mortgage loan to any director or
1240 executive officer secured by premises occupied or to be occupied by
1241 such director or officer as a primary residence, (ii) make an educational
1242 loan to any director or executive officer for the education of any child of
1243 such director or executive officer, and (iii) extend credit to any director
1244 or executive officer in an amount not exceeding ten thousand dollars for
1245 extensions of credit not otherwise specifically authorized in this
1246 subparagraph. The aggregate amount of all loans or extensions of credit
1247 made by a community bank pursuant to this subparagraph shall not
1248 exceed thirty-three and one-third per cent of the equity capital and
1249 reserves for loan and lease losses of such bank. As used in this
1250 subparagraph, "executive officer" means every officer of a community
1251 bank who participates or has authority to participate, other than in the
1252 capacity of a director, in major policy-making functions of the bank,
1253 regardless of whether such officer has an official title or whether such

1254 officer serves without salary or other compensation. The vice president,
1255 chief financial officer, secretary and treasurer of a community bank are
1256 presumed to be executive officers unless, by resolution of the governing
1257 board or by the bank's bylaws, any such officer is excluded from
1258 participation in major policy-making functions, other than in the
1259 capacity of a director of the bank, and such officer does not actually
1260 participate in major policy-making functions.

1261 (4) The audit and examination requirements set forth in section 36a-
1262 86 shall apply to each community bank.

1263 (5) The commissioner may adopt regulations, in accordance with
1264 chapter 54, to administer the provisions of this subsection and section
1265 36a-139.

1266 (s) (1) As used in this subsection, "community development bank"
1267 means a Connecticut bank that is organized to serve the banking needs
1268 of a well-defined neighborhood, community or other geographic area as
1269 determined by the commissioner, primarily, but not exclusively, by
1270 making commercial loans in amounts of one hundred fifty thousand
1271 dollars or less to existing businesses or to persons seeking to establish
1272 businesses located within such neighborhood, community or
1273 geographic area.

1274 (2) One or more persons may organize a community development
1275 bank in accordance with the provisions of this section, except that
1276 subsection (g) of this section shall not apply. The approving authority
1277 for a community development bank shall be the commissioner acting
1278 alone. Any such community development bank shall commence
1279 business with a minimum equity capital determined by the
1280 commissioner to be appropriate for the proposed activities of such bank,
1281 provided, if such proposed activities include accepting deposits, such
1282 minimum equity capital shall be sufficient to enable such deposits to be
1283 insured by the Federal Deposit Insurance Corporation or its successor
1284 agency.

1285 (3) The state, acting through the State Treasurer, may be the sole
1286 organizer of a community development bank or may participate with
1287 any other person or persons in the organization of any community
1288 development bank, and may own all or a part of any capital stock of
1289 such bank. No application fee shall be required under subparagraph (H)
1290 of subdivision (1) of subsection (d) of section 36a-65 and no franchise tax
1291 shall be required under subsection (o) of this section for any community
1292 development bank organized by or in participation with the state.

1293 (4) In addition to the considerations and determinations required by
1294 subsection (h) of this section, before granting a temporary certificate of
1295 authority to organize a community development bank, the approving
1296 authority shall determine that (A) each of the proposed directors and
1297 proposed executive officers possesses capacity and fitness for the duties
1298 and responsibilities with which such director or officer will be charged,
1299 and (B) there is satisfactory community support for the proposed
1300 community development bank based on evidence of such support
1301 provided by the organizers to the approving authority. If the approving
1302 authority cannot make such determination with respect to any such
1303 proposed director or proposed executive officer, the approving
1304 authority may refuse to allow such proposed director or proposed
1305 executive officer to serve in such capacity in the proposed community
1306 development bank. As used in this subdivision, "executive officer"
1307 means every officer of a community development bank who
1308 participates or has authority to participate, other than in the capacity of
1309 a director, in major policy-making functions of the bank, regardless of
1310 whether such officer has an official title or whether such officer serves
1311 without salary or other compensation. The vice president, chief financial
1312 officer, secretary and treasurer of a community development bank are
1313 presumed to be executive officers unless, by resolution of the governing
1314 board or by the bank's bylaws, any such officer is excluded from
1315 participation in major policy-making functions, other than in the
1316 capacity of a director of the bank, and such officer does not actually
1317 participate in major policy-making functions.

1318 (5) Notwithstanding any contrary provision of this title: (A) The
1319 commissioner may limit the powers that may be exercised by a
1320 community development bank or impose conditions on the exercise by
1321 such bank of any power allowed by this title as the commissioner deems
1322 necessary in the interest of the public and for the safety and soundness
1323 of the community development bank, provided, any such limitations or
1324 conditions, or both, shall be set forth in the final certificate of authority
1325 issued in accordance with subsection (l) of this section; and (B) the
1326 commissioner may waive in writing any requirement imposed on a
1327 community development bank under this title or any regulation
1328 adopted under this title if the commissioner finds that such requirement
1329 is inconsistent with the powers that may be exercised by such
1330 community development bank under its final certificate of authority.

1331 (6) The commissioner may adopt regulations, in accordance with
1332 chapter 54, to carry out the provisions of this subsection.

1333 (t) (1) One or more persons may organize an [uninsured] innovation
1334 bank in accordance with the provisions of this section, except that
1335 subsection (g) of this section shall not apply. The approving authority
1336 for an [uninsured] innovation bank shall be the commissioner acting
1337 alone. Any such [uninsured] innovation bank shall commence business
1338 with a minimum equity capital of at least five million dollars unless the
1339 commissioner establishes a different minimum capital requirement for
1340 such [uninsured] innovation bank based upon its proposed activities.

1341 (2) An [uninsured] innovation bank shall have all of the powers of
1342 and be subject to all of the requirements and limitations applicable to a
1343 Connecticut bank under this title which are not inconsistent with this
1344 subsection, except no [uninsured] innovation bank may accept retail
1345 deposits and, notwithstanding any provision of this title, sections 36a-
1346 30 to 36a-34, inclusive, do not apply to [uninsured] innovation banks.

1347 (3) (A) An [uninsured] innovation bank shall display conspicuously,
1348 at each window or other place where deposits are usually accepted, a

1349 sign stating that deposits are not insured by the Federal Deposit
1350 Insurance Corporation or its successor agency.

1351 (B) An [uninsured] innovation bank shall either (i) include in boldface
1352 conspicuous type on each signature card, passbook, and instrument
1353 evidencing a deposit the following statement: "This deposit is not
1354 insured by the FDIC", or (ii) require each depositor to execute a
1355 statement that acknowledges that the initial deposit and all future
1356 deposits at the [uninsured] innovation bank are not insured by the
1357 Federal Deposit Insurance Corporation or its successor agency. The
1358 [uninsured] innovation bank shall retain such acknowledgment as long
1359 as the depositor maintains any deposit with the [uninsured] innovation
1360 bank.

1361 (C) An [uninsured] innovation bank shall include on all of its deposit-
1362 related advertising a conspicuous statement that deposits are not
1363 insured by the Federal Deposit Insurance Corporation or its successor
1364 agency.

1365 (4) Notwithstanding any provision of this title, an innovation bank
1366 may accept and hold nonretail deposits, including, but not limited to,
1367 nonretail deposits received from a corporation that owns the majority of
1368 the shares of the innovation bank. An innovation bank may secure
1369 deposit insurance for such nonretail deposits, including from the
1370 Federal Deposit Insurance Corporation.

1371 (u) (1) Each trust bank and [uninsured] innovation bank shall keep
1372 assets on deposit in the amount of at least one million dollars with such
1373 banks as the commissioner may approve, provided a trust bank or
1374 [uninsured] innovation bank that received its final certificate of
1375 authority prior to May 12, 2004, shall keep assets on deposit as follows:
1376 At least two hundred fifty thousand dollars no later than one year from
1377 May 12, 2004, at least five hundred thousand dollars no later than two
1378 years from said date, at least seven hundred fifty thousand dollars no
1379 later than three years from said date and at least one million dollars no

1380 later than four years from said date. No trust bank or [uninsured]
1381 innovation bank shall make a deposit pursuant to this section until the
1382 bank at which the assets are to be deposited and the trust bank or
1383 [uninsured] innovation bank shall have executed a deposit agreement
1384 satisfactory to the commissioner. The value of such assets shall be based
1385 upon the principal amount or market value, whichever is lower. If the
1386 commissioner determines that an asset that otherwise qualifies under
1387 this section shall be valued at less than the amount otherwise provided
1388 in this subdivision, the commissioner shall so notify the trust bank or
1389 [uninsured] innovation bank, which shall thereafter value such asset as
1390 directed by the commissioner.

1391 (2) As used in this subsection, "assets" means: (A) United States dollar
1392 deposits payable in the United States, other than certificates of deposit;
1393 (B) bonds, notes, debentures or other obligations of the United States or
1394 any agency or instrumentality thereof, or guaranteed by the United
1395 States, or of this state or of a county, city, town, village, school district,
1396 or instrumentality of this state or guaranteed by this state; (C) bonds,
1397 notes, debentures or other obligations issued by the Federal Home Loan
1398 Mortgage Corporation and the Federal National Mortgage Corporation;
1399 (D) commercial paper payable in dollars in the United States, provided
1400 such paper is rated in one of the three highest rating categories by a
1401 rating service recognized by the commissioner. In the event that an issue
1402 of commercial paper is rated by more than one recognized rating
1403 service, it shall be rated in one of the three highest rating categories by
1404 each such rating service; (E) negotiable certificates of deposit that are
1405 payable in the United States; (F) reserves held at a federal reserve bank;
1406 and (G) such other assets as determined by the commissioner upon
1407 written application.

1408 Sec. 17. Subsections (a) to (h), inclusive, of section 36a-139a of the
1409 general statutes are repealed and the following is substituted in lieu
1410 thereof (*Effective July 1, 2024*):

1411 (a) Any [uninsured] innovation bank or any trust bank may, upon the

1412 approval of the commissioner, convert to a Connecticut bank that is
1413 authorized to accept retail deposits and operate without the limitations
1414 provided in subdivisions (2) and (3) of subsection (t) and subsection (u)
1415 of section 36a-70, as amended by this act, and subsection (b) of section
1416 36a-250.

1417 (b) The converting bank shall file with the commissioner a proposed
1418 plan of conversion, a copy of the proposed amended certificate of
1419 incorporation and a certificate by the secretary of the converting bank
1420 that the proposed plan of conversion and proposed amended certificate
1421 of incorporation have been approved in accordance with subsection (c)
1422 of this section.

1423 (c) The proposed plan of conversion and proposed amended
1424 certificate of incorporation shall require the approval of a majority of the
1425 governing board of the converting bank and the favorable vote of not
1426 less than two-thirds of the holders of each class of the converting
1427 ~~[bank's]~~ bank's capital stock, if any, or in the case of a converting mutual
1428 bank, the incorporators thereof, cast at a meeting called to consider such
1429 conversion.

1430 (d) Any shareholder of a capital stock Connecticut bank that proposes
1431 to convert under this section, who, on or before the date of the
1432 ~~[shareholders']~~ shareholders' meeting to vote on such conversion,
1433 objects to the conversion by filing a written objection with the secretary
1434 of such bank may, within ten days after the effective date of such
1435 conversion, make written demand upon the bank for payment of such
1436 shareholder's stock. Any such shareholder that makes such objection
1437 and demand shall have the same rights as those of a shareholder that
1438 asserts appraisal rights with respect to the merger of two or more capital
1439 stock Connecticut banks.

1440 (e) The commissioner shall approve a conversion under this section
1441 if the commissioner determines that: (1) The converting bank has
1442 complied with all applicable provisions of law; (2) the converting bank

1443 has equity capital of at least five million dollars; (3) the converting bank
1444 has received satisfactory ratings on its most recent safety and soundness
1445 examination; (4) the proposed conversion will serve the public necessity
1446 and convenience; and (5) the converting bank will provide adequate
1447 services to meet the banking needs of all community residents,
1448 including low-income residents and moderate-income residents to the
1449 extent permitted by its charter, in accordance with a plan submitted by
1450 the converting bank to the commissioner, in such form and containing
1451 such information as the commissioner may require. Upon receiving any
1452 such plan, the commissioner shall make the plan available for public
1453 inspection and comment at the Department of Banking and cause notice
1454 of its submission and availability for inspection and comment to be
1455 published in the department's weekly bulletin. With the concurrence of
1456 the commissioner, the converting bank shall publish, in the form of a
1457 legal advertisement in a newspaper having a substantial circulation in
1458 the area, notice of such plan's submission and availability for public
1459 inspection and comment. The notice shall state that the inspection and
1460 comment period will last for a period of thirty days from the date of
1461 publication. The commissioner shall not make such determination until
1462 the expiration of the thirty-day period. In making such determination,
1463 the commissioner shall, unless clearly inapplicable, consider, among
1464 other factors, whether the plan identifies specific unmet credit and
1465 consumer banking needs in the local community and specifies how such
1466 needs will be satisfied, provides for sufficient distribution of banking
1467 services among branches or satellite devices, or both, located in low-
1468 income neighborhoods, contains adequate assurances that banking
1469 services will be offered on a nondiscriminatory basis and demonstrates
1470 a commitment to extend credit for housing, small business and
1471 consumer purposes in low-income neighborhoods.

1472 (f) After receipt of the commissioner's approval, the converting bank
1473 shall promptly file such approval and its amended certificate of
1474 incorporation with the Secretary of the State and with the town clerk of
1475 the town in which its principal office is located. Upon such filing, the

1476 bank shall cease to be an [uninsured] innovation bank subject to the
1477 provisions of subdivisions (2) and (3) of subsection (t) and subsection
1478 (u) of section 36a-70, as amended by this act, or a trust bank, subject to
1479 the limitations provided in subsection (u) of section 36a-70, as amended
1480 by this act, and subsection (b) of section 36a-250, and shall be a
1481 Connecticut bank subject to all of the requirements and limitations and
1482 possessed of all rights, privileges and powers granted to it by its
1483 amended certificate of incorporation and by the provisions of the
1484 general statutes applicable to its type of Connecticut bank. Such
1485 Connecticut bank shall not commence business unless its insurable
1486 accounts and deposits are insured by the Federal Deposit Insurance
1487 Corporation or its successor agency. Upon such filing with the Secretary
1488 of the State and with the town clerk, all of the assets, business and good
1489 will of the converting bank shall be transferred to and vested in such
1490 Connecticut bank without any deed or instrument of conveyance,
1491 provided the converting bank may execute any deed or instrument of
1492 conveyance as is convenient to confirm such transfer. Such Connecticut
1493 bank shall be subject to all of the duties, relations, obligations, trusts and
1494 liabilities of the converting bank, whether as debtor, depository,
1495 registrar, transfer agent, executor, administrator or otherwise, and shall
1496 be liable to pay and discharge all such debts and liabilities, and to
1497 perform all such duties in the same manner and to the same extent as if
1498 the Connecticut bank had itself incurred the obligation or liability or
1499 assumed the duty or relation. All rights of creditors of the converting
1500 bank and all liens upon the property of such bank shall be preserved
1501 unimpaired and the Connecticut bank shall be entitled to receive,
1502 accept, collect, hold and enjoy any and all gifts, bequests, devises,
1503 conveyances, trusts and appointments in favor of or in the name of the
1504 converting bank and whether made or created to take effect prior to or
1505 after the conversion.

1506 (g) The persons named as directors in the amended certificate of
1507 incorporation shall be the directors of such Connecticut bank until the
1508 first annual election of directors after the conversion or until the

1509 expiration of their terms as directors, and shall have the power to take
1510 all necessary actions and to adopt bylaws concerning the business and
1511 management of such Connecticut bank.

1512 (h) No such Connecticut bank resulting from the conversion of an
1513 [uninsured] innovation bank may exercise any of the fiduciary powers
1514 granted to Connecticut banks by law until express authority therefor has
1515 been given by the commissioner, unless such authority was previously
1516 granted to the converting bank.

1517 Sec. 18. Subsections (a) to (g), inclusive, of section 36a-139b of the
1518 general statutes are repealed and the following is substituted in lieu
1519 thereof (*Effective July 1, 2024*):

1520 (a) Any Connecticut bank may, upon the approval of the
1521 commissioner, convert to an [uninsured] innovation bank.

1522 (b) The converting bank shall file with the commissioner a proposed
1523 plan of conversion, a copy of the proposed amended certificate of
1524 incorporation and a certificate by the secretary of the converting bank
1525 that the proposed plan of conversion and proposed certificate of
1526 incorporation have been approved in accordance with subsection (c) of
1527 this section.

1528 (c) The proposed plan of conversion and proposed amended
1529 certificate of incorporation shall require the approval of a majority of the
1530 governing board of the converting bank and the favorable vote of not
1531 less than two-thirds of the holders of each class of the [bank's] bank's
1532 capital stock, if any, or, in the case of a mutual bank, the incorporators
1533 thereof, cast at a meeting called to consider such conversion.

1534 (d) Any shareholder of a converting capital stock Connecticut bank
1535 that proposes to convert to an [uninsured] innovation bank who, on or
1536 before the date of the [shareholders'] shareholders' meeting to vote on
1537 such conversion, objects to the conversion by filing a written objection
1538 with the secretary of such bank may, within ten days after the effective

1539 date of such conversion, make written demand upon the converted bank
1540 for payment of such [shareholder's] shareholder's stock. Any such
1541 shareholder that makes such objection and demand shall have the same
1542 rights as those of a shareholder who dissents from the merger of two or
1543 more capital stock Connecticut banks.

1544 (e) If applicable, a converting Connecticut bank shall liquidate all of
1545 its retail deposits with the approval of the commissioner. The converting
1546 bank shall file with the commissioner a written notice of its intent to
1547 liquidate all of its retail deposits together with a plan of liquidation and
1548 a proposed notice to depositors approved and executed by a majority of
1549 its governing board. The commissioner shall approve the plan and the
1550 notice to depositors. The commissioner shall not approve a sale of the
1551 retail deposits of the converting bank if the purchasing insured
1552 depository institution, including all insured depository institutions
1553 which are affiliates of such institution, upon consummation of the sale,
1554 would control thirty per cent or more of the total amount of deposits of
1555 insured depository institutions in this state, unless the commissioner
1556 permits a greater percentage of such deposits. The converting and
1557 purchasing institutions shall file with the commissioner a written
1558 agreement approved and executed by a majority of the governing board
1559 of each institution prescribing the terms and conditions of the
1560 transaction.

1561 (f) The commissioner shall approve a conversion under this section if
1562 the commissioner determines that: (1) The converting bank has
1563 complied with all applicable provisions of law; (2) the converting bank
1564 has equity capital of at least five million dollars unless the commissioner
1565 establishes a different minimum capital requirement based on the
1566 proposed activities of the converting bank; (3) the converting bank has
1567 liquidated all of its retail deposits, if any, and has no deposits that are
1568 insured by the Federal Deposit Insurance Corporation or its successor
1569 agency; and (4) the proposed conversion will serve the public necessity
1570 and convenience. The commissioner shall not approve such conversion
1571 unless the commissioner considers the findings of the most recent state

1572 or federal safety and soundness examination of the converting bank,
1573 and the effect of the proposed conversion on the financial resources and
1574 future prospects of the converting bank.

1575 (g) After receipt of the [commissioner's] commissioner's approval for
1576 the conversion, the converting bank shall promptly file such approval
1577 and its certificate of incorporation with the Secretary of the State and
1578 with the town clerk of the town in which its principal office is located.
1579 Upon such filing, the converted Connecticut bank shall not accept retail
1580 deposits and shall be an [uninsured] innovation bank, subject to the
1581 limitations in subdivisions (2) and (3) of subsection (t) and subsection
1582 (u) of section 36a-70, as amended by this act. Upon such conversion, the
1583 converted Connecticut bank possesses all of the rights, privileges and
1584 powers granted to it by its certificate of incorporation and by the
1585 provisions of the general statutes applicable to its type of Connecticut
1586 bank, and all of the assets, business and good will of the converting bank
1587 shall be transferred to and vested in the converted Connecticut bank
1588 without any deed or instrument of conveyance, provided the converting
1589 bank may execute any deed or instrument of conveyance as is
1590 convenient to confirm such transfer. The converted Connecticut bank
1591 shall be subject to all of the duties, relations, obligations, trusts and
1592 liabilities of the converting bank, whether as debtor, depository,
1593 registrar, transfer agent, executor, administrator or otherwise, and shall
1594 be liable to pay and discharge all such debts and liabilities, and to
1595 perform all such duties in the same manner and to the same extent as if
1596 the converted bank had itself incurred the obligation or liability or
1597 assumed the duty or relation. All rights of creditors of the converting
1598 bank and all liens upon the property of such bank shall be preserved
1599 unimpaired and the [uninsured] innovation bank shall be entitled to
1600 receive, accept, collect, hold and enjoy any and all gifts, bequests,
1601 devises, conveyances, trusts and appointments in favor of or in the
1602 name of the converting bank and whether made or created to take effect
1603 prior to or after the conversion.

1604 Sec. 19. Section 36a-215 of the general statutes is repealed and the

1605 following is substituted in lieu thereof (*Effective July 1, 2024*):

1606 If, in the opinion of the commissioner, a trust bank, or an [uninsured]
1607 innovation bank, in danger of becoming insolvent, is not likely to be able
1608 to meet the demands of its depositors, in the case of an [uninsured]
1609 innovation bank, or pay its obligations in the normal course of business,
1610 or is likely to incur losses that may deplete all or substantially all of its
1611 capital, the commissioner may require such trust bank or [uninsured]
1612 innovation bank to increase the assets kept on deposit as required by
1613 subsection (u) of section 36a-70, as amended by this act, to an amount
1614 that would be sufficient to meet the costs and expenses incurred by the
1615 commissioner pursuant to section 36a-222 and all fees and assessments
1616 due the commissioner. Such assets shall be deposited with such bank as
1617 the commissioner may designate, and shall be in such form and subject
1618 to such conditions as the commissioner deems necessary.

1619 Sec. 20. Subsection (a) of section 36a-220 of the general statutes is
1620 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1621 *2024*):

1622 (a) If it appears to the commissioner that (1) the charter of any
1623 Connecticut bank or out-of-state bank that maintains in this state a
1624 branch, as defined in section 36a-410, or the certificate of authority of
1625 any Connecticut credit union or out-of-state credit union that maintains
1626 in this state a branch, as defined in section 36a-435b, is forfeited, (2) the
1627 public is in danger of being defrauded by such bank or credit union, it
1628 is unsafe or unsound for such bank or credit union to continue business
1629 or its assets are being dissipated, (3) such bank or credit union is
1630 insolvent, is in danger of imminent insolvency or that its capital is not
1631 adequate to support the level of risk, or (4) the Federal Deposit
1632 Insurance Corporation, National Credit Union Administration or their
1633 successor agencies have terminated insurance of the insurable accounts
1634 or deposits of such bank, unless such Connecticut bank has filed an
1635 application with the commissioner to convert to an [uninsured]
1636 innovation bank pursuant to section 36a-139b, as amended by this act,

1637 or credit union, the commissioner shall apply to the superior court for
1638 the judicial district of Hartford or the judicial district in which the main
1639 office of such bank or credit union is located for an injunction restraining
1640 such bank or credit union from conducting business or, in the case of a
1641 Connecticut bank or Connecticut credit union, for the appointment of a
1642 conservator or for a receiver to wind up its affairs.

1643 Sec. 21. Subsections (a) to (c), inclusive, of section 36a-221a of the
1644 general statutes are repealed and the following is substituted in lieu
1645 thereof (*Effective July 1, 2024*):

1646 (a) (1) The receiver of a trust bank or [uninsured] innovation bank
1647 shall, as soon after the receiver's appointment as is practicable,
1648 terminate all fiduciary positions the bank holds, surrender all property
1649 held by the bank as a fiduciary and settle the fiduciary accounts. With
1650 the approval of the Superior Court, the receiver of a trust bank or
1651 [uninsured] innovation bank shall release all segregated and identifiable
1652 fiduciary property held by the bank to one or more successor fiduciaries,
1653 and may sell one or more fiduciary accounts to one or more successor
1654 fiduciaries on terms that appear to be in the best interest of the bank's
1655 estate and the persons interested in the property or fiduciary accounts.

1656 (2) Upon the sale or transfer of fiduciary property or a fiduciary
1657 account, the successor fiduciary shall be automatically substituted
1658 without further action and without any order of any court. Prior to the
1659 effective date of substitution of the successor fiduciary, the receiver shall
1660 mail notice of such substitution to each person to whom such bank
1661 provides periodic reports of fiduciary activity. The notice shall include:
1662 (A) The name of such bank, (B) the name of the successor fiduciary, and
1663 (C) the effective date of the substitution of the successor fiduciary. The
1664 provisions of section 45a-245a shall not apply to the substitution of a
1665 fiduciary under this section.

1666 (b) A successor fiduciary shall have all of the rights, powers, duties
1667 and obligations of such bank and shall be deemed to be named,

1668 nominated or appointed as fiduciary in any will, trust, court order or
1669 similar written document or instrument that names, nominates or
1670 appoints such bank as fiduciary, whether executed before or after the
1671 successor fiduciary is substituted, provided the successor fiduciary shall
1672 have no obligations or liabilities under this section for any acts, actions,
1673 inactions or events occurring prior to the effective date of the
1674 substitution.

1675 (c) If commingled fiduciary money held by the trust bank or
1676 [uninsured] innovation bank as trustee is insufficient to satisfy all
1677 fiduciary claims to the commingled money, the receiver shall distribute
1678 such money pro rata to all fiduciary claimants of such money based on
1679 their proportionate interest.

1680 Sec. 22. Section 36a-225 of the general statutes is repealed and the
1681 following is substituted in lieu thereof (*Effective July 1, 2024*):

1682 (a) The Superior Court, upon appointing a receiver of any
1683 Connecticut bank, other than a trust bank or an [uninsured] innovation
1684 bank, or Connecticut credit union, shall limit the time within which all
1685 claims against the bank or credit union may be presented to the receiver,
1686 and the court may, upon cause shown, extend such time and shall cause
1687 such public notice of such limitation or extension of time to be given as
1688 it deems reasonable and just. All claims not presented to the receiver
1689 within the period limited shall be forever barred, except that any claim
1690 for a deposit or share account, as shown by the depositor's or share
1691 account holder's passbook, certificate of deposit, statement or other
1692 evidence of deposit or the records of such bank or credit union, shall be
1693 allowed by the receiver.

1694 (b) (1) As soon as reasonably practicable after appointment of a
1695 receiver of a trust bank or an [uninsured] innovation bank, the receiver
1696 shall publish notice, in a newspaper of general circulation in each town
1697 in which an office of such bank is located, stating that: (A) The bank has
1698 been placed in receivership; (B) the depositors, clients and creditors are

1699 required to present their claims for payment on or before a specific date
1700 and at a specified place; and (C) all safe deposit box holders and bailors
1701 of property left with the bank are required to remove their property no
1702 later than a specified date. The dates that the receiver selects may not be
1703 earlier than the one hundred twenty-first day after the date of the notice,
1704 and shall allow: (i) The affairs of the bank to be wound up as quickly as
1705 feasible; and (ii) depositors, clients, creditors, safe deposit box holders
1706 and bailors of property adequate time for presentation of claims,
1707 withdrawal of accounts, and redemption of property. The receiver may
1708 adjust the dates with the approval of the court and with or without
1709 republication of notice if the receiver determines that additional time is
1710 needed for any such presentation, withdrawal or redemption.

1711 (2) As soon as reasonably practicable, given the state of the [bank's]
1712 bank's records and the adequacy of staffing, the receiver shall mail to
1713 each of the [bank's] bank's known depositors, clients, creditors, safe
1714 deposit box holders and bailors of property left with the bank, at the
1715 mailing address shown on the [bank's] bank's records, an individual
1716 notice containing the information required in the notice provided in
1717 subdivision (1) of this subsection, and specific information pertinent to
1718 the account or property of the addressee. The receiver of a trust bank or
1719 [uninsured] innovation bank may require a fiduciary claimant to file a
1720 proof of claim if the records of such bank are insufficient to identify the
1721 [claimant's] claimant's interest.

1722 Sec. 23. Subsection (a) of section 36a-226a of the general statutes is
1723 repealed and the following is substituted in lieu thereof (*Effective July 1,*
1724 *2024*):

1725 (a) A contract between a trust bank or [uninsured] innovation bank
1726 in receivership and another person for bailment, of deposit for hire, or
1727 for the lease of a safe, vault or safe deposit box terminates on the date
1728 specified for removal of property in the notices that were published and
1729 mailed in accordance with section 36a-225, as amended by this act, or a
1730 later date approved by the receiver or the Superior Court. A person who

1731 has paid rental or storage charges for a period extending beyond the
1732 date designated for removal of property has a claim against such bank's
1733 estate for a refund of the unearned amount paid.

1734 Sec. 24. Subsections (a) and (b) of section 36a-237 of the general
1735 statutes are repealed and the following is substituted in lieu thereof
1736 (*Effective July 1, 2024*):

1737 (a) The assets of any Connecticut bank, other than a trust bank or
1738 [uninsured] innovation bank, in the possession of a receiver shall be
1739 distributed in the following order of priority: (1) All fees and
1740 assessments due the commissioner; (2) the charges and expenses of
1741 settling such bank's affairs; (3) all deposits; (4) all other liabilities; (5) any
1742 liquidation account; and (6) in the case of a capital stock Connecticut
1743 bank, the claims of shareholders or, in the case of a mutual savings bank
1744 or mutual savings and loan association, the claims of depositors in
1745 proportion to their respective deposits.

1746 (b) (1) The assets of a trust bank or an [uninsured] innovation bank
1747 shall be distributed in the following order of priority: (A) All fees and
1748 assessments due the commissioner; (B) administrative expenses; (C)
1749 approved claims of owners of secured trust funds on deposit to the
1750 extent of the value of the security as provided in subsection (d) of section
1751 36a-237f, as amended by this act; (D) approved claims of secured
1752 creditors to the extent of the value of the security as provided in
1753 subsection (d) of section 36a-237f, as amended by this act; (E) approved
1754 claims by beneficiaries of insufficient commingled fiduciary money or
1755 missing fiduciary property and approved claims of clients of the trust
1756 bank or [uninsured] innovation bank; (F) other approved claims of
1757 depositors and general creditors not falling within a higher priority
1758 under this subdivision, including unsecured claims for taxes and debts
1759 due the federal government or a state or local government; (G)
1760 approved claims of a type described by subparagraphs (A) to (F),
1761 inclusive, of this subdivision that were not filed within the period
1762 prescribed by sections 36a-215 to 36a-239, inclusive, as amended by this

1763 act; and (H) claims of capital note or debenture holders or holders of
1764 similar obligations and proprietary claims of shareholders or other
1765 owners according to the terms established by issue, class or series.

1766 (2) As used in this subsection, "administrative expense" means (A)
1767 any expense designated as an administrative expense by sections 36a-
1768 231 and 36a-237h, as amended by this act; (B) any charge or expense of
1769 settling the affairs of the bank, including court costs and expenses of
1770 operation and liquidation of the bank's estate; (C) wages owed to an
1771 employee of the bank for services rendered within three months before
1772 the date the bank was placed in receivership and not exceeding two
1773 thousand dollars to each employee; (D) current wages owed to an
1774 employee of the bank whose services are retained by the receiver for
1775 services rendered after the date the bank is placed in receivership; and
1776 (E) an unpaid expense of supervision or conservatorship of the bank
1777 before it was placed in receivership.

1778 Sec. 25. Section 36a-237f of the general statutes is repealed and the
1779 following is substituted in lieu thereof (*Effective July 1, 2024*):

1780 (a) To receive payment of a claim against the estate of a trust bank or
1781 [uninsured] innovation bank in receivership, a person who has a claim,
1782 other than a shareholder acting in that capacity, including a claimant
1783 with a secured claim or a fiduciary claimant ordered by the receiver to
1784 file a proof of claim under subdivision (2) of subsection (b) of section
1785 36a-225, as amended by this act, shall present proof of the claim to the
1786 receiver at a place specified by the receiver, within the period specified
1787 by the receiver. Receipt of the required proof of claim by the receiver is
1788 a condition precedent to the payment of the claim. A claim that is not
1789 filed within the period or at the place specified by the receiver may not
1790 participate in a distribution of the assets by the receiver, except that,
1791 subject to court approval, the receiver may accept a claim filed not later
1792 than the one-hundred-eightieth day after the date notice of the
1793 claimant's right to file a proof of claim is mailed to the claimant,
1794 provided such claim shall be subordinate to an approved claim of a

1795 general creditor. Interest does not accrue on any claim after the date the
1796 bank is placed in receivership. The provisions of this subsection shall
1797 not apply to a fiduciary claimant or depositor where the records of the
1798 bank in receivership are sufficient to identify the fiduciary claimant's or
1799 depositor's interest.

1800 (b) (1) The proof of claim against a trust bank or an [uninsured]
1801 innovation bank shall be in writing, be signed by the claimant, and
1802 include: (A) A statement of the claim; (B) a description of the
1803 consideration for the claim; (C) a statement of whether collateral is held
1804 or a security interest is asserted against the claim and, if so, a description
1805 of the collateral or security interest; (D) a statement of any right of
1806 priority of payment for the claim or other specific right asserted by the
1807 claimant; (E) a statement of whether a payment has been made on the
1808 claim and, if so, the amount and source of the payment, to the extent
1809 known by the claimant; (F) a statement that the amount claimed is justly
1810 owed by the bank to the claimant; and (G) any other matter that is
1811 required by the Superior Court.

1812 (2) The receiver may designate the form of the proof of claim. A proof
1813 of claim shall be filed under oath unless the oath is waived by the
1814 receiver. If a claim is founded on a written instrument, the original
1815 instrument, unless lost or destroyed, shall be filed with the proof of
1816 claim. After the instrument is filed, the receiver may permit the claimant
1817 to substitute a copy of the instrument until the final disposition of the
1818 claim. If the instrument is lost or destroyed, a statement of that fact and
1819 of the circumstances of the loss or destruction shall be filed under oath
1820 with the claim.

1821 (c) A judgment against a trust bank or [uninsured] innovation bank
1822 in receivership taken by default or by collusion before the date the bank
1823 was placed in receivership may not be considered as conclusive
1824 evidence of the liability of the bank to the judgment creditor or of the
1825 amount of damages to which the judgment creditor is entitled. A
1826 judgment against the bank entered after the date the bank was placed in

1827 receivership may not be considered as evidence of liability or of the
1828 amount of damages.

1829 (d) (1) The owner of secured trust funds on deposit may file a claim
1830 as a creditor against a trust bank or [uninsured] innovation bank in
1831 receivership. The value of the security shall be determined under
1832 supervision of the Superior Court by converting the security into
1833 money.

1834 (2) The owner of a secured claim against a trust bank or [uninsured]
1835 innovation bank in receivership may surrender the security and file a
1836 claim as a general creditor or apply the security to the claim and
1837 discharge the claim.

1838 (3) If the owner applies the security and discharges the claim under
1839 subdivision (2) of this subsection, any deficiency shall be treated as a
1840 claim against the general assets of the bank on the same basis as a claim
1841 of an unsecured creditor. The amount of the deficiency shall be
1842 determined as provided by subsection (e) of this section, except that if
1843 the amount of the deficiency has been adjudicated by a court in a
1844 proceeding in which the receiver has had notice and an opportunity to
1845 be heard, the court's decision is conclusive as to the amount.

1846 (4) The value of security held by a secured creditor shall be
1847 determined under supervision of the court by converting the security
1848 into money according to the terms of the agreement under which the
1849 security was delivered to the creditor or by agreement, arbitration,
1850 compromise or litigation between the creditor and the receiver.

1851 (e) (1) A claim against a trust bank or [uninsured] innovation bank in
1852 receivership based on an unliquidated or undetermined demand shall
1853 be filed within the period for the filing of the claim. The claim may not
1854 share in any distribution to claimants until the claim is definitely
1855 liquidated, determined and allowed. After the claim is liquidated,
1856 determined and allowed, the claim shares ratably with the claims of the
1857 same class in all subsequent distributions.

1858 (2) If the receiver in all other respects is in a position to close the
1859 receivership proceeding, the proposed closing is sufficient grounds for
1860 the rejection of any remaining claim based on an unliquidated or
1861 undetermined demand. The receiver shall notify the claimant of the
1862 intention to close the proceeding. If the demand is not liquidated or
1863 determined before the sixty-first day after the date of the notice, the
1864 receiver may reject the claim.

1865 (3) For the purposes of this subsection, a demand is considered
1866 unliquidated or undetermined if the right of action on the demand
1867 accrued while the trust bank or [uninsured] innovation bank was placed
1868 in receivership and the liability on the demand has not been determined
1869 or the amount of the demand has not been liquidated.

1870 (f) (1) Mutual credits and mutual debts shall be set off and only the
1871 balance allowed or paid, except that a set-off may not be allowed in
1872 favor of a person if: (A) The obligation of a trust bank or [uninsured]
1873 innovation bank to the person on the date the bank was placed in
1874 receivership did not entitle the person to share as a claimant in the assets
1875 of the bank; (B) the obligation of the bank to the person was purchased
1876 by or transferred to the person after the date the bank was placed in
1877 receivership or for the purpose of increasing set-off rights; or (C) the
1878 obligation of the person or the bank is as a trustee or fiduciary.

1879 (2) Upon request, the receiver shall provide a person with an
1880 accounting statement identifying each debt that is due and payable. A
1881 person who owes a trust bank or [uninsured] innovation bank an
1882 amount that is due and payable against which the person asserts set-off
1883 of mutual credits that may become due and payable from the bank in
1884 the future shall promptly pay to the receiver the amount due and
1885 payable. The receiver shall promptly refund, to the extent of the person's
1886 prior payment, mutual credits that become due and payable to the
1887 person by the bank in receivership.

1888 (g) (1) Not later than six months after the last day permitted for the

1889 filing of claims or a later date allowed by the Superior Court, the receiver
1890 shall accept or reject in whole or in part each claim filed against a trust
1891 bank or an [uninsured] innovation bank in receivership, except for an
1892 unliquidated or undetermined claim governed by subsection (e) of this
1893 section. The receiver shall reject a claim if the receiver doubts its validity.

1894 (2) The receiver shall mail written notice to each claimant, specifying
1895 the disposition of the person's claim. If a claim is rejected in whole or in
1896 part, the receiver in the notice shall specify the basis for rejection and
1897 advise the claimant of the procedures and deadline for appeal.

1898 (3) The receiver shall send each claimant a summary schedule of
1899 approved and rejected claims by priority class and notify the claimant:
1900 (A) That a copy of a schedule of claims disposition, including only the
1901 name of the claimant, the amount of the claim allowed, and the amount
1902 of the claim rejected, is available upon request; and (B) of the procedure
1903 and deadline for filing an objection to an approved claim.

1904 (h) The receiver of a trust bank or [uninsured] innovation bank, with
1905 the approval of the superior court, shall set a deadline for an objection
1906 to an approved claim. On or before that date, a depositor, creditor, other
1907 claimant or shareholder of a trust bank or [uninsured] innovation bank
1908 may file an objection to an approved claim. The objection shall be heard
1909 and determined by the court. If the objection is sustained, the court shall
1910 direct an appropriate modification of the schedule of claims.

1911 (i) The receiver's rejection of a claim may be appealed to the superior
1912 court in which the receivership proceeding of a trust bank or
1913 [uninsured] innovation bank is pending. The appeal shall be filed within
1914 three months after the date of service of notice of the rejection. If the
1915 appeal is timely filed, review is de novo as if it were an action originally
1916 filed in the court, and is subject to the rules of procedure and appeal
1917 applicable to civil cases. An action to appeal rejection of a claim by the
1918 receiver is separate from the receivership proceeding, and may not be
1919 initiated by a claimant intervening in the receivership proceeding. If the

1920 action is not timely filed, the action of the receiver is final and not subject
1921 to review.

1922 (j) (1) The commissioner shall deposit all money available for the
1923 benefit of persons who have not filed a claim and are, according to the
1924 bank's records, depositors and creditors of a trust bank or [uninsured]
1925 innovation bank in receivership in a bank, Connecticut credit union,
1926 federal credit union, out-of-state bank that maintains in this state a
1927 branch, as defined in section 36a-410, or out-of-state credit union that
1928 maintains in this state a branch, as defined in section 36a-435b. The
1929 commissioner shall pay the nonclaiming depositors and creditors on
1930 demand the undisputed amount, based on the bank's records, held for
1931 their benefit.

1932 (2) The receiver may periodically make a partial distribution to the
1933 holders of approved claims if: (A) All objections have been heard and
1934 decided as provided by subsection (h) of this section; (B) the time for
1935 filing appeals has expired as provided by subsection (i) of this section;
1936 (C) money has been made available to provide for the payment of all
1937 nonclaiming depositors and creditors in accordance with subdivision (1)
1938 of this subsection; and (D) a proper reserve is established for the pro rata
1939 payment of: (i) Rejected claims that have been appealed, and (ii) any
1940 claims based on unliquidated or undetermined demands governed by
1941 subsection (e) of this section.

1942 (3) As soon as practicable after all objections, appeals and claims
1943 based on previously unliquidated or undetermined demands governed
1944 by subsection (e) of this section have been determined and money has
1945 been made available to provide for the payment of all nonclaiming
1946 depositors and creditors in accordance with subdivision (1) of this
1947 subsection, the receiver shall distribute the assets of a trust bank or
1948 [uninsured] innovation bank in satisfaction of approved claims other
1949 than claims asserted in a person's capacity as a shareholder.

1950 Sec. 26. Section 36a-237g of the general statutes is repealed and the

1951 following is substituted in lieu thereof (*Effective July 1, 2024*):

1952 (a) All fiduciary records relating to the administration of fiduciary
1953 accounts of a trust bank or [uninsured] innovation bank shall be turned
1954 over to the successor fiduciary, as defined in section 45a-245a, in charge
1955 of administration of the accounts. The receiver may devise a method for
1956 the effective, efficient and economical maintenance of all other records
1957 of the trust bank or [uninsured] innovation bank and of the receiver's
1958 office.

1959 (b) On approval by the Superior Court, the receiver may dispose of
1960 records of the trust bank or [uninsured] innovation bank in receivership
1961 that are obsolete and unnecessary to the continued administration of the
1962 receivership proceeding.

1963 Sec. 27. Subsections (a) to (c), inclusive, of section 36a-237h of the
1964 general statutes are repealed and the following is substituted in lieu
1965 thereof (*Effective July 1, 2024*):

1966 (a) Persons entitled to protection under this section shall be: (1) All
1967 receivers or conservators of trust banks or [uninsured] innovation
1968 banks, including present and former receivers and conservators; and (2)
1969 the employees of such receivers or conservators. Attorneys,
1970 accountants, auditors and other professional persons or firms who are
1971 retained by the receiver or conservator as independent contractors, and
1972 their employees, shall not be considered employees of the receiver or
1973 conservator for purposes of this section.

1974 (b) The receiver or conservator and the employees of the receiver or
1975 conservator shall be immune from suit and liability, both personally and
1976 in their official capacities, for any claim for damage to or loss of
1977 property, personal injury or other civil liability caused by or resulting
1978 from any alleged act, error or omission of the receiver or conservator or
1979 any employee arising out of or by reason of their duties or employment,
1980 provided nothing in this section shall be construed to hold the receiver
1981 or conservator or any employee immune from suit or liability for any

1982 damage, loss, injury or liability caused by the intentional or wilful and
1983 wanton misconduct of the receiver or conservator or any employee.

1984 (c) (1) If any legal action is commenced against the receiver or
1985 conservator or any employee, whether personally or in such person's
1986 official capacity, alleging property damage, property loss, personal
1987 injury or other civil liability caused by or resulting from any alleged act,
1988 error or omission of the receiver or conservator or any employee arising
1989 out of or by reason of their duties or employment, the receiver or
1990 conservator and any employee shall be indemnified from the assets of
1991 the trust bank or [uninsured] innovation bank for all expenses,
1992 attorneys' fees, judgments, settlements, decrees or amounts due and
1993 owing or paid in satisfaction of or incurred in the defense of such legal
1994 action unless it is determined upon a final adjudication on the merits
1995 that the alleged act, error or omission of the receiver or conservator or
1996 employee giving rise to the claim did not arise out of or by reason of
1997 such person's duties or employment, or was caused by intentional or
1998 wilful and wanton misconduct.

1999 (2) Attorneys' fees and any related expenses incurred in defending a
2000 legal action for which immunity or indemnity is available under this
2001 section shall be paid from the assets of the trust bank or [uninsured]
2002 innovation bank, as they are incurred, in advance of the final disposition
2003 of such action upon receipt of an undertaking by or on behalf of the
2004 receiver or conservator or employee to repay the attorneys' fees and
2005 expenses if it shall ultimately be determined upon a final adjudication
2006 on the merits that the receiver or conservator or employee is not entitled
2007 to immunity or indemnity under this section.

2008 (3) Any indemnification for expense payments, judgments,
2009 settlements, decrees, attorneys' fees, surety bond premiums or other
2010 amounts paid or to be paid from the assets of the trust bank or
2011 [uninsured] innovation bank pursuant to this section shall be an
2012 administrative expense of the receivership or conservatorship.

2013 (4) In the event of any actual or threatened litigation against a receiver
2014 or conservator or any employee for which immunity or indemnity may
2015 be available under this section, a reasonable amount of funds, which in
2016 the judgment of the receiver or conservator may be needed to provide
2017 immunity or indemnity, shall be segregated and reserved from the
2018 assets of the trust bank or [uninsured] innovation bank as security for
2019 the payment of indemnity until such time as all applicable statutes of
2020 limitation shall have run and all actual or threatened actions against the
2021 receiver or conservator or any employee have been completely and
2022 finally resolved, and all obligations of the trust bank or [uninsured]
2023 innovation bank and the commissioner under this section shall have
2024 been satisfied.

2025 (5) In lieu of segregation and reserving of funds, the receiver or
2026 conservator may, in the receiver's or conservator's discretion, obtain a
2027 surety bond or make other arrangements that will enable the receiver or
2028 conservator to fully secure the payment of all obligations under this
2029 section.

2030 Sec. 28. Subdivision (2) of subsection (a) of section 36a-333 of the
2031 general statutes is repealed and the following is substituted in lieu
2032 thereof (*Effective July 1, 2024*):

2033 (2) Notwithstanding the provisions of subdivisions (1) and (3) of this
2034 subsection, to secure public deposits, each qualified public depository
2035 that (A) has been conducting business in this state for a period of less
2036 than two years, except for a depository that is a successor institution to
2037 a depository which conducted business in this state for two years or
2038 more, or (B) is an [uninsured] innovation bank, shall at all times
2039 maintain, segregated from its other assets as required under subsection
2040 (b) of this section, eligible collateral in an amount not less than one
2041 hundred twenty per cent of all uninsured public deposits held by the
2042 depository.

2043 Sec. 29. Section 36a-609 of the 2024 supplement to the general statutes

2044 is repealed and the following is substituted in lieu thereof (*Effective July*
2045 *1, 2024*):

2046 The provisions of sections 36a-597 to 36a-607, inclusive, and sections
2047 36a-611 and 36a-612 shall not apply to:

2048 (1) Any federally insured federal bank, out-of-state bank, Connecticut
2049 bank, Connecticut credit union, federal credit union or out-of-state
2050 credit union, provided such institution does not engage in the business
2051 of money transmission in this state through any person who is not (A) a
2052 federally insured federal bank, out-of-state bank, Connecticut bank,
2053 Connecticut credit union, federal credit union or out-of-state credit
2054 union, (B) a person licensed pursuant to sections 36a-595 to 36a-612,
2055 inclusive, or an authorized delegate acting on behalf of such licensed
2056 person, or (C) a person exempt pursuant to subdivisions (2) to (4),
2057 inclusive, of this section;

2058 (2) Any Connecticut bank that is an [uninsured] innovation bank
2059 organized pursuant to subsection (t) of section 36a-70, as amended by
2060 this act;

2061 (3) The United States Postal Service and any contractor that engages
2062 in the business of money transmission in this state on behalf of the
2063 United States Postal Service; and

2064 (4) A person whose activity is limited to the electronic funds transfer
2065 of governmental benefits for or on behalf of a federal, state or other
2066 governmental agency, quasi-governmental agency or government
2067 sponsored enterprise.

2068 Sec. 30. (*Effective from passage*) In the case of any underpayment of tax
2069 by a taxpayer under chapter 208, 228z or 229 of the general statutes, no
2070 interest shall be imposed under such chapters to the extent such
2071 underpayment was due to the filing of an amended return necessitated
2072 by guidance issued by the Internal Revenue Service concerning the
2073 federal employee retention credit program. If such interest has already

2074 been paid to the Department of Revenue Services, the Commissioner of
2075 Revenue Services shall treat such payment as an overpayment and shall
2076 refund the amount of such payment, without interest, to the taxpayer.

2077 Sec. 31. Section 38a-48 of the general statutes, as amended by section
2078 6 of public act 24-138, is repealed and the following is substituted in lieu
2079 thereof (*Effective October 1, 2025*):

2080 (a) On or before June thirtieth, annually, the Commissioner of
2081 Revenue Services shall render to the Insurance Commissioner a
2082 statement certifying the total amount of taxes [or charges imposed on]
2083 reported to the Commissioner of Revenue Services on returns filed with
2084 said commissioner by each domestic insurance company or other
2085 domestic entity under chapter 207 on business done in this state during
2086 the [preceding calendar year. The statement for local domestic insurance
2087 companies shall set forth the amount of taxes and charges before any tax
2088 credits allowed as provided in subsection (a) of section 12-202] calendar
2089 year immediately preceding the prior calendar year. For purposes of
2090 preparing the annual statement under this subsection, the total amount
2091 of taxes required to be set forth in such statement shall be the amount of
2092 tax reported by each domestic insurance company or other domestic
2093 entity under chapter 207 to the Commissioner of Revenue Services prior
2094 to the application of any credits allowable or available under law to each
2095 such domestic insurance company or other domestic entity under
2096 chapter 207.

2097 (b) On or before July thirty-first, annually, the Insurance
2098 Commissioner shall render to each domestic insurance company or
2099 other domestic entity liable for payment under section 38a-47:

2100 (1) A statement that includes (A) the amount appropriated to the
2101 Insurance Department, the Office of the Healthcare Advocate and the
2102 Office of Health Strategy from the Insurance Fund established under
2103 section 38a-52a for the fiscal year beginning July first of the same year,
2104 (B) the cost of fringe benefits for department and office personnel for

2105 such year, as estimated by the Comptroller, (C) the estimated
2106 expenditures on behalf of the department and the offices from the
2107 Capital Equipment Purchase Fund pursuant to section 4a-9 for such
2108 year, not including such estimated expenditures made on behalf of the
2109 Health Systems Planning Unit of the Office of Health Strategy, and (D)
2110 the amount appropriated to the Department of Aging and Disability
2111 Services for the fall prevention program established in section 17a-859
2112 from the Insurance Fund for the fiscal year;

2113 (2) [a] A statement of the total amount of taxes [imposed on all
2114 domestic insurance companies and domestic insurance entities under
2115 chapter 207 on business done in this state during the preceding calendar
2116 year] reported in the annual statement rendered to the Insurance
2117 Commissioner pursuant to subsection (a) of this section; and

2118 (3) [the] The proposed assessment against that company or entity,
2119 calculated in accordance with the provisions of subsection (c) of this
2120 section, provided for the purposes of this calculation the amount
2121 appropriated to the Insurance Department, the Office of the Healthcare
2122 Advocate and the Office of Health Strategy from the Insurance Fund
2123 plus the cost of fringe benefits for department and office personnel and
2124 the estimated expenditures on behalf of the department and [such] said
2125 offices from the Capital Equipment Purchase Fund pursuant to section
2126 4a-9, not including such expenditures made on behalf of the Health
2127 Systems Planning Unit of the Office of Health Strategy shall be deemed
2128 to be the actual expenditures of the department and [such] said offices,
2129 and the amount appropriated to the Department of Aging and Disability
2130 Services from the Insurance Fund for the fiscal year for the fall
2131 prevention program established in section 17a-859 shall be deemed to
2132 be the actual expenditures for the program.

2133 (c) (1) The proposed assessments for each domestic insurance
2134 company or other domestic entity shall be calculated by (A) allocating
2135 twenty per cent of the amount to be paid under section 38a-47 among
2136 the domestic entities organized under sections 38a-199 to 38a-209,

2137 inclusive, and 38a-214 to 38a-225, inclusive, in proportion to their
2138 respective shares of the total amount of taxes [and charges imposed
2139 under chapter 207 on such entities on business done in this state during
2140 the preceding calendar year] reported in the annual statement rendered
2141 to the Insurance Commissioner pursuant to subsection (a) of this
2142 section, and (B) allocating eighty per cent of the amount to be paid under
2143 section 38a-47 among all domestic insurance companies and domestic
2144 entities other than those organized under sections 38a-199 to 38a-209,
2145 inclusive, and 38a-214 to 38a-225, inclusive, in proportion to their
2146 respective shares of the total amount of taxes [and charges imposed
2147 under chapter 207 on such domestic insurance companies and domestic
2148 entities on business done in this state during the preceding calendar
2149 year] reported in the annual statement rendered to the Insurance
2150 Commissioner pursuant to subsection (a) of this section, provided if
2151 there are no domestic entities organized under sections 38a-199 to 38a-
2152 209, inclusive, and 38a-214 to 38a-225, inclusive, at the time of
2153 assessment, one hundred per cent of the amount to be paid under
2154 section 38a-47 shall be allocated among such domestic insurance
2155 companies and domestic entities.

2156 (2) When the amount any such company or entity is assessed
2157 pursuant to this section exceeds twenty-five per cent of the actual
2158 expenditures of the Insurance Department, the Office of the Healthcare
2159 Advocate and the Office of Health Strategy from the Insurance Fund,
2160 such excess amount shall not be paid by such company or entity but
2161 rather shall be assessed against and paid by all other such companies
2162 and entities in proportion to their respective shares of the total amount
2163 of taxes [and charges imposed under chapter 207 on business done in
2164 this state during the preceding calendar year] reported in the annual
2165 statement rendered to the Insurance Commissioner pursuant to
2166 subsection (a) of this section, except that for purposes of any assessment
2167 made to fund payments to the Department of Public Health to purchase
2168 vaccines, such company or entity shall be responsible for its share of the
2169 costs, notwithstanding whether its assessment exceeds twenty-five per

2170 cent of the actual expenditures of the Insurance Department, the Office
2171 of the Healthcare Advocate and the Office of Health Strategy from the
2172 Insurance Fund. The provisions of this subdivision shall not be
2173 applicable to any corporation that has converted to a domestic mutual
2174 insurance company pursuant to section 38a-155 upon the effective date
2175 of any public act that amends said section to modify or remove any
2176 restriction on the business such a company may engage in, for purposes
2177 of any assessment due from such company on and after such effective
2178 date.

2179 (d) [For purposes of calculating the amount of payment under section
2180 38a-47, as well as the amount of the assessments under this section, the
2181 "total taxes imposed on all domestic insurance companies and other
2182 domestic entities under chapter 207" shall be based upon the amounts
2183 shown as payable to the state for the calendar year on the returns filed
2184 with the Commissioner of Revenue Services pursuant to chapter 207;
2185 with respect to calculating the amount of payment and assessment for
2186 local domestic insurance companies, the amount used shall be the taxes
2187 and charges imposed before any tax credits allowed as provided in
2188 subsection (a) of section 12-202] Each annual payment determined
2189 under section 38a-47 and each annual assessment determined under this
2190 section shall be calculated based on the total amount of taxes reported
2191 in the annual statement rendered to the Insurance Commissioner
2192 pursuant to subsection (a) of this section.

2193 (e) On or before September first, annually, for each fiscal year, the
2194 Insurance Commissioner, after receiving any objections to the proposed
2195 assessments and making such adjustments as in the commissioner's
2196 opinion may be indicated, shall assess each such domestic insurance
2197 company or other domestic entity an amount equal to its proposed
2198 assessment as so adjusted. Each domestic insurance company or other
2199 domestic entity shall pay to the Insurance Commissioner (1) on or before
2200 June thirtieth, annually, an estimated payment against its assessment for
2201 the following year equal to twenty-five per cent of its assessment for the
2202 fiscal year ending such June thirtieth, (2) on or before September

2203 thirtieth, annually, twenty-five per cent of its assessment adjusted to
2204 reflect any credit or amount due from the preceding fiscal year as
2205 determined by the commissioner under subsection (f) of this section,
2206 and (3) on or before the following December thirty-first and March
2207 thirty-first, annually, each domestic insurance company or other
2208 domestic entity shall pay to the Insurance Commissioner the remaining
2209 fifty per cent of its proposed assessment to the department in two equal
2210 installments.

2211 (f) If the actual expenditures for the fall prevention program
2212 established in section 17a-859 are less than the amount allocated, the
2213 Commissioner of Aging and Disability Services shall notify the
2214 Insurance Commissioner. Immediately following the close of the fiscal
2215 year, the Insurance Commissioner shall recalculate the proposed
2216 assessment for each domestic insurance company or other domestic
2217 entity in accordance with subsection (c) of this section using the actual
2218 expenditures made during the fiscal year by the Insurance Department,
2219 the Office of the Healthcare Advocate and the Office of Health Strategy
2220 from the Insurance Fund, the actual expenditures made on behalf of the
2221 department and [the] said offices from the Capital Equipment Purchase
2222 Fund pursuant to section 4a-9, not including such expenditures made
2223 on behalf of the Health Systems Planning Unit of the Office of Health
2224 Strategy, and the actual expenditures for the fall prevention program.
2225 On or before July thirty-first, annually, the Insurance Commissioner
2226 shall render to each such domestic insurance company and other
2227 domestic entity a statement showing the difference between their
2228 respective recalculated assessments and the amount they have
2229 previously paid. On or before August thirty-first, the Insurance
2230 Commissioner, after receiving any objections to such statements, shall
2231 make such adjustments [which] that in [their] the commissioner's
2232 opinion may be indicated, and shall render an adjusted assessment, if
2233 any, to the affected companies. Any such domestic insurance company
2234 or other domestic entity may pay to the Insurance Commissioner the
2235 entire assessment required under this subsection in one payment when

2236 the first installment of such assessment is due.

2237 (g) If any assessment is not paid when due, a penalty of twenty-five
2238 dollars shall be added thereto, and interest at the rate of six per cent per
2239 annum shall be paid thereafter on such assessment and penalty.

2240 (h) The Insurance Commissioner shall deposit all payments made
2241 under this section with the State Treasurer. On and after June 6, 1991,
2242 the moneys so deposited shall be credited to the Insurance Fund
2243 established under section 38a-52a and shall be accounted for as expenses
2244 recovered from insurance companies.

2245 Sec. 32. Section 10-287 of the general statutes is repealed and the
2246 following is substituted in lieu thereof (*Effective July 1, 2024*):

2247 (a) A grant for a school building project under this chapter [to meet
2248 project costs not eligible for state financial assistance under section 10-
2249 287a] shall be paid in installments, the number and time of payment of
2250 which shall correspond to the number and time of principal installment
2251 payments on municipal bonds, including principal payments to retire
2252 temporary notes renewed for the third and subsequent years pursuant
2253 to section 7-378a or 7-378e, issued for the purpose of financing such costs
2254 and shall be equal to the state's share of project costs per principal
2255 installment on municipal bonds or notes, except in cases where the
2256 project has been fully paid for, in which case the number of installments
2257 shall be five or, in the case of a regional agricultural science and
2258 technology education center or a cooperative regional special
2259 educational facility, shall be one; provided final payment shall not be
2260 made prior to an audit conducted by the State Board of Education for
2261 each project for which a final calculation was not made prior to July 31,
2262 1983. Grants under twenty-five thousand dollars shall be paid in one
2263 lump sum. The Commissioner of Administrative Services shall certify
2264 to the State Comptroller, upon completion of the issuance of bonds or
2265 such renewal of temporary notes to finance each school building project,
2266 the dates and amounts of grant payments to be made pursuant to this

2267 chapter and the State Comptroller shall draw an order on the State
2268 Treasurer upon such certification to pay the amounts so certified when
2269 due. All site acquisition and project cost grant payments shall be made
2270 at least ten days prior to the principal payment on bonds or temporary
2271 notes related thereto or short-term financing issued to finance such site
2272 acquisition or project. Annual grant installments paid pursuant to this
2273 section on principal installment payments to retire temporary notes
2274 renewed pursuant to section 7-378a or 7-378e shall be based each year
2275 on the amount required to be retired pursuant to said sections, as
2276 adjusted for any ineligible project costs, and shall be paid only if at the
2277 time such temporary notes are renewed the rate of interest applicable to
2278 such notes is less than the rate of interest that would be applicable with
2279 respect to twenty-year bonds if issued at the time of such renewal. The
2280 determination related to such rates of interest pursuant to this
2281 subsection may be reviewed and shall be subject to approval by the
2282 Commissioner of Administrative Services prior to renewal of such
2283 notes. In the event that a school building project is not completed at the
2284 time bonds or temporary notes related thereto are issued to finance the
2285 project, the certification of the grant payments made pursuant to this
2286 section by the Commissioner of Administrative Services may be based
2287 on estimates, provided upon completion of such project and notification
2288 of final acceptance to the state, the Commissioner of Administrative
2289 Services shall adjust and recertify the dates and amounts of subsequent
2290 grant payments based on the state's share of final eligible costs.

2291 (b) (1) All orders and contracts for school building construction
2292 receiving state assistance under this chapter, except as provided in
2293 subdivisions (2) to (4), inclusive, of this subsection, shall be awarded to
2294 the lowest responsible qualified bidder only after a public invitation to
2295 bid, except for (A) school building projects for which the town or
2296 regional school district is using a state contract pursuant to subsection
2297 (d) of section 10-292, and (B) change orders, those contracts or orders
2298 costing less than ten thousand dollars and those of an emergency nature,
2299 as determined by the Commissioner of Administrative Services, in

2300 which cases the contractor or vendor may be selected by negotiation,
2301 provided no local fiscal regulations, ordinances or charter provisions
2302 conflict. Any of the qualified bidders under this subdivision may be a
2303 cooperative purchasing contract offered through a regional educational
2304 service center or a council of government.

2305 (2) All orders and contracts for architectural services shall be
2306 awarded from a pool of [not more than the four] at least three of the
2307 most responsible qualified proposers after a public selection process.
2308 Such process shall, at a minimum, involve requests for qualifications,
2309 followed by requests for proposals, including fees, from the proposers
2310 meeting the qualifications criteria of the request for qualifications
2311 process. Following the qualification process, the awarding authority
2312 shall evaluate the proposals to determine [the four] at least three of the
2313 most responsible qualified proposers using those criteria previously
2314 listed in the requests for qualifications and requests for proposals for
2315 selecting architectural services specific to the project or school district.
2316 Such evaluation criteria shall include due consideration of the
2317 proposer's pricing for the project, experience with work of similar size
2318 and scope as required for the order or contract, organizational and team
2319 structure, including any subcontractors to be utilized by the proposer,
2320 for the order or contract, past performance data, including, but not
2321 limited to, adherence to project schedules and project budgets and the
2322 number of change orders for projects, the approach to the work required
2323 for the order or contract and documented contract oversight
2324 capabilities, and may include criteria specific to the project. Final
2325 selection by the awarding authority is limited to the pool of [the four] at
2326 least three of the most responsible qualified proposers and shall include
2327 consideration of all criteria included within the request for proposals.
2328 As used in this subdivision, "most responsible qualified proposer"
2329 means the proposer who is qualified by the awarding authority when
2330 considering price and the factors necessary for faithful performance of
2331 the work based on the criteria and scope of work included in the request
2332 for proposals.

2333 (3) (A) All orders and contracts for construction management services
2334 shall be awarded from a pool of [not more than the four] at least three
2335 of the most responsible qualified proposers after a public selection
2336 process. Such process shall, at a minimum, involve requests for
2337 qualifications, followed by requests for proposals, including fees, from
2338 the proposers meeting the qualifications criteria of the request for
2339 qualifications process. Following the qualification process, the
2340 awarding authority shall evaluate the proposals to determine [the four]
2341 at least three of the most responsible qualified proposers using those
2342 criteria previously listed in the requests for qualifications and requests
2343 for proposals for selecting construction management services specific to
2344 the project or school district. Such evaluation criteria shall include due
2345 consideration of the proposer's pricing for the project, experience with
2346 work of similar size and scope as required for the order or contract,
2347 organizational and team structure for the order or contract, past
2348 performance data, including, but not limited to, adherence to project
2349 schedules and project budgets and the number of change orders for
2350 projects, the approach to the work required for the order or contract,
2351 and documented contract oversight capabilities, and may include
2352 criteria specific to the project. Final selection by the awarding authority
2353 is limited to the pool of [the four] at least three of the most responsible
2354 qualified proposers and shall include consideration of all criteria
2355 included within the request for proposals. As used in this subdivision,
2356 "most responsible qualified proposer" means the proposer who is
2357 qualified by the awarding authority when considering price and the
2358 factors necessary for faithful performance of the work based on the
2359 criteria and scope of work included in the request for proposals.

2360 (B) The construction manager's contract shall include a guaranteed
2361 maximum price for the cost of construction. Such guaranteed maximum
2362 price shall be determined not later than ninety days after the selection
2363 of the trade subcontractor bids. Each construction manager shall invite
2364 bids and give notice of opportunities to bid on project elements on the
2365 State Contracting Portal. Each bid shall be kept sealed until opened

2366 publicly at the time and place set forth in the notice soliciting such bid.
2367 The construction manager shall, after consultation and approval by the
2368 town or regional school district, award any related contracts for project
2369 elements to the responsible qualified contractor submitting the lowest
2370 bid in compliance with the bid requirements, provided that (i) the
2371 construction manager shall not be eligible to submit a bid for any such
2372 project element, and (ii) construction shall not begin prior to the
2373 determination of the guaranteed maximum price. [except work relating
2374 to site preparation and demolition may commence prior to such
2375 determination.] On and after July 1, 2024, the construction manager's
2376 contract shall include a requirement that the construction manager
2377 retain all documents and receipts relating to the school building project
2378 for a period of two years following the date of completion of an audit
2379 conducted by the Department of Administrative Services pursuant to
2380 this section, for such project.

2381 (C) The construction manager shall submit quarterly reports
2382 regarding the ineligible project costs for the school building project to
2383 date to the town or regional board of education. Upon submission of the
2384 notice of project completion pursuant to subsection (d) of this section,
2385 and prior to the audit conducted by the commissioner, the construction
2386 manager shall submit a final report on the total ineligible costs for such
2387 project to the town or regional school district.

2388 (D) The construction manager shall meet quarterly with the town or
2389 regional board of education to review any change orders for eligibility
2390 as the school building project progresses.

2391 (4) All orders and contracts for any other consultant services,
2392 including, but not limited to, consultant services rendered by an owner's
2393 representatives, construction administrators, program managers,
2394 environmental professionals, planners and financial specialists, shall
2395 comply with the public selection process described in subdivision (2) of
2396 this subsection. No costs associated with an order or contract for such
2397 consultant services shall be eligible for state financial assistance under

2398 this chapter unless such order or contract receives prior approval from
2399 the Commissioner of Administrative Services in writing or through a
2400 written electronic communication.

2401 (c) If the Commissioner of Administrative Services determines that a
2402 building project has not met the approved conditions of the original
2403 application, the Department of Administrative Services may withhold
2404 subsequent state grant payments for said project until appropriate
2405 action, as determined by the commissioner, is taken to cause the
2406 building project to be in compliance with the approved conditions or
2407 may require repayment of all state grant payments for said project when
2408 such appropriate action is not undertaken within a reasonable time.

2409 (d) (1) Each town or regional school district shall submit a final grant
2410 application to the Department of Administrative Services [within] not
2411 later than one year from the date of completion and acceptance of the
2412 school building project by the town or regional school district. If a town
2413 or regional school district fails to submit a final grant application [within
2414 said period of time] on or before such one-year date, the commissioner
2415 may withhold ten per cent of the state reimbursement for such project.

2416 (2) (A) On and after July 1, [2022] 2024, each town or regional school
2417 district shall submit a notice of project completion [within three years]
2418 not later than one year from the date of the issuance of a certificate of
2419 occupancy for the school building project by the town or regional school
2420 district. If a town or regional school district fails to submit such notice
2421 of project completion [within said period of time] on or before such one-
2422 year date, the commissioner shall deem such project completed and
2423 conduct an audit of such project in accordance with the provisions of
2424 this chapter.

2425 (B) For any school building project authorized by the General
2426 Assembly prior to July 1, 2022, the commissioner shall deem as complete
2427 any such project in which a certificate of occupancy has been granted,
2428 but for which a notice of project completion has not been submitted by

2429 the town or regional school district on or before July 1, 2025.

2430 Sec. 33. Section 163 of public act 24-151 is repealed. (*Effective from*
2431 *passage*)

2432 Sec. 34. Section 1 of special act 77-98, as amended by section 5 of
2433 special act 99-12, section 2 of public act 02-85, section 1 of special act 13-
2434 20, section 1 of special act 17-5 and section 1 of special act 24-7, is
2435 amended to read as follows (*Effective from passage*):

2436 It is found and declared as a matter of legislative determination that
2437 the creation of the South Central Connecticut Regional Water Authority
2438 for the primary purpose of providing and assuring the provision of an
2439 adequate supply of pure water and the safe disposal of wastewater at
2440 reasonable cost within the South Central Connecticut Regional Water
2441 District and such other areas as may be served pursuant to cooperative
2442 agreements and acquisitions authorized by section 11 of special act 77-
2443 98, as amended by section 5 of special act 78-24, section 3 of special act
2444 84-46, section 7 of public act 02-85 and section 3 of special act 17-5, as
2445 amended by this act, and, to the degree consistent with the foregoing, of
2446 advancing water conservation and the conservation and compatible
2447 recreational use of land held by the authority, conducting or investing
2448 in noncore businesses, provided, at the time of any investment in such
2449 businesses, the authority's investment, less returns of or on such
2450 investments in such businesses made on and after June 30, 2013, shall
2451 not exceed the greater of five per cent of the authority's net utility plant
2452 devoted to its water and wastewater utility businesses or such higher
2453 amount approved by a majority of the total weighted votes of the
2454 membership of the representative policy board, excluding vacancies,
2455 except that the acquisition of the Aquarion Water Company or one or
2456 more of its subsidiaries shall have no such limitations, and the carrying
2457 out of its powers, purposes, and duties under sections 1 to 33, inclusive,
2458 of special act 77-98, as amended by special act 78-24, special act 84-46,
2459 sections 5 to 7, inclusive, of special act 99-12, sections 2 to 21, inclusive,
2460 of public act 02-85, special act 13-20, special act 17-5, special act 24-7 and

2461 this act, and for the benefit of the people residing in the South Central
2462 Connecticut Regional Water District and the state of Connecticut, and
2463 for the improvement of their health, safety and welfare, that said
2464 purposes are public purposes, and that the authority will be performing
2465 an essential governmental function in the exercise of its powers under
2466 sections 1 to 33, inclusive, of special act 77-98, as amended by special act
2467 78-24, special act 84-46, sections 5 to 7, inclusive, of special act 99-12,
2468 section 2 of public act 02-85, special act 13-20, special act 17-5, special act
2469 24-7 and this act. The authority shall have the power to conduct or invest
2470 in noncore businesses authorized pursuant to this section, either directly
2471 or through an affiliated business entity.

2472 Sec. 35. Section 2 of special act 77-98, as amended by section 1 of
2473 special act 78-24, section 3 of public act 02-85, section 2 of special act 13-
2474 20, section 2 of special act 17-5 and section 2 of special act 24-7, is
2475 amended to read as follows (*Effective from passage*):

2476 As used in sections 1 to 33, inclusive, of special act 77-98, as amended
2477 by special act 78-24, public act 02-85, special act 13-20, special act 17-5,
2478 special act 24-7 and this act, unless a different meaning appears in the
2479 context: "Authority" means the South Central Connecticut Regional
2480 Water Authority created by section 5 of special act 77-98, as amended by
2481 section 4 of special act 78-24, public act 02-85 and special act 13-20;
2482 "district" means the South Central Connecticut Regional Water District
2483 created by section 3 of special act 77-98, as amended by section 2 of
2484 special act 78-24; "representative policy board" means the representative
2485 policy board of the South Central Connecticut Regional Water District
2486 created by section 4 of special act 77-98, as amended by section 3 of
2487 special act 78-24; "chief executive officer" means that full time employee
2488 of the authority responsible for the execution of the policies of the
2489 authority and for the direction of the other employees of the authority;
2490 "treasurer" means the treasurer of the authority; "customer" means any
2491 person, firm, corporation, company, association or governmental unit
2492 furnished water or wastewater service by the authority or any owner of
2493 property who guarantees payment for water or wastewater service to

2494 such property; "properties" means the water supply and distribution
2495 system or systems, wastewater collection and treatment systems and
2496 other real or personal property of the authority; "bonds" means bonds,
2497 notes and other obligations issued by the authority; "revenues" means
2498 all rents, charges and other income derived from the operation of the
2499 properties of the authority; "wastewater" means any substance, liquid
2500 or solid, which may contaminate or pollute or affect the cleanliness or
2501 purity of any water; "water supply system" means plants, structures and
2502 other real and personal property acquired, constructed or operated for
2503 the purpose of supplying water, including basins, dams, canals,
2504 aqueducts, standpipes, pumping stations, water distribution systems,
2505 including land, reservoirs, conduits, pipelines, mains, compensating
2506 reservoirs, waterworks or sources of water supply, wells, purification or
2507 filtration plants or other plants and works, connections, rights of
2508 flowage or diversion and other plants, structures, conveyances, real or
2509 personal property or rights therein and appurtenances necessary or
2510 useful and convenient for the accumulation, supply or distribution of
2511 water or for the conduct of water or environment related activities;
2512 "wastewater system" means plants, structures and other real and
2513 personal property acquired, constructed or operated for the purpose of
2514 collecting, treating and discharging or reusing wastewater, whether or
2515 not interconnected, including wastewater treatment plants, pipes and
2516 conduits for collection of wastewater, pumping stations and other
2517 plants, works, structures, conveyances, real or personal property or
2518 rights therein and appurtenances necessary or useful and convenient for
2519 the collection, transmission, treatment and disposition of wastewater;
2520 "subsidiary corporation" means a corporation organized under the
2521 general statutes or by special act which owns or operates all or part of a
2522 water supply system or a wastewater system within the district and all
2523 of the voting stock of which is owned by the authority; [.] "noncore
2524 business" means an activity, including an activity conducted outside the
2525 state of Connecticut, that is the acquisition of the Aquarion Water
2526 Company or one or more of its subsidiaries or an activity that is related
2527 to water, environment, agriculture, sustainable manufacturing support,

2528 or an energy project consisting of either a class I renewable energy
2529 source, as defined in subdivision (20) of subsection (a) of section 16-1 of
2530 the general statutes, or a class III source, as defined in subdivision (38)
2531 of said section, but excluding wind sources located within the district
2532 and any activity located on property that is class I or class II land owned
2533 by the authority; and "affiliated business entity" means a corporation, a
2534 limited liability company or a limited partnership controlled directly or
2535 indirectly by the authority that conducts or invests in a noncore
2536 business. A reference in sections 1 to 33, inclusive, of special act 77-98,
2537 as amended by special act 78-24, special act 84-46, public act 02-85 and
2538 special act 13-20, to any general statute, public act or special act shall
2539 include any amendment or successor thereto.

2540 Sec. 36. Section 4 of special act 77-98, as amended by section 3 of
2541 special act 78-24, section 2 of special act 84-46, section 5 of public act 02-
2542 85, section 2 of special act 03-11, section 10 of special act 13-20 and
2543 section 3 of special act 24-7, is amended by adding subsection (f) as
2544 follows (*Effective from passage*):

2545 (f) The members of the representative policy board shall have the
2546 authority to act on behalf of the Aquarion representative policy board,
2547 as defined in section 35 of section 41 of this act, until such time as the
2548 members of the Aquarion representative policy board are appointed.

2549 Sec. 37. Section 5 of special act 77-98, as amended by section 4 of
2550 special act 78-24 and section 4 of special act 24-7, is amended to read as
2551 follows (*Effective from passage*):

2552 (a) A public corporation, to be known as the "South Central
2553 Connecticut Regional Water Authority," constituting a public
2554 instrumentality and political subdivision, is created for the purposes,
2555 charged with the duties and granted the powers provided in sections 1
2556 to 33, inclusive, of special act 77-98, as amended by special act 78-24 and
2557 this act. On and before December 31, 2024, the authority shall consist of
2558 five members who shall be residents of the district and not be members

2559 of the representative policy board. On and after January 1, 2025, except
2560 as provided in subsection (c) of this section, the authority shall consist
2561 of seven members who shall reside in Connecticut and not be members
2562 of the representative policy board, and not fewer than five such
2563 members shall be residents of the district. All members shall be
2564 appointed without regard to political affiliation by a majority of the total
2565 votes of those members of the representative policy board present at a
2566 meeting at which at least two-thirds of the weighted vote, excluding
2567 vacancies, is present, for terms of five years, not to exceed four
2568 consecutive full terms, and until their successors are appointed and
2569 have qualified, except that of the members first appointed, one shall be
2570 appointed for a term ending January 1, 1983, one for a term ending
2571 January 1, 1982, one for a term ending January 1, 1981, one for a term
2572 ending January 1, 1980, and one for a term ending January 1, 1979. The
2573 sixth member first appointed shall be appointed for a three-year term
2574 ending January 1, 2028, and the seventh member first appointed shall be
2575 appointed for a five-year term ending January 1, 2030. Any vacancy
2576 occurring on the authority shall be filled in the same manner for the
2577 unexpired portion of the term. Any member of the authority may be
2578 removed from office by the representative policy board for cause.
2579 Members of the authority shall receive such compensation to be
2580 adjusted every three years by the Consumer Price Index factor, as
2581 described in section 4 of special act 77-98, as amended by special act 78-
2582 24, special act 84-46, public act 02-85, special act 03-11, special act 13-20
2583 and this act, if approved by the majority of weighted votes of the
2584 membership of the representative policy board, excluding vacancies,
2585 and shall be reimbursed for their necessary expenses incurred in
2586 performance of their duties.

2587 (b) The members of the South Central Connecticut Regional Water
2588 Authority board shall have the authority to act on behalf of the
2589 Aquarion Water Authority, as described in section 35 of section 41 of
2590 this act, until such time as the members of the Aquarion Water
2591 Authority board are appointed.

2592 (c) Notwithstanding the provisions of subsection (a) of this section,
2593 upon the Public Utilities Regulatory Authority's approval of the South
2594 Central Connecticut Regional Water Authority or the Aquarion Water
2595 Authority to own and operate the Aquarion Water Company or one or
2596 more of its subsidiaries, the authority board shall consist of eleven
2597 members who shall reside in Connecticut and not be members of the
2598 representative policy board, six of whom shall be residents of the South
2599 Central Connecticut Regional Water District appointed by the
2600 representative policy board, and five of whom shall be appointed by the
2601 representative policy board of the Aquarion Regional Water District, as
2602 described in section 35 of section 41 of this act, in accordance with
2603 section 38 of section 41 of this act. The six members appointed by the
2604 representative policy board of the authority shall have the authority to
2605 act on behalf of the Aquarion Water Authority until such time as the
2606 members of the Aquarion Water Authority are appointed. All such
2607 authority members shall be appointed without regard to political
2608 affiliation by a majority of the total votes of those members of the
2609 representative policy board present at a meeting at which at least two-
2610 thirds of the weighted vote, excluding vacancies, is present, for terms of
2611 five years, not to exceed four consecutive full terms, and until their
2612 successors are appointed and have qualified. The sixth member first
2613 appointed shall be appointed for a three-year term ending January 1,
2614 2028, and the seventh member first appointed shall be appointed for a
2615 five-year term ending January 1, 2030. Any vacancy occurring on the
2616 authority shall be filled in the same manner for the unexpired portion of
2617 the term. Any member of the authority may be removed from office by
2618 the representative policy board for cause. Members of the authority
2619 shall receive such compensation to be adjusted every three years by the
2620 Consumer Price Index factor, as described in section 4 of special act 77-
2621 98, as amended by special act 78-24, special act 84-46, public act 02-85,
2622 special act 03-11, special act 13-20, special act 24-7 and this act, if
2623 approved by the majority of weighted votes of the membership of the
2624 representative policy board, excluding vacancies, and shall be
2625 reimbursed for their necessary expenses incurred in performance of

2626 their duties.

2627 Sec. 38. Section 9 of special act 77-98, as amended by section 5 of
2628 special act 24-7, is amended to read as follows (*Effective from passage*):

2629 The authority shall meet at least quarterly. Except as the bylaws of
2630 the authority may provide in emergency situations, the powers of the
2631 authority shall be exercised by the members at a meeting duly called
2632 and held. On and before December 31, 2024, three members shall
2633 constitute a quorum, and on and after January 1, 2025, four members
2634 shall constitute a quorum, provided that after the appointment of all
2635 authority members appointed by the representative policy board of the
2636 Aquarion Regional Water District, a quorum shall be six members, and
2637 no action shall be taken except pursuant to the affirmative vote of a
2638 quorum. The authority may delegate to one or more of its members,
2639 officers, agents or employees such powers and duties as it may deem
2640 proper.

2641 Sec. 39. Section 11 of special act 77-98, as amended by section 5 of
2642 special act 78-24, section 3 of special act 84-46, section 7 of special act 02-
2643 85, and section 3 of special act 17-5, is amended to read as follows
2644 (*Effective from passage*):

2645 Subject to the provisions of sections 1 to 33, inclusive, of special act
2646 77-98, as amended by special act 78-24, special act 84-46 sections 5 to 7,
2647 inclusive, of special act 99-12, public act 02-85, special act 13-20, special
2648 act 17-5, special act 24-7 and this act, the authority shall have the power:
2649 (a) To sue and be sued; (b) to have a seal and alter the same at its
2650 pleasure; (c) to acquire in the name of the authority by purchase, lease
2651 or otherwise and to hold and dispose of personal property or any
2652 interest therein, including shares of stock of a subsidiary corporation;
2653 (d) to acquire in the name of the authority by purchase, lease or
2654 otherwise and to hold and dispose of any real property or interest
2655 therein, including water rights and rights of way and water discharge
2656 rights, which the authority determines to be necessary or convenient,

2657 and to acquire any existing wastewater system or water supply system
2658 or parts thereof which are wholly or partially within the district as
2659 described under section 3 of special act 77-98, as amended by section 2
2660 of special act 78-24, section 1 of special act 84-46 and public act 02-85. As
2661 a means of so acquiring, the authority or a subsidiary corporation may
2662 purchase all of the stock or all of any part of the assets and franchises of
2663 any existing privately owned water or wastewater company,
2664 whereupon the authority or such subsidiary corporation shall succeed
2665 to all rights, powers and franchises thereof. Sections 16-43, 16-50c and
2666 16-50d of the general statutes shall not apply to any action by the
2667 authority or a subsidiary corporation or any action by any privately
2668 owned water company or sewage company, as defined in section 16-1
2669 of the general statutes, taken to effectuate the acquisition of the stock or
2670 all or any part of the assets and franchises of such water company or
2671 sewage company by the authority, provided section 16-43 of the general
2672 statutes shall apply to any action taken to effectuate the acquisition of
2673 the stock or all or any part of the assets and franchises of the Ansonia
2674 Derby Water Company by the authority. Notwithstanding any
2675 provision of section 25-32 of the general statutes, land may be
2676 transferred to the authority or a subsidiary corporation of the authority
2677 as part of such an acquisition. The commissioner of health services shall
2678 not grant a permit for a change in the use of any class I or class II land
2679 owned by the Ansonia Derby Water Company on the effective date of
2680 this section and not transferred to the authority or a subsidiary
2681 corporation or a permit for the sale, lease or assignment of any such class
2682 II land, unless (1) all provisions of section 25-32 of the general statutes
2683 are complied with, and (2) the commissioner of health services
2684 determines, after holding a hearing, notice of which shall be published
2685 not later than thirty days before the hearing in one or more newspapers
2686 having a substantial circulation in the municipalities in which the land
2687 is located, that such change in the use or sale, lease, or assignment of the
2688 land will not have a significant adverse impact upon present and future
2689 water supply needs of the authority or a subsidiary corporation of the
2690 authority; [:] (e) to construct and develop any water supply system or

2691 any wastewater system; (f) to own, operate, maintain, repair, improve,
2692 construct, reconstruct, replace, enlarge and extend any of its properties;
2693 (g) any provision in any general statute, special act or charter to the
2694 contrary notwithstanding, but subject to the provisions of section 12 of
2695 special act 77-98, as amended by section 8 of public act 02-85, and section
2696 28 of special act 77-98, as amended by section 9 of special act 78-24, to
2697 sell water, however acquired, to customers within the district or to any
2698 municipality or water company; (h) any provisions in any general
2699 statute, special act or charter to the contrary notwithstanding, to
2700 purchase water approved by the commissioner of health from any
2701 person, private corporation or municipality when necessary or
2702 convenient for the operation of any water supply system operated by
2703 the authority; (i) to adopt and amend bylaws, rules and regulations for
2704 the management and regulation of its affairs and for the use and
2705 protection of the water and properties of the authority or a subsidiary
2706 corporation and, subject to the provisions of any resolution authorizing
2707 the issuance of bonds, rules for the sale of water, the collection and
2708 processing of wastewater and the collection of rents and charges for
2709 both water supply and wastewater functions. A copy of such bylaws,
2710 rules and regulations and all amendments thereto, certified by the
2711 secretary of the authority, shall be filed in the office of the secretary of
2712 the state and with the clerk of each town and city within the district.
2713 Any superior court located within the district shall have jurisdiction
2714 over any violation of such bylaws, rules or regulations and the authority
2715 may prosecute actions before the superior court to enforce such bylaws,
2716 rules and regulations; (j) to make contracts and to execute all necessary
2717 or convenient instruments, including evidences of indebtedness,
2718 negotiable or non-negotiable; (k) to borrow money, to issue negotiable
2719 bonds or notes, to fund and refund the same and to provide for the
2720 rights of the holders of the authority's obligations; (l) to open the
2721 grounds in any public street or way or public grounds for the purpose
2722 of laying, installing, maintaining or replacing pipes and conduits,
2723 provided upon the completion of such work the grounds shall be
2724 restored to the condition they were in previously; (m) to enter into

2725 cooperative agreements with other water authorities, municipalities,
2726 water districts, water companies or water pollution control authorities
2727 within or without the district for interconnection of facilities, for
2728 exchange or interchange of services and commodities or for any other
2729 lawful purpose necessary or desirable to effect the purposes of sections
2730 1 to 33, inclusive, of special act 77-98, as amended by special act 78-24,
2731 special act 84-46 and sections 5 to 7, inclusive, of special act 99-12, special
2732 act 13-20, special act 17-5, special act 24-7 and this act, such agreements
2733 to be binding for a period specified therein; (n) to acquire, hold, develop
2734 and maintain land and other real estate and waters for conservation and
2735 for compatible active and passive recreational purposes and to levy
2736 charges for such uses, provided the state department of health finds that
2737 such uses will not harm the quality of water provided by the authority;
2738 (o) to apply for and accept grants, loans or contributions from the United
2739 States, the state of Connecticut or any agency, instrumentality or
2740 subdivision of either of them or from any person, and to expend the
2741 proceeds for any of its purposes; (p) to create programs and policies for
2742 the purpose of conserving water; (q) to do any and all things necessary
2743 or convenient to carry out the powers expressly given in sections 1 to 33,
2744 inclusive, of special act 77-98, as amended by special act 78-24, special
2745 act 84-76, sections 5 to 7, inclusive, of special act 99-12, public act 02-85,
2746 special act 13-20, special act 17-5, special act 24-7 and this act, including
2747 the powers granted by the general statutes to stock corporations, except
2748 the power to issue stock, and the powers granted by the general statutes
2749 to water pollution control authorities; and (r) to borrow money, to issue
2750 negotiable bonds or notes, to fund and refund the same and to provide
2751 for the rights of the holders of the authority's obligations for the specific
2752 purpose of acquiring the Aquarion Water Company or one or more of
2753 its subsidiaries.

2754 Sec. 40. Subsection (a) of section 15 of special act 77-98, as amended
2755 by section 8 of special act 99-12 and section 11 of special act 02-85, is
2756 amended to read as follows (*Effective from passage*):

2757 (a) The representative policy board shall establish an office of

2758 consumer affairs to act as the advocate for consumer interests in all
2759 matters which may affect consumers, including without limitation
2760 matters of rates, water quality and supply and wastewater service
2761 quality. The costs of such office of consumer affairs, unless otherwise
2762 provided by the state, shall jointly be paid by the authority and the
2763 Aquarion Water Authority.

2764 Sec. 41. Special act 77-98, as amended by special act 78-24, special act
2765 84-46, special act 99-12, special act 02-85, special act 03-11, special act 13-
2766 20, special act 17-5, special act 18-04 and special act 24-7, is amended by
2767 adding sections 34 to 65, inclusive, as follows (*Effective from passage*):

2768 Sec. 34. It is found and declared as a matter of legislative
2769 determination that the creation of the Aquarion Water Authority for the
2770 primary purpose of providing and assuring the provision of an
2771 adequate supply of pure water and the safe disposal of wastewater at
2772 reasonable cost within the Aquarion Regional Water District and such
2773 other areas as may be served pursuant to cooperative agreements and
2774 acquisitions and, to the degree consistent with the foregoing, of
2775 advancing water conservation and the conservation and compatible
2776 recreational use of land held by the authority, conducting or investing
2777 in noncore businesses, provided, at the time of any investment in such
2778 businesses, the authority's investment, less returns of or on such
2779 investments in such businesses, shall not exceed the greater of five per
2780 cent of the authority's net utility plant devoted to its water and
2781 wastewater utility businesses or such higher amount approved by a
2782 majority of the total weighted votes of the membership of the Aquarion
2783 representative policy board, excluding vacancies, and the carrying out
2784 of its powers, purposes, and duties under sections 34 to 65, inclusive, of
2785 this act and for the benefit of the people residing in the Aquarion
2786 Regional Water District and the state of Connecticut, and for the
2787 improvement of their health, safety and welfare, that said purposes are
2788 public purposes, and that the authority will be performing an essential
2789 governmental function in the exercise of its powers under sections 34 to
2790 65, inclusive, of this act. The authority shall have the power to conduct

2791 or invest in noncore businesses authorized pursuant to this section,
2792 either directly or through an affiliated business entity.

2793 Sec. 35. As used in sections 34 to 65, inclusive, of this act unless a
2794 different meaning appears in the context: "Authority" means the
2795 Aquarion Water Authority; "district" means the Aquarion Regional
2796 Water District; "Aquarion representative policy board" means the
2797 representative policy board of the Aquarion Regional Water District;
2798 "chief executive officer" means that full time employee of the authority
2799 responsible for the execution of the policies of the authority and for the
2800 direction of the other employees of the authority; "treasurer" means the
2801 treasurer of the authority; "customer" means any person, firm,
2802 corporation, company, association or governmental unit furnished
2803 water or wastewater service by the authority or any owner of property
2804 who guarantees payment for water or wastewater service to such
2805 property; "properties" means the water supply and distribution system
2806 or systems, wastewater collection and treatment systems and other real
2807 or personal property of the authority; "bonds" means bonds, notes and
2808 other obligations issued by the authority; "revenues" means all rents,
2809 charges and other income derived from the operation of the properties
2810 of the authority; "wastewater" means any substance, liquid or solid,
2811 which may contaminate or pollute or affect the cleanliness or purity of
2812 any water; "water supply system" means plants, structures and other
2813 real and personal property acquired, constructed or operated for the
2814 purpose of supplying water, including basins, dams, canals, aqueducts,
2815 standpipes, pumping stations, water distribution systems, including
2816 land, reservoirs, conduits, pipelines, mains, compensating reservoirs,
2817 waterworks or sources of water supply, wells, purification or filtration
2818 plants or other plants and works, connections, rights of flowage or
2819 diversion and other plants, structures, conveyances, real or personal
2820 property or rights therein and appurtenances necessary or useful and
2821 convenient for the accumulation, supply or distribution of water or for
2822 the conduct of water or environment related activities; "wastewater
2823 system" means plants, structures and other real and personal property

2824 acquired, constructed or operated for the purpose of collecting, treating
2825 and discharging or reusing wastewater, whether or not interconnected,
2826 including wastewater treatment plants, pipes and conduits for
2827 collection of wastewater, pumping stations and other plants, works,
2828 structures, conveyances, real or personal property or rights therein and
2829 appurtenances necessary or useful and convenient for the collection,
2830 transmission, treatment and disposition of wastewater; "subsidiary
2831 corporation" means a corporation organized under the general statutes
2832 or by special act which owns or operates all or part of a water supply or
2833 a wastewater system within the district and all of the voting stock of
2834 which is owned by the authority; "noncore business" means an activity,
2835 including an activity conducted outside the state of Connecticut, that is
2836 the acquisition of the Aquarion Water Company or one or more of its
2837 subsidiaries or an activity that is related to water, environment,
2838 agriculture, sustainable manufacturing support, or an energy project
2839 consisting of either a class I renewable energy source, as defined in
2840 subdivision (20) of subsection (a) of section 16-1 of the general statutes,
2841 or a class III source, as defined in subdivision (38) of said section, but
2842 excluding wind sources located within the district and any activity
2843 located on property that is class I or class II land owned by the authority;
2844 and "affiliated business entity" means a corporation, a limited liability
2845 company or a limited partnership controlled directly or indirectly by the
2846 authority that conducts or invests in a noncore business. A reference in
2847 sections 34 to 65, inclusive, of this act to any general statute, public act
2848 or special act shall include any amendment or successor thereto.

2849 Sec. 36. There is created a district to be known as the "Aquarion
2850 Regional Water District" which embraces the area and territory of the
2851 towns and cities of Beacon Falls, Bethel, Bridgeport, Brookfield,
2852 Burlington, Canaan, Cornwall, Danbury, Darien, East Derby, East
2853 Granby, East Hampton, Easton, Fairfield, Farmington, Goshen, Granby,
2854 Greenwich, Groton, Harwinton, Kent, Lebanon, Litchfield, Mansfield,
2855 Marlborough, Middlebury, Monroe, New Canaan, New Fairfield, New
2856 Hartford, New Milford, Newtown, Norfolk, North Canaan, Norwalk,

2857 Norwich, Oxford, Plainville, Redding, Ridgefield, Salisbury, Seymour,
2858 Shelton, Sherman, Simsbury, Southbury, Southington, Stamford,
2859 Stonington, Stratford, Suffield, Torrington, Trumbull, Washington,
2860 Weston, Westport, Wilton, Wolcott, and Woodbury; provided, if the
2861 authority shall neither own land or properties nor sell water or provide
2862 wastewater services directly to customers in any city or town within the
2863 district, the area and territory of such city or town thereupon shall be
2864 excluded from the district.

2865 Sec. 37. (a) The Aquarion representative policy board shall consist of
2866 one elector from each city and town within the district who shall be
2867 appointed by the chief elected official of such city or town, with the
2868 approval of its legislative body, and one elector of the state who shall be
2869 appointed by the governor. The term of the initial members of the
2870 Aquarion representative policy board shall commence when each
2871 member is first appointed and each member shall serve for a term of
2872 three years, except that members first appointed from Beacon Falls,
2873 Bethel, Bridgeport, Brookfield, Burlington, Canaan, Cornwall, Danbury,
2874 Darien, East Derby, East Granby, East Hampton, Easton, Fairfield,
2875 Farmington, Goshen, Granby, Greenwich, Groton, and Harwinton shall
2876 serve until June 30, 2026, the members first appointed from Kent,
2877 Lebanon, Litchfield, Mansfield, Marlborough, Middlebury, Monroe,
2878 New Canaan, New Fairfield, New Hartford, New Milford, Newtown,
2879 Norfolk, North Canaan, Norwalk, Norwich, Oxford, Plainville,
2880 Redding, and Ridgefield shall serve until June 30, 2027, and the
2881 members first appointed from Salisbury, Seymour, Shelton, Sherman,
2882 Simsbury, Southbury, Southington, Stamford, Stonington, Stratford,
2883 Suffield, Torrington, Trumbull, Washington, Weston, Westport, Wilton,
2884 Wolcott, and Woodbury shall serve until June 30, 2028, and the member
2885 first appointed by the governor shall serve for a term commencing upon
2886 appointment and ending on the third June thirtieth thereafter; provided
2887 members shall continue to serve until their successors are appointed
2888 and have qualified. In the event of the resignation, death or disability of
2889 a member from any city or town or the state, a successor may be

2890 appointed by the chief elected official of such city or town, or in the case
2891 of the member appointed by the governor, by the governor, for the
2892 unexpired portion of the term. Members shall receive two hundred fifty
2893 dollars, adjusted as provided in this subsection, for each day in which
2894 they are engaged in their duties and shall be reimbursed for their
2895 necessary expenses incurred in the performance of their duties. Such
2896 two-hundred-fifty dollar compensation amount shall be adjusted on
2897 January 1, 2027, and every third year thereafter to reflect changes in the
2898 Consumer Price Index for All Urban Consumers, Northeast Urban, All
2899 Items (1982-84=100) published by the United States Bureau of Labor
2900 Statistics or a comparable successor index. They shall elect a chairman
2901 and a vice-chairman, who shall be members of the Aquarion
2902 representative policy board, and a secretary. The chairman shall receive
2903 a per diem payment of one and one-half times the amount paid to
2904 members and provisional members. The Aquarion representative policy
2905 board shall meet at least quarterly with the authority and such members
2906 of the staff of the authority as the Aquarion representative policy board
2907 deems appropriate.

2908 (b) Notwithstanding the provisions of subsection (a) of this section,
2909 no members shall be appointed to the board of the authority or the
2910 Aquarion representative policy board until the date of the Public
2911 Utilities Regulatory Authority's approval of the South Central
2912 Connecticut Regional Water Authority or the Aquarion Water
2913 Authority to own and operate the Aquarion Water Company or one or
2914 more of its subsidiaries. The South Central Connecticut Regional Water
2915 Authority shall send written notice to each entity with appointment
2916 authority pursuant to subsection (a) of this section upon such approval.

2917 (c) In voting upon all matters before the Aquarion representative
2918 policy board, the vote of each member from a city or town shall be
2919 accorded a weight, determined as follows: The sum of (1) the quotient
2920 obtained by dividing the number of customers in the city or town from
2921 which such member is appointed by the total number of customers in
2922 all cities and towns from which members have been appointed, taken

2923 twice, and (2) the quotient obtained by dividing the number of acres of
2924 land owned by the authority within the city or town from which such
2925 member is appointed by the total number of acres of land owned by the
2926 authority in all cities and towns from which members have been
2927 appointed, shall be divided by three, the quotient thereof multiplied by
2928 one hundred and the product thereof shall be rounded to the nearest
2929 whole number. The weighted vote of the member appointed by the
2930 governor shall be one. For the purposes of this section, "number of
2931 customers" means the number of premises or groups of premises treated
2932 as units for ordinary billing or other ordinary receipt of charges by the
2933 authority and shall be determined from the records of the authority on
2934 the last day of its preceding fiscal year and "number of acres of land"
2935 means the number of acres of land rounded to the nearest whole number
2936 as may appear on the records of the authority on the last day of its
2937 preceding fiscal year. Whenever a vote is taken on any matter by the
2938 Aquarion representative policy board, the vote shall be determined in
2939 accordance with this subsection. Members of the Aquarion
2940 representative policy board holding a majority of the votes so weighted
2941 shall constitute a quorum.

2942 (d) The Aquarion representative policy board shall adopt and may
2943 amend such rules of procedure and bylaws for the conduct of its affairs
2944 as it deems appropriate. It shall establish (1) a standing committee on
2945 land use and management to consult with the authority on all matters
2946 of land use and management, including acquisition and sale,
2947 recreational use, cutting of timber and other products, mining and
2948 quarrying; (2) a standing committee on finance to consult with the
2949 authority on matters relating to financial and budgetary matters and the
2950 establishment of rates; and (3) a standing committee on consumer affairs
2951 to consult with the authority and the officer of consumer affairs
2952 established pursuant to section 48 of this act on matters concerning the
2953 interests of people residing within the district. The Aquarion
2954 representative policy board may appoint such other committees as it
2955 considers convenient from time to time.

2956 Sec. 38. (a) A public corporation, to be known as the "Aquarion Water
2957 Authority", constituting a public instrumentality and political
2958 subdivision, is created for the purposes, charged with the duties and
2959 granted the powers provided in section 34 to 65, inclusive, of this act.
2960 On and after December 31, 2025, the authority shall consist of eleven
2961 members. Five of the members shall be residents of the Aquarion
2962 Regional Water District who are appointed by the Aquarion
2963 representative policy board and shall not be members of the Aquarion
2964 representative policy board, and six of the members shall be members
2965 of the South Central Connecticut Regional Water Authority who are
2966 appointed by the South Central Connecticut Regional Water Authority
2967 representative policy board. The eleven members of the board for the
2968 Aquarion Water Authority shall be and remain the same eleven
2969 members of the board of the South Central Connecticut Water
2970 Authority. All authority board members shall be appointed without
2971 regard to political affiliation by a majority of the total votes of those
2972 members of the Aquarion representative policy board present at a
2973 meeting at which at least two-thirds of the weighted vote, excluding
2974 vacancies, is present, for terms of five years, not to exceed four
2975 consecutive full terms, and until their successors are appointed and
2976 have qualified, except that of the members first appointed, two shall be
2977 appointed for a term ending January 1, 2026, two for a term ending
2978 January 1, 2027, two for a term ending January 1, 2028, two for a term
2979 ending January 1, 2029, and three for a term ending January 1, 2030. Any
2980 vacancy occurring on the authority shall be filled in the same manner
2981 for the unexpired portion of the term. Any member of the authority may
2982 be removed from office by the Aquarion representative policy board for
2983 cause. Members of the authority shall receive such compensation, to be
2984 adjusted every three years by the Consumer Price Index factor, as
2985 described in section 37 of this act, if approved by the majority of
2986 weighted votes of the membership of the Aquarion representative
2987 policy board, excluding vacancies, and shall be reimbursed for their
2988 necessary expenses incurred in performance of their duties.

2989 (b) Notwithstanding the provisions of subsection (a) of this section,
2990 no members shall be appointed to the board of the authority or the
2991 Aquarion representative policy board until the date of the Public
2992 Utilities Regulatory Authority's approval of the South Central
2993 Connecticut Regional Water Authority or the Aquarion Water
2994 Authority to own and operate the Aquarion Water Company or one or
2995 more of its subsidiaries.

2996 Sec. 39. The duration of the Aquarion representative policy board and
2997 of the authority shall be perpetual unless terminated or altered by act of
2998 the General Assembly, provided the General Assembly shall not
2999 terminate the existence of the authority until all of its liabilities have
3000 been met and its bonds have been paid in full or such liabilities and
3001 bonds have otherwise been discharged.

3002 Sec. 40. The officers of the authority shall be a chairman and a vice-
3003 chairman, who shall be members of the authority, and a treasurer and a
3004 secretary, who may be members of the authority. The first chairman and
3005 vice-chairman shall be the chairman and vice-chairman of the South
3006 Central Connecticut Regional Water Authority, who shall each serve for
3007 two-year terms, and each subsequent chairman and vice-chairman shall
3008 be elected by the authority for two-year terms. All other officers shall be
3009 elected by the authority for one-year terms. The treasurer shall execute
3010 a bond conditioned upon the faithful performance of the duties of his
3011 office, the amount and sufficiency of which shall be approved by the
3012 authority and the premium therefor shall be paid by the authority. The
3013 authority shall, from time to time, appoint an agent for the service of
3014 process, and shall notify the secretary of the state of the same and
3015 address of said agent.

3016 Sec. 41. The authority may employ such persons as it may determine
3017 to be necessary or convenient for the performance of its duties and may
3018 fix and determine their qualifications, duties and compensation,
3019 provided the chief executive officer shall be the chief executive officer of
3020 the South Central Connecticut Regional Water Authority. The authority

3021 shall establish a position with ongoing responsibilities for the use and
3022 management of its land resources and such other senior managerial
3023 positions as it deems appropriate, which shall be filled by appointment
3024 by the chief executive officer with the approval of the authority. The
3025 authority may also, from time to time, contract for professional services.

3026 Sec. 42. The authority shall meet at least quarterly. Except as the
3027 bylaws of the authority may provide in emergency situations, the
3028 powers of the authority shall be exercised by the members at a meeting
3029 duly called and held. On and after December 31, 2025, six members shall
3030 constitute a quorum, and no action shall be taken except pursuant to the
3031 affirmative vote of a quorum. The authority may delegate to one or more
3032 of its members, officers, agents or employees such powers and duties as
3033 it may deem proper.

3034 Sec. 43. Except in the event of an emergency, whenever a public
3035 hearing is required under sections 34 to 65, inclusive, of this act, notice
3036 of such hearing shall be published by the Aquarion representative
3037 policy board at least twenty days before the date set therefor, in a
3038 newspaper or newspapers having a general circulation in each city and
3039 town comprising the district. In the event of an emergency, notice of
3040 such hearing shall be authorized by the chairman of the Aquarion
3041 representative policy board and published in such newspaper or
3042 newspapers at least seven days before the date set therefor. If there is no
3043 such newspaper, such notice shall be published in one or more
3044 electronic media, including, without limitation, the authority's Internet
3045 web site, as are likely to reach a broad segment of persons within the
3046 district. Such notice shall set forth the date, time and place of such
3047 hearing and shall include a description of the matters to be considered
3048 at such hearing. A copy of the notice shall be filed in the office of the
3049 clerk of each such city and town and shall be available for inspection by
3050 the public. At such hearings, all the users of the water supply system or
3051 the wastewater system, owners of property served or to be served and
3052 other interested persons shall have an opportunity to be heard
3053 concerning the matter under consideration. When appropriate, the

3054 chairman of the Aquarion representative policy board may convene
3055 more than one hearing on any matter and direct such hearings to be held
3056 in suitable locations within the district so as to assure broader
3057 participation by the general public in discussion of the matters under
3058 consideration, provided in the case of the sale or transfer of real
3059 property pursuant to section 51 of this act, a public hearing shall be held
3060 in the city or town in which such real property is situated. Any decision
3061 of the Aquarion representative policy board on matters considered at
3062 such public hearing shall be in writing and shall be published in a
3063 newspaper or newspapers having a general circulation in each city and
3064 town comprising the district within thirty days after such decision is
3065 made. For purposes of this section, "emergency" means a determination
3066 by the chief executive officer of the authority, the chairman of the
3067 authority and the chairman of the Aquarion representative policy board,
3068 or their designees, that (1) delay in the award of a contract or the
3069 expenditure of capital funds may threaten the public's safety or place
3070 property at risk, (2) immediate action is necessary to respond to or
3071 recover from a natural disaster or invasion or other hostile action, or (3)
3072 immediate action is necessary to respond to an event threatening or
3073 compromising the integrity of the authority's information systems and
3074 associated infrastructure.

3075 Sec. 44. Subject to the provisions of sections 34 to 65, inclusive, of this
3076 act, the authority shall have the power: (a) To sue and be sued; (b) to
3077 have a seal and alter the same at its pleasure; (c) to acquire in the name
3078 of the authority by purchase, lease or otherwise and to hold and dispose
3079 of personal property or any interest therein, including shares of stock of
3080 a subsidiary corporation; (d) to acquire in the name of the authority by
3081 purchase, lease or otherwise and to hold and dispose of any real
3082 property or interest therein, including water rights and rights of way
3083 and water discharge rights, which the authority determines to be
3084 necessary or convenient, and to acquire any existing wastewater system
3085 or water supply system or parts thereof which are wholly or partially
3086 within the district as described under section 36 of this act. As a means

3087 of so acquiring, the authority or a subsidiary corporation may purchase
3088 all of the stock or all of any part of the assets and franchises of any
3089 existing privately owned water or wastewater company, whereupon the
3090 authority or such subsidiary corporation shall succeed to all rights,
3091 powers and franchises thereof. Sections 16-43, 16-50c and 16-50d of the
3092 general statutes shall not apply to any action by the authority or a
3093 subsidiary corporation or any action by any privately owned water
3094 company or sewage company, as defined in section 16-1 of the general
3095 statutes, taken to effectuate the acquisition of the stock or all or any part
3096 of the assets and franchises of such water company or sewage company
3097 by the authority. Notwithstanding any provision of section 25-32 of the
3098 general statutes, land may be transferred to the authority or a subsidiary
3099 corporation of the authority as part of such an acquisition; (e) to
3100 construct and develop any water supply system or any wastewater
3101 system; (f) to own, operate, maintain, repair, improve, construct,
3102 reconstruct, replace, enlarge and extend any of its properties; (g)
3103 notwithstanding any provision of the general statutes, special acts or
3104 this charter, but subject to the provisions of section 45 of this act, to sell
3105 water, however acquired, to customers within the district or to any
3106 municipality or water company; (h) notwithstanding any provision of
3107 the general statutes, special acts or this charter, to purchase water
3108 approved by the Commissioner of Public Health from any person,
3109 private corporation or municipality when necessary or convenient for
3110 the operation of any water supply system operated by the authority; (i)
3111 to adopt and amend bylaws, rules and regulations for the management
3112 and regulation of its affairs and for the use and protection of the water
3113 and properties of the authority or a subsidiary corporation and, subject
3114 to the provisions of any resolution authorizing the issuance of bonds,
3115 rules for the sale of water, the collection and processing of wastewater
3116 and the collection of rents and charges for both water supply and
3117 wastewater functions. A copy of such bylaws, rules and regulations and
3118 all amendments thereto, certified by the secretary of the authority, shall
3119 be filed in the office of the Secretary of the State and with the clerk of
3120 each town and city within the district. Any superior court located within

3121 the district shall have jurisdiction over any violation of such bylaws,
3122 rules or regulations and the authority may prosecute actions before the
3123 superior court to enforce such bylaws, rules and regulations; (j) to make
3124 contracts and to execute all necessary or convenient instruments,
3125 including evidences of indebtedness, negotiable or non-negotiable; (k)
3126 to borrow money, to issue negotiable bonds or notes, to fund and refund
3127 the same and to provide for the rights of the holders of the authority's
3128 obligations; (l) to open the grounds in any public street or way or public
3129 grounds for the purpose of laying, installing, maintaining or replacing
3130 pipes and conduits, provided upon the completion of such work the
3131 grounds shall be restored to the condition they were in previously; (m)
3132 to enter into cooperative agreements with other water authorities,
3133 municipalities, water districts, water companies or water pollution
3134 control authorities within or without the district for interconnection of
3135 facilities, for exchange or interchange of services and commodities or for
3136 any other lawful purpose necessary or desirable to effect the purposes
3137 of sections 34 to 65, inclusive, of this act, such agreements to be binding
3138 for a period specified therein; (n) to acquire, hold, develop and maintain
3139 land and other real estate and waters for conservation and for
3140 compatible active and passive recreational purposes and to levy charges
3141 for such uses, provided the state department of health finds that such
3142 uses will not harm the quality of water provided by the authority; (o) to
3143 apply for and accept grants, loans or contributions from the United
3144 States, the state of Connecticut or any agency, instrumentality or
3145 subdivision of either of them or from any person, and to expend the
3146 proceeds for any of its purposes; (p) to create programs and policies for
3147 the purpose of conserving water; (q) to do any and all things necessary
3148 or convenient to carry out the powers expressly given in sections 34 to
3149 36, inclusive, of this act and sections 38 to 40, inclusive, of this act,
3150 including the powers granted by the general statutes to stock
3151 corporations, except the power to issue stock, and the powers granted
3152 by the general statutes to water pollution control authorities; and (r) to
3153 borrow money, to issue negotiable bonds or notes, to fund and refund
3154 the same and to provide for the rights of the holders of the authority's

3155 obligations for the specific purpose of acquiring the Aquarion Water
3156 Company or one or more of its subsidiaries.

3157 Sec. 45. The authority shall not sell water to customers in any part of
3158 the district with respect to which any person, any firm or any
3159 corporation incorporated under the general statutes or any special act
3160 has been granted a franchise to operate as a water company, as defined
3161 in section 16-1 of the general statutes, or in which any town, city or
3162 borough or any district organized for municipal purposes operates a
3163 municipal water supply system, unless the legislative body of such
3164 town, city, borough or district, such person, or the governing board of
3165 such firm or corporation shall consent in writing to such sale by the
3166 authority. The authority shall not extend wastewater services into new
3167 areas previously unserved without the approval of either the legislative
3168 body of the town, city, borough or district in which such area is located
3169 or a duly authorized water pollution control authority.
3170 Notwithstanding the provisions of any town or district charter, any
3171 town or district may sell or transfer a wastewater system to the authority
3172 with the approval of the legislative body of such town or district after a
3173 public hearing.

3174 Sec. 46. (a) Except with respect to (1) any real or personal property or
3175 interest therein, the legal title to which is vested in the state or a political
3176 subdivision thereof, (2) any existing water supply system, or (3) any
3177 existing wastewater system, if such authority cannot agree with any
3178 owner upon the terms of acquisition by the authority of any real or
3179 personal property or interest therein which the authority is authorized
3180 to acquire, the authority may proceed, at its election, in the manner
3181 provided in subsection (b) of this section or in the manner provided in
3182 subsection (c) of this section, except that the authority may not proceed
3183 in the manner described in subsections (b) and (c) of this section with
3184 respect to property to be acquired for noncore businesses.

3185 (b) The authority may, after ten days' written notice to such owner,
3186 petition the superior court for the county or judicial district in which

3187 such property is located, or, if said court is not then sitting, any judge of
3188 said court, and thereupon said court or such judge shall appoint a
3189 committee of three disinterested persons, who shall be sworn before
3190 commencing their duties. Such committee, after giving reasonable
3191 notice to the parties, shall view the property in question, hear the
3192 evidence, ascertain the value, assess just damages to the owner or
3193 parties interested in the property and report its doings to said court or
3194 such judge. Within fourteen days after such report is made to said court
3195 or such judge, any party may move for the acceptance thereof. Said court
3196 or such judge may accept such report or may reject it for irregular or
3197 improper conduct by the committee in the performance of its duties. If
3198 the report is rejected, the court or judge shall appoint another
3199 committee, which shall proceed in the same manner as did the first
3200 committee. If the report is accepted, such acceptance shall have the effect
3201 of a judgment in favor of the owner of the property against said
3202 authority for the amount of such assessment, and, except as otherwise
3203 provided by law, execution may issue therefor. Such property shall not
3204 be used by such authority until the amount of such assessment has been
3205 paid to the party to whom it is due or deposited for his use with the state
3206 treasurer and, upon such payment or deposit, such property shall
3207 become the property of the authority; provided, if at any stage of
3208 condemnation proceedings brought hereunder, it appears to the court
3209 or judge before whom such proceedings are pending that the public
3210 interest will be prejudiced by delay, said court or such judge may direct
3211 that the authority be permitted to enter immediately upon the property
3212 to be taken and devote it temporarily to the public use specified in such
3213 petition upon the deposit with said court of a sum to be fixed by said
3214 court or such judge, upon notice to the parties of not less than ten days,
3215 and such sum when so fixed and paid shall be applied so far as it may
3216 be necessary for the purpose of the payment of any award of damages
3217 which may be made, with interest thereon from the date of the order of
3218 said court or judge, and the remainder if any returned to the authority.
3219 If such petition is dismissed or no award of damages is made, said court
3220 or such judge shall direct that the money so deposited, so far as it may

3221 be necessary, shall be applied to the payment of any damages that the
3222 owner of such property or other parties in interest may have sustained
3223 by such entry upon and use of such property, and of the costs and
3224 expenses of such proceedings, such damages to be ascertained by said
3225 court or such judge or a committee to be appointed for that purpose, and
3226 if the sum so deposited is insufficient to pay such damages and all costs
3227 and expenses so awarded, judgment shall be entered against the
3228 authority for the deficiency, to be enforced and collected in the same
3229 manner as a judgment by the superior court; and the possession of such
3230 property shall be restored to the owner or owners thereof. The expenses
3231 or costs of any such proceedings shall be taxed by said court or such
3232 judge and paid by the authority.

3233 (c) The authority, in its name, may proceed in the manner specified
3234 for redevelopment agencies in accordance with sections 8-128 to 8-133,
3235 inclusive, of the general statutes.

3236 Sec. 47. With the approval of the Aquarion representative policy
3237 board, the authority shall establish just and equitable rates or charges
3238 for the use of the water supply system and the wastewater system
3239 authorized herein, to be paid by any customer, including rates of
3240 interest on unpaid rates or charges, and may change such rates, charges
3241 or rates of interest from time to time. Such water supply system rates or
3242 charges shall be established so as to provide funds sufficient in each
3243 year, with other water supply related revenues, if any, (a) to pay the cost
3244 of maintaining, repairing and operating the water supply system and
3245 each and every portion thereof, to the extent that adequate provision for
3246 the payment of such cost has not otherwise been made, (b) to pay the
3247 principal of and the interest on outstanding water supply bonds of the
3248 authority as the same shall become due and payable, (c) to meet any
3249 requirements of any resolution authorizing, or trust agreement
3250 securing, such bonds of the authority, (d) to make payments in lieu of
3251 taxes as provided in section 54 of this act, as the same become due and
3252 payable, upon the water supply system properties of the authority or of
3253 a subsidiary corporation to the municipalities in which such properties

3254 are situated, (e) to provide for the maintenance, conservation and
3255 appropriate recreational use of the land of the authority, and (f) to pay
3256 all other reasonable and necessary expenses of the authority and of the
3257 Aquarion representative policy board to the extent that such expenses
3258 are allocable to the water supply system activities of the authority and
3259 the Aquarion representative policy board. Such wastewater system
3260 rates or charges shall be established so as to provide funds sufficient in
3261 each year with other wastewater related revenues, if any, (1) to pay the
3262 cost of maintaining, repairing and operating the wastewater system and
3263 each and every portion thereof, to the extent that adequate provision for
3264 the payment of such cost has not otherwise been made, (2) to pay the
3265 principal of and the interest on outstanding wastewater bonds of the
3266 authority as the same shall become due and payable, (3) to meet any
3267 requirements of any resolution authorizing, or trust agreement
3268 securing, such bonds of the authority, and (4) to pay all other reasonable
3269 and necessary expenses of the authority and of the Aquarion
3270 representative policy board to the extent that such expenses are
3271 allocable to the wastewater activities of the authority and of the
3272 Aquarion representative policy board. No such rate or charge shall be
3273 established until it has been approved by the Aquarion representative
3274 policy board, after said board has held a public hearing at which all the
3275 users of the waterworks system or the wastewater system, the owners
3276 of property served or to be served and others interested have had an
3277 opportunity to be heard concerning such proposed rate or charge. The
3278 Aquarion representative policy board shall approve such rates and
3279 charges unless it finds that such rates and charges will provide funds in
3280 excess of the amounts required for the purposes described previously in
3281 this section, or unless it finds that such rates and charges will provide
3282 funds insufficient for such purposes. The rates or charge, so established
3283 for any class of users or property served, shall be extended to cover any
3284 additional premises thereafter served which are within the same class,
3285 without the necessity of a hearing thereon. Any change in such rates or
3286 charges shall be made in the same manner in which they were
3287 established. The rates or charges levied upon any customer of any water

3288 supply system shall not be required to be equalized with the authority's
3289 existing rates, but may be set on a separate basis, provided such rates
3290 are just, equitable and nondiscriminatory. Such rates or charges, if not
3291 paid when due, shall constitute a lien upon the premises served and a
3292 charge against the owners thereof, which lien and charge shall bear
3293 interest not to exceed the maximum rate as would be allowed for unpaid
3294 taxes. Such lien shall take precedence over all other liens or
3295 encumbrances except taxes and may be foreclosed against the lot or
3296 building served in the same manner as a lien for taxes, provided all such
3297 liens shall continue until such time as they shall be discharged or
3298 foreclosed by the authority without the necessity of filing certificates of
3299 continuation, but in no event for longer than fifteen years. The amount
3300 of any such rate or charge that remains due and unpaid after twenty-
3301 eight days, which number of days may be changed with the approval of
3302 the majority of the weighted votes of the membership of the Aquarion
3303 representative policy board, excluding vacancies, with interest thereon
3304 at a rate approved by the Aquarion representative policy board but not
3305 to exceed the maximum interest rate allowed pursuant to the
3306 Connecticut general statutes for unpaid property taxes and with
3307 reasonable attorneys' fees, be recovered by the authority in a civil action
3308 in the name of the authority against such owners. Any municipality
3309 shall be subject to the same rate or charges under the same conditions as
3310 other users of the water supply system or the wastewater system. The
3311 assets or the revenues of the water system shall not be available to
3312 satisfy debts, judgments or other obligations arising out of the operation
3313 of the wastewater system and the assets or the revenues of the
3314 wastewater system shall not be available to satisfy debts, judgments or
3315 other obligations arising out of the operation of the water system.

3316 Sec. 48. The office of consumer affairs established by the
3317 representative policy board of the South Central Connecticut Regional
3318 Water District shall act as the advocate for consumer interests in all
3319 matters which may affect consumers of the Aquarion Regional Water
3320 District, including without limitation matters of rates, water quality and

3321 supply and wastewater service quality and shall have those powers and
3322 authorizations set forth in section 15 of special act 77-98, as amended by
3323 section 8 of special act 99-12 and section 11 of special act 02-85, as
3324 amended by this act. The costs of such office of consumer affairs, unless
3325 otherwise provided by the state, shall be jointly shared paid by the
3326 South Central Connecticut Regional Water Authority and the Aquarion
3327 Water Authority.

3328 Sec. 49. All contracts in excess of fifty thousand dollars for any
3329 supplies, materials, equipment, construction work or other contractual
3330 services shall be in writing and shall be awarded upon either sealed bids
3331 or proposals or electronic submission of bids or proposals, and in each
3332 case made in compliance with a public notice duly advertised by
3333 publication in one or more newspapers of general circulation or, if there
3334 are no such newspapers, in appropriate electronic media, including,
3335 without limitation, the authority's Internet web site, as are likely to reach
3336 a broad segment of potential vendors, at least ten days before the time
3337 fixed for review of said bids or proposals, except for (1) contracts for
3338 professional services, (2) when the supplies, materials, equipment or
3339 work can only be furnished by a single party, (3) when the authority
3340 determines by a two-thirds vote of the entire authority that the award
3341 of such contract by negotiation without public bidding will be in the best
3342 interest of the authority, or (4) when the procurement is made as a result
3343 of participation in a procurement group, alliance or consortium made
3344 up of other state or federal government entities in which the state of
3345 Connecticut is authorized to participate. The authority may in its sole
3346 discretion reject all such bids or proposals or any bids received from a
3347 person, firm or corporation the authority finds to be unqualified to
3348 perform the contract, and shall award such contract to the lowest
3349 responsible bidder qualified to perform the contract.

3350 Sec. 50. (a) If any member or employee of the Aquarion representative
3351 policy board or of the authority or any employee of a subsidiary
3352 corporation or an affiliated business entity is financially interested in or
3353 has any personal beneficial interest, directly or indirectly, in any

3354 proposed contract or proposed purchase order for any supplies,
3355 materials, equipment or contractual services to be furnished to or used
3356 by the Aquarion representative policy board, the authority, a subsidiary
3357 corporation or an affiliated business entity such member or employee
3358 shall immediately so inform the Aquarion representative policy board,
3359 the authority, the subsidiary corporation or the affiliated business entity
3360 whichever he or she is a member or employee of, and shall take no part
3361 in the deliberations or vote concerning such contract or purchase order.
3362 The Aquarion representative policy board, as to its members and
3363 employees, and the subsidiary corporation or affiliated business entity
3364 as to its employees, the authority, as to its members and employees, may
3365 terminate the membership or employment of any person who violates
3366 this subsection.

3367 (b) No member or employee of the Aquarion representative policy
3368 board, the authority, a subsidiary corporation or an affiliated business
3369 entity shall accept or receive, directly or indirectly, from any person,
3370 firm or corporation to which any contract or purchase order may be
3371 awarded, by rebate, gift or otherwise, any promise, obligation or
3372 contract for future reward or compensation or any money or anything
3373 of value in excess of ten dollars, provided the aggregate value of all such
3374 things provided by a donor to a recipient in any calendar year shall not
3375 exceed fifty dollars and, excluding any food or beverage or food and
3376 beverage, costing less than fifty dollars in the aggregate per recipient in
3377 a calendar year, and consumed on an occasion or occasions at which the
3378 person paying, directly or indirectly, for the food or beverage, or his
3379 representative, is in attendance. Any person who violates any provision
3380 of this subsection shall be fined not more than five hundred dollars or
3381 imprisoned for not more than six months or both.

3382 Sec. 51. (a) Notwithstanding any provision of sections 34 to 65,
3383 inclusive, of this act, the authority shall not sell or otherwise transfer any
3384 unimproved real property or any interest or right therein, except for
3385 access or utility purposes, or develop such property for any use not
3386 directly related to a water supply function, other than for public

3387 recreational use not prohibited by section 25-43c of the general statutes,
3388 until the land use standards and disposition policies required by
3389 subsection (b) of this section have been approved by the Aquarion
3390 representative policy board, unless the chief executive officer of the
3391 town or city in which such property is located has approved such sale,
3392 transfer or development in writing. The provisions of this section shall
3393 not apply to any portion of a wastewater system.

3394 (b) Within two years from the date it acquires all or part of a water
3395 supply system, the authority shall develop and submit to the Aquarion
3396 representative policy board for approval (1) standards for determining
3397 the suitability of its real property for categories of land use, including
3398 which, if any, of its real property may be surplus with regard to the
3399 purity and adequacy of both present and future water supply, which, if
3400 any, may be desirable for specified modes of recreation or open space
3401 use and which may be suitable for other uses, giving due consideration
3402 to the state plan of conservation and development, to classification and
3403 performance standards recommended in the final report of the council
3404 on water company lands pursuant to subsection (c) of section 16-49c of
3405 the general statutes and to such other plans and standards as may be
3406 appropriate, and (2) policies regarding the disposition of its real
3407 property including identification of dispositions which are unlikely to
3408 have any significant effect on the environment. Prior to approving any
3409 standards or policies specified in this subsection, the Aquarion
3410 representative policy board shall hold one or more public hearings to
3411 consider the proposed standards and policies. The proposed standards
3412 and policies shall be available for public inspection in the offices of the
3413 authority from the date notice of such hearing is published. The
3414 authority may amend such standards and policies from time to time
3415 with the approval of the Aquarion representative policy board, which
3416 shall hold public hearings if it deems such amendments substantial.

3417 (c) After approval of land use standards and disposition policies in
3418 the manner provided in subsection (b) of this section, the authority shall
3419 not: (1) Sell or otherwise transfer any real property or any interest or

3420 right therein, except (A) for access, (B) for utility purposes, or (C) to
3421 dedicate land as open space by conveying a conservation restriction, as
3422 defined in section 47-42a of the general statutes, to the federal, state or a
3423 municipal government or a nonprofit land-holding organization, as
3424 defined in section 47-6b of the general statutes, or (2) develop such
3425 property for any use not directly related to a water supply function,
3426 other than for public recreational use not prohibited by section 25-43c of
3427 the general statutes, without the approval of a majority of the weighted
3428 votes of all of the members of the Aquarion representative policy board,
3429 excluding vacancies, in the case of a parcel of twenty acres or less, and
3430 by three-fourths of the weighted votes of all of the members of said
3431 board, excluding vacancies, in the case of a parcel in excess of twenty
3432 acres. The Aquarion representative policy board shall not approve such
3433 sale or other transfer or development unless it determines, following a
3434 public hearing, that the proposed action (A) conforms to the established
3435 standards and policies of the authority, (B) is not likely to affect the
3436 environment adversely, particularly with respect to the purity and
3437 adequacy of both present and future water supply, and (C) is in the
3438 public interest, giving due consideration, among other factors, to the
3439 financial impact of the proposed action on the customers of the
3440 authority and on the municipality in which the real property is located.

3441 (d) Each request by the authority for approval pursuant to subsection
3442 (c) of this section shall be accompanied by an evaluation of the potential
3443 impact of the proposed action for which approval is requested, which
3444 shall include: (1) A description of the real property and its environment,
3445 including its existing watershed function and the costs to the authority
3446 of maintaining such property in its current use, (2) a statement that the
3447 proposed action conforms to the land classification standards and
3448 disposition policies of the authority, (3) a detailed statement of the
3449 environmental impact of the proposed action and, if appropriate, of any
3450 alternatives to the proposed action, considering (A) direct and indirect
3451 effects upon the purity and adequacy of both present and future water
3452 supply, (B) the relationship of the proposed action to existing land use

3453 plans, including municipal and regional land use plans and the state
3454 plan of conservation and development, (C) any adverse environmental
3455 effects which cannot be avoided if the proposed action is implemented,
3456 (D) any irreversible and irretrievable commitments of resources which
3457 would be involved should the proposed action be implemented, and (E)
3458 any mitigation measures proposed to minimize adverse environmental
3459 impacts; except that for a sale or transfer identified in accordance with
3460 subsection (b) of this section as being unlikely to have any significant
3461 effect on the environment, the authority may submit a preliminary
3462 assessment of the impact likely to occur in lieu of such detailed
3463 statement of environmental impact, and the Aquarion representative
3464 policy board may, on the basis of such preliminary assessment, waive
3465 or modify the requirements for such detailed statement, and (4) a
3466 summary of the final evaluation and recommendation of the authority.

3467 (e) The Aquarion representative policy board shall submit the
3468 evaluation required by subsection (d) of this section for comment and
3469 review, at least sixty days in advance of the public hearing, to the
3470 department of health, the department of planning and energy policy,
3471 the regional planning agency for the region, the chief executive officer
3472 of the city or town in which the real property is situated and other
3473 appropriate agencies, and shall make such evaluation available to the
3474 public for inspection. The decision of the Aquarion representative policy
3475 board approving or disapproving the proposed action shall be
3476 published in a newspaper or newspapers having a general circulation
3477 within the district and copies of such decision shall be filed with the
3478 clerk of each town and city in the district.

3479 (f) Whenever the authority intends to sell or otherwise transfer any
3480 unimproved real property or any interest or right therein after approval
3481 by the Aquarion representative policy board, the authority shall first
3482 notify in writing, by certified mail, return receipt requested, the
3483 Commissioner of Energy and Environmental Protection and the
3484 legislative body of the city or town in which such land is situated, of
3485 such intention to sell or otherwise transfer such property and the terms

3486 of such sale or other transfer, and no agreement to sell or otherwise
3487 transfer such property may be entered into by the authority except as
3488 provided in this subsection. (1) Within ninety days after such notice has
3489 been given, the legislative body of the city or town or the Commissioner
3490 of Energy and Environmental Protection may give written notice to the
3491 authority by certified mail, return receipt requested, of the desire of the
3492 city, town or state to acquire such property and each shall have the right
3493 to acquire the interest in the property which the authority has declared
3494 its intent to sell or otherwise transfer, provided the state's right to
3495 acquire the property shall be secondary to that of the city or town. (2) If
3496 the legislative body of the city or town or the Commissioner of Energy
3497 and Environmental Protection fails to give notice as provided in
3498 subdivision (1) of this subsection or gives notice to the authority by
3499 certified mail, return receipt requested, that the city, town or state does
3500 not desire to acquire such property, the city or town or the state shall
3501 have waived its right to acquire such property in accordance with the
3502 terms of this subsection. (3) Within eighteen months after notice has
3503 been given as provided in subdivision (1) of this subsection by the city
3504 or town or the state of its desire to acquire such property, the authority
3505 shall sell the property to the city or town or the state, as the case may be,
3506 or, if the parties cannot agree upon the amount to be paid therefor, the
3507 city or town or the state may proceed to acquire the property in the
3508 manner specified for redevelopment agencies in accordance with
3509 sections 8-128 to 8-133, inclusive, of the general statutes, provided
3510 property subject to the provisions of subsections (b) and (c) of section
3511 25-32 of the general statutes shall not be sold without the approval of
3512 the department of health. (4) If the city or town or the state fails to
3513 acquire the property or to proceed as provided in said sections within
3514 eighteen months after notice has been given by the city or town or the
3515 state of its desire to acquire the property, such city or town or the state
3516 shall have waived its rights to acquire such property in accordance with
3517 the terms of this subsection. (5) Notwithstanding the provisions of
3518 section 54 of this section, the authority shall not be obligated to make
3519 payments in lieu of taxes on such property for the period from the date

3520 the city or town gives notice of its desire to acquire such property. (6)
3521 Notwithstanding the provisions of subdivision (4) of this subsection, if
3522 the authority thereafter proposes to sell or otherwise transfer such
3523 property to any person subject to less restrictions on use or for a price
3524 less than that offered by the authority to the city or town and the state,
3525 the authority shall first notify the city or town and the Commissioner of
3526 Energy and Environmental Protection of such proposal in the manner
3527 provided in subdivision (1) of this subsection, and such city or town and
3528 the state shall again have the option to acquire such property and may
3529 proceed to acquire such property in the same manner and within the
3530 same time limitations as are provided in subdivisions (1) to (4),
3531 inclusive, of this subsection. (7) The provisions of this subsection shall
3532 not apply to transfers of real property from the authority to any public
3533 service company. (8) A copy of each notice required by this subsection
3534 shall be sent by the party giving such notice to the clerk of the town or
3535 city in which the real property is situated and such clerk shall make all
3536 such notices part of the appropriate land records.

3537 (g) Nothing contained in this section shall be construed to deprive the
3538 state Department of Public Health of its jurisdiction under section 25-32
3539 of the general statutes. The authority shall notify the state Commissioner
3540 of Public Health of any proposed sale or other transfer of land, or change
3541 or use, as required by said section.

3542 (h) The authority shall use the proceeds of any sale or transfer under
3543 this section solely for capital improvements to its remaining properties,
3544 acquisition of real property or any interest or right therein, retirement
3545 of debt or any combination of such purposes.

3546 (i) The provisions of this section shall apply to any unimproved real
3547 property or any interest or right therein related to the water supply
3548 system whether owned or possessed by the authority or by any
3549 subsidiary corporation.

3550 Sec. 52. The authority shall not (1) acquire, by purchase, lease or

3551 otherwise any existing water supply system or parts thereof or any
3552 wastewater system or parts thereof, (2) commence any project costing
3553 more than three and one-half million dollars to repair, improve,
3554 construct, reconstruct, enlarge and extend any of its properties or
3555 systems, or (3) acquire or make a subsequent investment in any noncore
3556 business in an amount more than one and one-half million dollars
3557 without the approval, following a public hearing, of a majority of the
3558 total weighted votes of the membership of the Aquarion representative
3559 policy board, excluding vacancies. The dollar amounts specified in
3560 subdivisions (2) and (3) of this section shall be adjusted every three years
3561 by the Consumer Price Index factor, as described in section 37 of this act,
3562 with the approval of a majority of the weighted votes of the membership
3563 of the Aquarion representative policy board, excluding vacancies.

3564 Sec. 53. (a) The authority shall have an annual audit of its accounts,
3565 books and records by a certified public accountant selected by the
3566 Aquarion representative policy board. A copy of the audit shall be filed
3567 in the office of the town clerk in each town within the district and shall
3568 be available for public inspection during the ordinary business hours of
3569 the authority at the principal office of the authority. A concise financial
3570 statement shall be posted annually on the Aquarion Water Authority's
3571 web site.

3572 (b) The attorney general may examine the books, accounts and
3573 records of the authority.

3574 Sec. 54. (a) Neither the authority nor a subsidiary corporation or an
3575 "affiliated business entity" shall be required to pay taxes or assessments
3576 upon any of the properties acquired by it or under its jurisdiction,
3577 control or supervision, provided in lieu of such taxes or assessments the
3578 authority shall make annual payments to each municipality in which it
3579 or a subsidiary corporation owns property related to the water supply
3580 system equal to the taxes which would otherwise be due for the
3581 property of the authority or such subsidiary corporation in such
3582 municipality, excluding any improvements made to or constructed on

3583 any such real property by the authority or such subsidiary corporation,
3584 provided land owned by the authority or a subsidiary corporation
3585 related to the water supply system shall be assessed in accordance with
3586 section 12-63 of the general statutes, and provided further payments for
3587 property acquired by the authority or a subsidiary corporation during
3588 any tax year shall be adjusted for such fractional year in accordance with
3589 the customary practice in such municipality for adjusting taxes between
3590 the buyer and seller of real property. In addition, the authority or a
3591 subsidiary corporation shall reimburse each such municipality for its
3592 expenses in providing municipal services to any improvements made to
3593 or constructed on any real property by the authority or such subsidiary
3594 corporation within such municipality. As used in this section,
3595 "improvements" does not include water pipes or improvements to water
3596 pipes.

3597 (b) The authority may contest the assessed valuation of any
3598 properties owned by the authority or a subsidiary corporation with
3599 respect to which any payment in lieu of taxes is determined in the same
3600 manner as any owner of real property in such municipality. Payments
3601 in lieu of taxes payable to any municipality shall be paid by the authority
3602 to the municipality upon the date and in the manner provided for the
3603 payment of real property taxes of the municipality.

3604 (c) In the event the authority in any year does not have sufficient
3605 funds to make such payments in lieu of taxes, or any portion of them, as
3606 the same become due and payable, the authority shall adjust its rates
3607 and charges and the Aquarion representative policy board shall
3608 approve such adjustment of rates and charges, after a public hearing
3609 thereon as provided in section 14 of special act 77-98, as amended by
3610 section 6 of special act 78-24, so as to provide funds within one year after
3611 the date on which such payment became due and payable to make such
3612 payment. Any municipality or any holder of bonds or notes of the
3613 authority aggrieved by the failure of the authority to make any payment
3614 in lieu of taxes or portion thereof as the same becomes due and payable
3615 may apply to the superior court for the county in which such

3616 municipality is situated for an order directing the authority to
3617 appropriately increase its rates and charges.

3618 (d) Neither the authority nor a subsidiary corporation shall be
3619 required to pay taxes imposed upon or measured by the receipts or
3620 earnings derived by the authority or such subsidiary corporation
3621 through the ownership or operation of a water supply system, or
3622 imposed as a result of the income, powers, activities or items reflected
3623 on the balance sheet of the authority or such subsidiary corporation.

3624 Sec. 55. (a) The authority, subject to the approval of the Aquarion
3625 representative policy board, shall have the power and is authorized
3626 from time to time to issue its negotiable bonds for any of its corporate
3627 purposes, including incidental expenses in connection therewith, and to
3628 secure the payment of the same by a lien or pledge covering all or part
3629 of its contracts, earnings or revenues. The authority shall have power
3630 from time to time, without the approval of the Aquarion representative
3631 policy board, to refund any bonds by the issuance of new bonds within
3632 the terms of any refunding provisions of its bonds, whether the bonds
3633 to be refunded have or have not matured, and may issue bonds partly
3634 to refund bonds then outstanding and partly for any of its public
3635 purposes. Except as may be otherwise expressly provided by the
3636 authority every issue of bonds by the authority shall be preferred
3637 obligations, taking priority over all other claims against the authority,
3638 including payments in lieu of taxes to any municipality, and payable out
3639 of any moneys, earnings or revenues of the authority, subject only to
3640 any agreements with the holders of particular bonds pledging any
3641 particular moneys, earnings or revenues. Notwithstanding the fact that
3642 the bonds may be payable from a special fund, if they are otherwise of
3643 such form and character as to be negotiable instruments under the terms
3644 of the uniform commercial code, the bonds shall be negotiable
3645 instruments within the meaning of and for all the purposes of the
3646 uniform commercial code, subject only to the provisions of the bonds
3647 for registration.

3648 (b) The bonds shall be authorized by resolution of the authority and
3649 shall bear such date or dates, mature at such time or times, bear interest
3650 at such rates per annum, not exceeding statutory limitations, be payable
3651 at such times, be in such denomination, be in such form, either coupon
3652 or registered, carry such registration privileges, be executed in such
3653 manner, be payable in lawful money of the United States of America, at
3654 such place or places, and be subject to such terms of redemption as such
3655 resolution or resolutions may provide. All bonds of the authority shall
3656 be sold through a negotiated sale or a public sale to the bidder who shall
3657 offer the lowest true interest cost to the authority, to be determined by
3658 the authority.

3659 (c) Any resolution or resolutions authorizing any bonds or any issue
3660 of bonds may contain provisions which shall be a part of the contract
3661 with the holders of the bonds thereby authorized as to (1) pledging all
3662 or any part of the moneys, earnings, income and revenues derived from
3663 all or any part of the properties of the authority to secure the payment
3664 of the bonds or of any issue of the bonds subject to such agreement with
3665 the bondholders as may then exist, (2) the rates, rentals, fees and other
3666 charges to be fixed and collected and the amounts to be raised in each
3667 year thereby, and the use and disposition of the earnings and other
3668 revenues, (3) the setting aside of reserves and the creation of sinking
3669 funds and the regulation and disposition thereof, (4) limitations on the
3670 rights of the authority to restrict and regulate the use of the properties
3671 in connection with which such bonds are issued, (5) limitations on the
3672 purposes to which, and the manner in which, the proceeds of sale of any
3673 issue of bonds may be applied, (6) limitations on the issuance of
3674 additional bonds, the terms upon which additional bonds may be issued
3675 and secured, and the refunding of outstanding or other bonds, (7) the
3676 procedure, if any, by which the terms of any contract with bondholders
3677 may be amended or abrogated, the amount of bonds the holders of
3678 which must consent thereto and the manner in which such consent may
3679 be given, (8) the creation of special funds into which any earnings or
3680 revenues of the authority may be deposited, (9) the terms and provisions

3681 of any trust deed or indenture securing the bonds or under which bonds
3682 may be issued, (10) definitions of the acts or omission to act which shall
3683 constitute a default in the obligations and duties of the authority to the
3684 bondholders and providing the rights and remedies of the bondholders
3685 in the event of such default, including as a matter of right the
3686 appointment of a receiver, provided such rights and remedies shall not
3687 be inconsistent with the general laws of this state, (11) limitations on the
3688 power of the authority to sell or otherwise dispose of its properties, (12)
3689 any other matters, of like or different character, which in any way affect
3690 the security or protection of the bonds, and (13) limitations on the
3691 amount of moneys derived from the properties to be expended for
3692 operating, administrative or other expenses of the authority.

3693 (d) The authority may obtain from a commercial bank or insurance
3694 company a letter of credit, line of credit or other liquidity facility or
3695 credit facility for the purpose of providing funds for the payments in
3696 respect of bonds, notes or other obligations required by the holder
3697 thereof to be redeemed or repurchased prior to maturity or for
3698 providing additional security for such bonds, notes or other obligations.
3699 In connection therewith, the authority may enter into reimbursement
3700 agreements, remarketing agreements, standby bond purchase
3701 agreements and any other necessary or appropriate agreements. The
3702 authority may pledge all or any part of the moneys, earnings, income
3703 and revenues derived from all or any part of the properties of the
3704 authority and any other property which may be pledged to bondholders
3705 to secure its payment obligations under any agreement or contract
3706 entered into pursuant to this section subject to such agreements with the
3707 bondholders as may then exist.

3708 (e) In connection with or incidental to the carrying of bonds or notes
3709 or in connection with or incidental to the sale and issuance of bonds or
3710 notes, the authority may enter into such contracts to place the obligation
3711 of the authority, as represented by the bonds or notes, in whole or in
3712 part, on such interest rate or cash flow basis as the authority may
3713 determine, including without limitation, interest rate swap agreements,

3714 insurance agreements, forward payment conversion agreements,
3715 contracts providing for payments based on levels of, or changes in,
3716 interest rates or market indices, contracts to manage interest rate risk,
3717 including, without limitation, interest rate floors or caps, options, puts,
3718 calls and similar arrangements. Such contracts shall contain such
3719 payment, security, default, remedy and other terms and conditions as
3720 the authority may deem appropriate and shall be entered into with such
3721 party or parties as the authority may select, after giving due
3722 consideration, where applicable, for the creditworthiness of the
3723 counterparty or counterparties, provided such parties or counterparties
3724 shall be a financial institution whose unsecured long-term obligations
3725 are rated within the top two rating categories of any nationally
3726 recognized rating service. The authority may pledge all or any part of
3727 the moneys, earnings, income and revenues derived from all or any part
3728 of the properties of the authority and any other property which may be
3729 pledged to bondholders to secure its payment obligations under any
3730 agreement or contract entered into pursuant to this section subject to
3731 such agreements with the bondholders as may then exist.

3732 (f) It is the intention of the general assembly that any pledge of
3733 earnings, revenues or other moneys made by the authority shall be valid
3734 and binding from the time when the pledge is made; that the earnings,
3735 revenues or other moneys so pledged and thereafter received by the
3736 authority shall immediately be subject to the lien of such pledge without
3737 any physical delivery thereof or further act, and that the lien of any such
3738 pledge shall be valid and binding as against all parties having claims of
3739 any kind in tort, contract or otherwise against the authority irrespective
3740 of whether such parties have notice thereof. Neither the resolution nor
3741 any other instrument by which a pledge is created need be recorded.

3742 (g) Neither the members of the authority nor any person executing
3743 the bonds shall be liable personally on the bonds or be subject to any
3744 personal liability or accountability by reason of the issuance thereof.

3745 (h) The authority shall have the power out of any funds available to

3746 purchase, as distinguished from the power of redemption above, and all
3747 bonds so purchased shall be cancelled.

3748 (i) In the discretion of the authority, the bonds may be secured by a
3749 trust indenture by and between the authority and a corporate trustee,
3750 which may be any trust company or bank having the powers of a trust
3751 company. Such trust indenture may contain such provisions for
3752 protecting and enforcing the rights and remedies of the bondholders as
3753 may be reasonable and proper and not in violation of any law, including
3754 covenants setting forth the duties of the authority in relation to the
3755 construction, maintenance, operation, repair and insurance of the
3756 properties and the custody, safeguarding and application of all moneys,
3757 and may provide that the properties shall be constructed and paid for
3758 under the supervision and approval of consulting engineers. The
3759 authority may provide by such trust indenture or other depository for
3760 the methods of disbursement thereof, with such safeguards and
3761 restrictions as it may determine. All expenses incurred in carrying out
3762 such trust indenture may be treated as part of the cost of maintenance,
3763 operation and repair of the properties. If the bonds are secured by a trust
3764 indenture, bondholders shall have no authority to appoint a separate
3765 trustee to represent them.

3766 (j) Notwithstanding any other provision of sections 34 to 65,
3767 inclusive, of this act, any resolution or resolutions authorizing bonds or
3768 notes of the authority shall contain a covenant by the authority that it
3769 will at all times maintain rates, fees, rentals or other charges sufficient
3770 to pay, and that any contracts entered into by the authority for the sale
3771 and distribution of water or the collection of wastewater shall contain
3772 rates, fees, rentals or other charges sufficient to pay, the cost of operation
3773 and maintenance of the properties and the principal of and interest on
3774 any obligation issued pursuant to such resolution or resolutions as the
3775 same severally become due and payable, and to maintain any reserves
3776 or other funds required by the terms of such resolution or resolutions.

3777 (k) If any officer of the authority whose signature or a facsimile of

3778 whose signature appears on any bonds or coupons ceases to be such
3779 officer before delivery of such bonds, such signature or such facsimile
3780 shall nevertheless be valid and sufficient for all purposes as if they had
3781 remained in office until such delivery.

3782 Sec. 56. The authority shall have the power and is authorized to issue
3783 negotiable notes and may renew the same from time to time, but the
3784 maximum maturity of any such note, including renewals thereof, shall
3785 not exceed eight years from date of issue of such original note. Such
3786 notes shall be paid from any moneys of the authority available therefor
3787 and not otherwise pledged or from the proceeds of the sale of the bonds
3788 of the authority in anticipation of which they were issued. The notes
3789 shall be issued and may be secured in the same manner as the bonds
3790 and such notes and the resolution or resolutions authorizing such notes
3791 may contain any provisions, conditions or limitations which the bonds
3792 or a bond resolution of the authority may contain. Such notes shall be as
3793 fully negotiable as the bonds of the authority.

3794 Sec. 57. The state of Connecticut does pledge to and agree with the
3795 holders of the bonds or notes of the authority that the state will not limit
3796 or alter the rights vested in the authority to acquire, construct, maintain,
3797 operate, reconstruct and improve the properties, to establish and collect
3798 the revenues, rates, rentals, fees and other charges referred to in sections
3799 34 to 66, inclusive, of this act and to fulfill the terms of any agreements
3800 made with the holders of the bonds or notes, or in any way impair the
3801 rights and remedies of the bondholders or noteholders until the bonds
3802 or notes together with interest thereon, interest on any unpaid
3803 installments of interest and all costs and expenses in connection with
3804 any action or proceeding by or on behalf of the bondholders or
3805 noteholders are fully met and discharged.

3806 Sec. 58. The bonds, notes or other obligations of the authority shall
3807 not be a debt of the state of Connecticut or of any municipality, and
3808 neither the state nor any municipality shall be liable therefor, nor shall
3809 they be payable out of funds other than those of the authority.

3810 Sec. 59. The bonds and notes of the authority shall be securities in
3811 which all public officers and bodies of this state and all municipalities,
3812 all insurance companies and associations and other persons carrying on
3813 an insurance business, all banks, bankers, trust companies, savings
3814 banks, savings and loan associations, investment companies and other
3815 persons carrying on a banking business and all other persons whatever,
3816 except as hereinafter provided, who are now or may be authorized to
3817 invest in bonds or other obligations of the state, may properly and
3818 legally invest funds, including capital in their control or belonging to
3819 them; provided, notwithstanding the provisions of any other general
3820 statute or special act to the contrary, such bonds shall not be eligible for
3821 the investment of funds, including capital, of trusts, estates or
3822 guardianships under the control of individual administrators,
3823 guardians, executors, trustees or other individual fiduciaries. The bonds
3824 shall also be securities that may be deposited with and may be received
3825 by all public officers and bodies of this state and all municipalities and
3826 municipal subdivisions for any purpose for which the deposit of bonds
3827 or other obligations of this state is now or may be authorized.

3828 Sec. 60. The state of Connecticut covenants with the purchasers and
3829 with all subsequent holders and transferees of bonds or notes issued by
3830 the authority, in consideration of the acceptance of and payment for the
3831 bonds or notes, that the bonds and notes of the authority, the income
3832 therefrom and all moneys, funds and revenues pledged to pay or secure
3833 the payment of such bonds or notes shall at all times be free from
3834 taxation.

3835 Sec. 61. Nothing in sections 34 to 65, inclusive, of this act shall be
3836 construed to deprive the Commissioner of Energy and Environmental
3837 Protection, the Commissioner of Public Health or any successor
3838 commissioner or board of any jurisdiction which such commissioners or
3839 boards may now or hereafter have. Neither the Public Utilities
3840 Regulatory Authority nor any successor board or commissioner shall
3841 have jurisdiction of any kind over the authority, a subsidiary
3842 corporation, the Aquarion representative policy board or the rates fixed

3843 or charges collected by the authority.

3844 Sec. 62. Insofar as the provisions of sections 34 to 65, inclusive, of this
3845 act are inconsistent with the provisions of any other general statute,
3846 special act or any municipal ordinance, the provisions of sections 34 to
3847 65, inclusive, of this act shall be controlling; provided nothing contained
3848 in sections 34 to 65, inclusive, of this act shall exempt the authority from
3849 compliance with zoning regulations lawfully established by any
3850 municipality, except that the plants, structures and other facilities of the
3851 water supply system or the wastewater system owned or operated by
3852 the authority shall be permitted uses in all zoning districts in every city,
3853 town or borough within the district; and provided further that the
3854 authority may not construct purification or filtration plants or
3855 wastewater treatment plants in any zoning district in which such use is
3856 not permitted under local zoning regulations without first obtaining
3857 approval of the proposed location of such facility from the Aquarion
3858 representative policy board following a public hearing.

3859 Sec. 63. (a) The authority or any person who is aggrieved by a
3860 decision of the Aquarion representative policy board with respect to the
3861 establishment of rates or charges, the establishment of land use
3862 standards and disposition policies, the sale or other transfer or change
3863 of use of real property, the location of purification, filtration or
3864 wastewater treatment plants, the commencement of any project costing
3865 more than three and one-half million dollars, and as adjusted by the
3866 Consumer Price Index factor, as described in section 37 of this act, and
3867 subject to the approval of a majority of the weighted votes of the
3868 membership of the Aquarion representative policy board, excluding
3869 vacancies, to repair, improve, construct, reconstruct, enlarge or extend
3870 any of the properties or systems of the authority or the acquisition by
3871 purchase, lease or otherwise of any existing water supply system,
3872 wastewater system or part thereof, other than the purchase of all or any
3873 part of the properties and franchises of the Aquarion Water Company,
3874 is entitled to review by the Superior Court as provided in this section.
3875 For the purposes of this section, the holders of any bonds or notes of the

3876 authority and any trustee acting on behalf of such holders shall be
3877 deemed aggrieved persons with respect to any decision of the Aquarion
3878 representative policy board which violates any covenant or other
3879 provision of the resolution or resolutions authorizing such bonds or
3880 notes.

3881 (b) Proceedings for review shall be instituted by filing a petition in
3882 the superior court for the judicial district of Hartford within forty-five
3883 days after publication of the decision of the Aquarion representative
3884 policy board or, if a rehearing is requested, within forty-five days after
3885 the decision thereon. Copies of the petition shall be served upon the
3886 Aquarion representative policy board and published in a newspaper or
3887 newspapers having a general circulation in each town or city
3888 comprising the district.

3889 (c) The filing of the petition shall not of itself stay enforcement of the
3890 decision of the Aquarion representative policy board. The Aquarion
3891 representative policy board may grant, or the reviewing court may
3892 order, a stay upon appropriate terms, provided enforcement of a
3893 decision respecting the establishment of rates or charges may be stayed
3894 only after issuance of a judgment for the appellant by the reviewing
3895 court.

3896 (d) Within thirty days after service of the petition, or within such
3897 further time as may be allowed by the court, the Aquarion
3898 representative policy board shall transmit to the reviewing court the
3899 original or a certified copy of the entire record of the proceeding under
3900 review, which shall include the Aquarion representative policy board's
3901 findings of fact and conclusions of law, separately stated. By stipulation
3902 of all parties to the review proceedings, the record may be shortened. A
3903 party unreasonably refusing to stipulate to limit the record may be taxed
3904 by the court for the additional costs. The court may require or permit
3905 subsequent corrections or additions to the record.

3906 (e) If, before the date set for hearing, application is made to the court

3907 for leave to present additional evidence, and it is shown to the
3908 satisfaction of the court that the additional evidence is material and that
3909 there were good reasons for failure to present it in the proceeding before
3910 the Aquarion representative policy board, the court may refer the case
3911 back to the board with instructions to take such evidence as the court
3912 directs. The Aquarion representative policy board may modify its
3913 findings and decision by reason of the additional evidence and shall file
3914 that evidence and any modifications, new findings, or decisions with the
3915 reviewing court.

3916 (f) The review shall be conducted by the court without a jury and
3917 shall be confined to the record. In cases of alleged irregularities in
3918 procedure before the Aquarion representative policy board, not shown
3919 in the record, proof thereon may be taken in the court. The court, upon
3920 request, shall hear oral argument and receive written briefs.

3921 (g) The court shall not substitute its judgment for that of the Aquarion
3922 representative policy board as to the weight of the evidence on
3923 questions of fact. The court shall affirm the decision of the Aquarion
3924 representative policy board unless the court finds that the substantial
3925 rights of the appellant have been prejudiced because the Aquarion
3926 representative policy board's findings, inferences, conclusions, or
3927 decisions are: (1) In violation of constitutional provisions, the general
3928 statutes or the provisions of this or another special act; (2) in excess of
3929 the authority of the Aquarion representative policy board; (3) made
3930 upon unlawful procedure; (4) affected by other error of law; (5) clearly
3931 erroneous in view of the reliable probative, and substantial evidence on
3932 the whole record; or (6) arbitrary or capricious or characterized by abuse
3933 of discretion or clearly unwarranted exercise of discretion. If the court
3934 finds such prejudice, it shall sustain the appeal and, if appropriate, may
3935 render a judgment under subsection (h) of this section or remand the
3936 case for further proceedings.

3937 (h) If a particular Aquarion representative policy board action is
3938 required by law, the court, on sustaining the appeal, may render a

3939 judgment that modifies the Aquarion representative policy board
3940 decision, orders the Aquarion representative policy board action, or
3941 orders the Aquarion representative policy board to take such action as
3942 may be necessary to effect the particular action.

3943 (i) In any case in which an aggrieved party claims that he cannot pay
3944 the costs of an appeal under this section and will thereby be deprived of
3945 a right to which he is entitled, he shall, within the time permitted for
3946 filing the appeal, file with the clerk of the court to which the appeal is to
3947 be taken an application for waiver of payment of such fees, costs and
3948 necessary expenses, including the requirements of bond, if any. After
3949 such hearing as the court determines is necessary, the court shall enter
3950 its judgment on the application, which judgment shall contain a
3951 statement of the facts the court has found, with its conclusions thereon.
3952 The filing of the application for the waiver shall toll the time limits for
3953 the filing of an appeal until such time as a judgment on such application
3954 is entered.

3955 (j) Neither the authority nor the Aquarion representative policy
3956 board shall be construed to be an agency within the scope of chapter 54
3957 of the general statutes.

3958 Sec. 64. (a) Whenever the authority acquires the property and
3959 franchises of any private water company or companies operating a
3960 water supply system within its district, all employees of such company
3961 or companies who are necessary for the operation of the authority,
3962 except senior managerial officers, shall become employees of the
3963 authority and shall be credited by the authority with all rights that have
3964 accrued as of the date of such acquisition with respect to seniority, sick
3965 leave, vacation, insurance and pension benefits in accordance with the
3966 records, personnel policies or labor agreements of the acquired
3967 company or companies.

3968 (b) The authority shall assume and observe all accrued pension
3969 obligations of such acquired company or companies, and members and

3970 beneficiaries of any pension, retirement or other employee benefit
3971 system established by the acquired company or companies shall
3972 continue to have such rights, privileges, benefits, obligations and status
3973 with respect to such established systems as have accrued as of the date
3974 of such acquisition. The authority may enter into agreements with
3975 representatives of its employees relative to the inclusion of its
3976 employees in any applicable state or municipal employee's retirement
3977 plan or plans, and the authority shall constitute a municipality eligible
3978 to participate in such retirement plans. The authority may enter into
3979 agreements with representatives of its employees relative to the transfer
3980 to or the establishment of pension trust funds under the joint control of
3981 such authority and representatives of its employees, and shall have all
3982 powers necessary to maintain and administer such trust funds jointly
3983 with representatives of its employees.

3984 (c) The authority shall assume and observe all labor contracts of such
3985 company or companies in existence at the time of transfer and all
3986 obligations incurred by such contracts regarding wages, salaries, hours,
3987 sick leave and other leave, working conditions, grievance procedures,
3988 collective bargaining and pension or retirement.

3989 (d) The authority shall assume and observe personnel policies of such
3990 company or companies in existence at the time of transfer relating to
3991 personnel not covered by labor contracts, and all obligations incurred
3992 through such personnel policies regarding wages, salaries, hours, sick
3993 leave, vacation, pension and retirement, subject to such modifications
3994 therein as the authority may subsequently adopt, provided such
3995 modifications shall not affect any rights of such employees which have
3996 vested prior to such modification.

3997 (e) Nothing in this section shall prevent the authority from hiring any
3998 senior managerial officers of such company on such terms as it may
3999 determine or be construed to prohibit the authority from exercising the
4000 normal prerogatives of management with respect to such matters as the
4001 promotion, demotion, assignment, transfer or discharge of its

4002 employees, nor shall the authority be bound by any term of any
4003 personnel policy entered into by such company or companies in
4004 anticipation of acquisition by the authority.

4005 Sec. 65. The relations between the authority and its employees with
4006 respect to collective bargaining and the arbitration of labor disputes
4007 shall be governed by sections 7-467 to 7-477, inclusive, of the general
4008 statutes.

4009 Sec. 42. (*Effective from passage*) Sections 34 to 41, inclusive, of this act
4010 shall not be effective on and after December 31, 2027, unless the Public
4011 Utilities Regulatory Authority approves the South Central Connecticut
4012 Regional Water Authority or the Aquarion Water Authority to own and
4013 operate the Aquarion Water Company, or one or more of its
4014 subsidiaries, by said date.

4015 Sec. 43. (NEW) (*Effective October 1, 2024*) (a) As used in this section:

4016 (1) "Actions which may significantly affect the environment" has the
4017 same meaning as provided in section 22a-1c of the general statutes, but
4018 does not include any action that (A) is a major federal action under the
4019 National Environmental Policy Act, 42 USC 4321 et seq., as amended
4020 from time to time, (B) is an undertaking under the National Historic
4021 Preservation Act, 54 USC 300101 et seq., as amended from time to time,
4022 (C) affects an archaeological site, or (D) affects a sacred site;

4023 (2) "Archaeological site" has the same meaning as provided in section
4024 10-381 of the general statutes;

4025 (3) "Historic structures and landmarks" has the same meaning as
4026 provided in section 10-410 of the general statutes;

4027 (4) "Sacred site" has the same meaning as provided in section 10-381
4028 of the general statutes;

4029 (5) "Sponsoring agency" has the same meaning as described in
4030 sections 22a-1 to 22a-1h, inclusive, of the general statutes;

4031 (6) "State entity" means a state department, institution or agency
4032 under sections 22a-1 to 22a-1h, inclusive, of the general statutes;

4033 (7) "State funding recipient" means any person that receives funds
4034 from the state to be used for an activity or a sequence of planned
4035 activities that are subject to the process established by sections 22a-1 to
4036 22a-1h, inclusive, of the general statutes; and

4037 (8) "State Historic Preservation Officer" means the individual
4038 appointed by the Governor pursuant to 54 USC 302301(1), as amended
4039 from time to time, to administer the state historic preservation program
4040 in accordance with 54 USC 302303, as amended from time to time.

4041 (b) Whenever a sponsoring agency requests an initial determination
4042 from the State Historic Preservation Officer, in accordance with sections
4043 22a-1 to 22a-1h, inclusive, of the general statutes, as to whether an
4044 individual activity or a sequence of planned activities proposed to be
4045 undertaken by the sponsoring agency, a state entity or a state funding
4046 recipient, as applicable, is within the category of actions which may
4047 significantly affect the environment because such activity or sequence
4048 of activities could have an impact on the state's historic structures and
4049 landmarks, the officer shall:

4050 (1) In making such initial determination, consider all information
4051 provided by the sponsoring agency, state entity or state funding
4052 recipient, as applicable; and

4053 (2) Make such initial determination not later than thirty days after the
4054 officer receives information the officer deems reasonably necessary to
4055 make such initial determination.

4056 (c) If the State Historic Preservation Officer makes an initial
4057 determination that such individual activity or sequence of planned
4058 activities will not have any effect on historic structures and landmarks,
4059 or is not within the category of actions which may significantly affect
4060 the environment because such activity or sequence of activities will not

4061 have an impact on historic structures and landmarks, the officer shall
4062 provide such determination in writing to the sponsoring agency, state
4063 entity or state funding recipient, as applicable. Such written
4064 determination shall constitute a final determination by the officer for the
4065 purposes of this section.

4066 (d) (1) If the State Historic Preservation Officer makes an initial
4067 determination that such individual activity or sequence of planned
4068 activities will have an effect on historic structures and landmarks, or is
4069 within the category of actions which may significantly affect the
4070 environment because such activity or sequence of activities will have an
4071 impact on historic structures and landmarks, the officer shall, in
4072 collaboration with the sponsoring agency, state entity or state funding
4073 recipient, as applicable, propose a prudent or feasible alternative to such
4074 individual activity or sequence of planned activities to avoid such
4075 impact, if such alternative is possible.

4076 (2) If the State Historic Preservation Officer and the sponsoring
4077 agency, state entity or state funding recipient, as applicable, reach an
4078 agreement regarding such alternative, the officer shall provide to such
4079 sponsoring agency, state entity or state funding recipient, as applicable,
4080 a written determination that such alternative (A) will not have any effect
4081 on historic structures and landmarks, or (B) is not within the category of
4082 actions which may significantly affect the environment because such
4083 activity or sequence of activities will not have an impact on historic
4084 structures and landmarks. Such written determination shall constitute a
4085 final determination by the officer for the purposes of this section.

4086 (3) (A) If the State Historic Preservation Officer and the sponsoring
4087 agency, state entity or state funding recipient, as applicable, cannot
4088 reach an agreement regarding such alternative, the officer shall provide
4089 to such sponsoring agency, state entity or state funding recipient, as
4090 applicable, a written determination that such individual activity or
4091 sequence of planned activities (i) will have an effect on historic
4092 structures and landmarks, or (ii) is within the category of actions which

4093 may significantly affect the environment because such activity or
4094 sequence of activities will have an impact on historic structures and
4095 landmarks.

4096 (B) (i) Notwithstanding subsection (c) of section 22a-1b of the general
4097 statutes, after the State Historic Preservation Officer provides a written
4098 determination under subparagraph (A) of this subdivision, the officer
4099 shall, in collaboration with the sponsoring agency, state entity or state
4100 funding recipient, as applicable, propose a mitigation plan requiring
4101 such sponsoring agency, state entity or state funding recipient, as
4102 applicable, to mitigate such impact.

4103 (ii) The sponsoring agency, state entity or state funding recipient, as
4104 applicable, shall, to the extent possible, submit to the State Historic
4105 Preservation Officer all pertinent information regarding such individual
4106 activity or sequence of planned activities that may affect such mitigation
4107 plan. Such information shall be considered by the officer in the
4108 development of the mitigation plan.

4109 (iii) In establishing the mitigation plan, the State Historic
4110 Preservation Officer shall consult with the Commissioner of Economic
4111 and Community Development, or the commissioner's designee, about
4112 the economic impact of (I) the individual activity or sequence of planned
4113 activities proposed to be undertaken by the sponsoring agency, state
4114 entity or state funding recipient, as applicable, and (II) the mitigation
4115 plan. Any information provided by the commissioner during such
4116 consultation shall be considered by the officer in the development of the
4117 mitigation plan.

4118 (iv) Not later than forty-five days after the State Historic Preservation
4119 Officer receives the information submitted under subparagraph (B)(ii)
4120 of this subdivision, the officer shall memorialize the mitigation plan in
4121 a proposed mitigation agreement that may be executed by the
4122 sponsoring agency, state entity or state funding recipient, as applicable.
4123 If the sponsoring agency, state entity or state funding recipient, as

4124 applicable, executes such proposed mitigation agreement, the officer
4125 shall also execute such proposed mitigation agreement. The execution
4126 of such mitigation agreement shall constitute (I) a determination by the
4127 officer that the officer is satisfied the effect on historic structures and
4128 landmarks will be mitigated pursuant to the terms of such mitigation
4129 agreement, and (II) a final determination by the officer for the purposes
4130 of this section.

4131 (v) At the time the State Historic Preservation Officer provides the
4132 mitigation agreement proposed under subparagraph (B)(iv) of this
4133 subdivision to the sponsoring agency, state entity or state funding
4134 recipient, as applicable, the officer shall notify such sponsoring agency,
4135 state entity or state funding recipient, as applicable, that a request may
4136 be submitted in accordance with the provisions of subdivision (1) of
4137 subsection (e) of this section to the Commissioner of Economic and
4138 Community Development to review such proposed mitigation
4139 agreement.

4140 (e) (1) If the sponsoring agency, state entity or state funding recipient,
4141 as applicable, declines to execute the mitigation agreement proposed
4142 under subparagraph (B)(iv) of subdivision (3) of subsection (d) of this
4143 section, such sponsoring agency, state entity or state funding recipient,
4144 as applicable, may submit, not later than fifteen days after the State
4145 Historic Preservation Officer provides such proposed mitigation
4146 agreement to such sponsoring agency, state entity or state funding
4147 recipient, as applicable, a request to the Commissioner of Economic and
4148 Community Development to review the proposed mitigation agreement
4149 and make recommendations to revise such proposed mitigation
4150 agreement. Such request shall be in the form and manner prescribed by
4151 the commissioner and may include a request for a conference with the
4152 commissioner, the officer, the sponsoring agency, the state entity or the
4153 state funding recipient, as applicable, and any other interested party.

4154 (2) (A) Not later than thirty days after receiving such request, the
4155 commissioner shall (i) if such conference was requested, hold such

4156 conference, and (ii) make recommendations, if any, for revisions to the
4157 proposed mitigation agreement. If such revisions are recommended, the
4158 commissioner's review pursuant to this subsection shall be concluded
4159 and the State Historic Preservation Officer shall include such revisions
4160 in a revised mitigation agreement. Such revised mitigation agreement
4161 may be executed by the sponsoring agency, state entity or state funding
4162 recipient, as applicable. If the sponsoring agency, state entity or state
4163 funding recipient, as applicable, executes such revised mitigation
4164 agreement, the officer shall also execute such revised mitigation
4165 agreement. The execution of such revised mitigation agreement shall
4166 constitute (I) a determination by the officer that the officer is satisfied
4167 the effect on historic structures and landmarks will be mitigated
4168 pursuant to the terms of such revised mitigation agreement, and (II) a
4169 final determination by the officer for the purposes of this section.

4170 (B) If the commissioner makes no recommendations for revisions to
4171 the mitigation agreement, the commissioner's review pursuant to this
4172 subsection shall be concluded. The sponsoring agency, state entity or
4173 state funding recipient, as applicable, may subsequently elect to execute
4174 the mitigation agreement proposed by the State Historic Preservation
4175 Officer under subparagraph (B)(iv) of subdivision (3) of subsection (d)
4176 of this section. If the sponsoring agency, state entity or state funding
4177 recipient, as applicable, executes such proposed mitigation agreement,
4178 the officer shall also execute such proposed mitigation agreement. The
4179 execution of such mitigation agreement shall constitute (i) a
4180 determination by the officer that the officer is satisfied the effect on
4181 historic structures and landmarks will be mitigated pursuant to the
4182 terms of such mitigation agreement, and (ii) a final determination by the
4183 officer for the purposes of this section.

4184 (f) If the State Historic Preservation Officer proposes a mitigation
4185 plan pursuant to subparagraph (B)(i) of subdivision (3) of subsection (d)
4186 of this section but a mitigation agreement is not executed, the
4187 sponsoring agency shall conduct an early public scoping process in
4188 accordance with subsection (b) of section 22a-1b of the general statutes.

4189 (g) Not later than January first, annually, the State Historic
 4190 Preservation Officer shall post on the Department of Economic and
 4191 Community Development's Internet web site all mitigation agreements
 4192 executed during the preceding fiscal year.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	14-33(a)(2)
Sec. 2	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-71d(b)
Sec. 3	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-63(b)
Sec. 4	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-41(b) and (c)
Sec. 5	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-53(a)
Sec. 6	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-71(a)(2)
Sec. 7	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-71(f)(2)
Sec. 8	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-71b

Sec. 9	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-71c(b)
Sec. 10	<i>July 1, 2024, and applicable to assessment years commencing on or after October 1, 2024</i>	12-81(74)
Sec. 11	<i>July 1, 2024</i>	7-152e(a)
Sec. 12	<i>from passage</i>	12-71(f)(7)(B)
Sec. 13	<i>July 1, 2025</i>	12-71e
Sec. 14	<i>July 1, 2024</i>	36a-2
Sec. 15	<i>July 1, 2024</i>	36a-65(e)
Sec. 16	<i>July 1, 2024</i>	36a-70(n) to (u)
Sec. 17	<i>July 1, 2024</i>	36a-139a(a) to (h)
Sec. 18	<i>July 1, 2024</i>	36a-139b(a) to (g)
Sec. 19	<i>July 1, 2024</i>	36a-215
Sec. 20	<i>July 1, 2024</i>	36a-220(a)
Sec. 21	<i>July 1, 2024</i>	36a-221a(a) to (c)
Sec. 22	<i>July 1, 2024</i>	36a-225
Sec. 23	<i>July 1, 2024</i>	36a-226a(a)
Sec. 24	<i>July 1, 2024</i>	36a-237(a) and (b)
Sec. 25	<i>July 1, 2024</i>	36a-237f
Sec. 26	<i>July 1, 2024</i>	36a-237g
Sec. 27	<i>July 1, 2024</i>	36a-237h(a) to (c)
Sec. 28	<i>July 1, 2024</i>	36a-333(a)(2)
Sec. 29	<i>July 1, 2024</i>	36a-609
Sec. 30	<i>from passage</i>	New section
Sec. 31	<i>October 1, 2025</i>	38a-48
Sec. 32	<i>July 1, 2024</i>	10-287
Sec. 33	<i>from passage</i>	Repealer section
Sec. 34	<i>from passage</i>	SA 77-98, Sec. 1
Sec. 35	<i>from passage</i>	SA 77-98, Sec. 2
Sec. 36	<i>from passage</i>	SA 77-98, Sec. 4
Sec. 37	<i>from passage</i>	SA 77-98, Sec. 5
Sec. 38	<i>from passage</i>	SA 77-98, Sec. 9
Sec. 39	<i>from passage</i>	SA 77-98, Sec. 11
Sec. 40	<i>from passage</i>	SA 77-98, Sec. 15(a)
Sec. 41	<i>from passage</i>	SA 77-98
Sec. 42	<i>from passage</i>	New section

Sec. 43	<i>October 1, 2024</i>	New section
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