



WORKING DRAFT

General Assembly

Bill No.

January Session, 2013

LCO No. 6193



Referred to Committee on

Introduced by:

AN ACT CONCERNING MUNICIPAL REVENUE.

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

1 Section 1. (NEW) (*Effective July 1, 2013*) (a) As used in this section,
2 "municipality" means any town, city, borough, consolidated town and
3 city or consolidated town and borough.

4 (b) Any municipality may, upon approval by its legislative body, or,
5 in any town in which the legislative body is a town meeting, by the
6 board of selectmen, establish by ordinance any type of tax, including,
7 but not limited to, a retail sales tax, a tax on food and beverages, an
8 amusements tax, a hotel tax, payroll taxes or hospital bed taxes.

9 (c) The municipality shall conduct an annual review of any tax
10 imposed pursuant to this section, commencing one year after the date
11 of its original imposition. Such municipality's legislative body, or, in
12 any town in which the legislative body is a town meeting, the board of
13 selectmen, shall conduct such review and such legislative body or
14 board of selectmen shall thereafter amend or approve such tax in the
15 same manner as provided in subsection (b) of this section. If a tax is

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16 not so amended or approved, it shall expire at the end of the current
17 calendar quarter or thirty days after the annual review required
18 pursuant to this subsection, whichever is later.

19 (d) Any municipal tax imposed pursuant to this section shall be in
20 addition to any state tax imposed on the same activity.

21 (e) (1) Any tax imposed by a municipality under the provisions of
22 this section shall be collected and administered by the Department of
23 Revenue Services, in the same manner as such taxes are currently paid,
24 and in accordance with the laws governing such taxes. The department
25 shall segregate the amount paid that is attributable to any municipal
26 tax and, commencing on the first day of the calendar quarter next
27 succeeding the institution of such municipal tax, remit to the
28 municipality such amount. Thereafter, the department shall remit
29 quarterly to the municipality any amounts received attributable to a
30 municipal tax.

31 (2) For the fiscal years ending June 30, 2014, and June 30, 2015, the
32 department may deduct from the amounts received attributable to
33 municipal taxes any costs directly associated with the administration
34 and collection of such taxes by the department.

35 (f) A municipality may use the revenue generated by any tax
36 enacted under the provisions of this section for the general fund of the
37 municipality, capital expenditures or any regular or special purpose as
38 provided in the budget enacted each year by the municipality.

39 Sec. 2. Subdivision (2) of subsection (c) of section 7-148 of the
40 general statutes is repealed and the following is substituted in lieu
41 thereof (*Effective July 1, 2013*):

42 (2) (A) Establish and maintain a budget system;

43 (B) Assess, levy and collect taxes for general or special purposes on
44 all property, subjects or objects which may be lawfully taxed, and

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45 regulate the mode of assessment and collection of taxes and
46 assessments not otherwise provided for, including establishment of a
47 procedure for the withholding of approval of building application
48 when taxes or water or sewer rates, charges or assessments imposed
49 by the municipality are delinquent for the property for which an
50 application was made;

51 (C) Make appropriations for the support of the municipality and
52 pay its debts;

53 (D) Make appropriations for the purpose of meeting a public
54 emergency threatening the lives, health or property of citizens,
55 provided such appropriations shall require a favorable vote of at least
56 two-thirds of the entire membership of the legislative body or, when
57 the legislative body is the town meeting, at least two-thirds of those
58 present and voting;

59 (E) Make appropriations to military organizations, hospitals, health
60 care facilities, public health nursing organizations, nonprofit museums
61 and libraries, organizations providing drug abuse and dependency
62 programs and any other private organization performing a public
63 function;

64 (F) Provide for the manner in which contracts involving unusual
65 expenditures shall be made;

66 (G) When not specifically prescribed by general statute or by
67 charter, prescribe the form of proceedings and mode of assessing
68 benefits and appraising damages in taking land for public use, or in
69 making public improvements to be paid for, in whole or in part, by
70 special assessments, and prescribe the manner in which all benefits
71 assessed shall be collected;

72 (H) Provide for the bonding of municipal officials or employees by
73 requiring the furnishing of such bond, conditioned upon honesty or
74 faithful performance of duty and determine the amount, form, and

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75 sufficiency of the sureties thereof;

76 (I) Regulate the method of borrowing money for any purpose for
77 which taxes may be levied and borrow on the faith and credit of the
78 municipality for such general or special purposes and to such extent as
79 is authorized by general statute;

80 (J) Provide for the temporary borrowing of money;

81 (K) Create a sinking fund or funds or a trust fund or funds or other
82 special funds, including funds which do not lapse at the end of the
83 municipal fiscal year;

84 (L) Provide for the assignment of municipal tax liens on real
85 property to the extent authorized by general statute;

86 (M) Notwithstanding any provision of the general statutes, impose a
87 surcharge on any fee established pursuant to the general statutes for a
88 municipal service, which surcharge shall not exceed the costs to the
89 municipality to provide the service for which the fee is assessed,
90 including, but not limited to, the costs of (i) reviewing and acting on
91 applications and petitions, (ii) certified mailings, (iii) publications of
92 notices and decisions, (iv) monitoring compliance with permit
93 conditions, and (v) the salary attributable to employees engaged in
94 providing the service.

95 Sec. 3. (NEW) (*Effective October 1, 2013*) (a) There is established an
96 account to be known as the "municipal revenue enhancement account"
97 that shall be a separate, nonlapsing account within the General Fund.
98 The account shall contain any moneys required by law to be deposited
99 in the account. Moneys in the account shall be expended by the
100 Secretary of the Office of Policy and Management in accordance with
101 subsection (b) of this section.

102 (b) On January 1, ____, and quarterly thereafter, the secretary shall
103 distribute the funds in the account as follows: ____.

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104 (c) Any municipality that receives funds distributed pursuant to
105 subsection (b) of this section shall use such funds for the costs of public
106 safety services, to provide support for maintaining property tax levels
107 or ____.

108 (d) On or before July 1, ____, and semiannually thereafter, any
109 municipality that receives funds distributed pursuant to subsection (b)
110 of this section shall report to the Secretary of the Office of Policy and
111 Management regarding its use of such funds. On or before January 1,
112 ____, and annually thereafter, the Secretary of the Office of Policy and
113 Management shall prepare a report concerning the use of such funds
114 by such municipalities, and shall submit such report to the joint
115 standing committees of the General Assembly having cognizance of
116 matters relating to planning and development and finance, revenue
117 and bonding, in accordance with the provisions of section 11-4a of the
118 general statutes.

119 Sec. 4. Section 51-56a of the general statutes is repealed and the
120 following is substituted in lieu thereof (*Effective October 1, 2013*):

121 (a) Each clerk of the Supreme Court and Superior Court shall
122 account for and pay or deposit all fees, fines, forfeitures and
123 contributions made to the Criminal Injuries Compensation Fund and
124 the proceeds of judgments of such clerk's office in the manner
125 provided by section 4-32. If any such clerk fails to so account and pay
126 or deposit, such failure shall be reported by the Treasurer to the Chief
127 Court Administrator who may thereupon remove the clerk. When any
128 such clerk dies before so accounting and paying or depositing, the
129 Treasurer shall require the executor of such clerk's will or
130 administrator of such clerk's estate to so account. If any such clerk is
131 removed from office, the Treasurer shall require such clerk to account
132 for any money of the state remaining in such clerk's hands at the time
133 of such removal and, if such clerk neglects to so account, the Treasurer
134 shall certify the neglect to the Chief Court Administrator.

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135 (b) The state shall remit to the municipalities in which the violations
136 occurred all amounts received in respect to the violation of subdivision
137 (2) of subsection (a) of section 14-12, sections 14-251, 14-252, 14-253a
138 and 14-305 to 14-308, inclusive, or any regulation adopted thereunder
139 or ordinance enacted in accordance therewith. Each clerk of the
140 Superior Court or the Chief Court Administrator, or any other official
141 of the Superior Court designated by the Chief Court Administrator,
142 shall, on or before the thirtieth day of January, April, July and October
143 in each year, certify to the Comptroller the amount due for the
144 previous quarter under this subsection to each municipality served by
145 the office of the clerk or official, provided prior to the institution of
146 court proceedings, a city, town or borough shall have the authority to
147 collect and retain all proceeds from parking violations committed
148 within the jurisdiction of such city, town or borough.

149 (c) For the purpose of providing additional funds for municipal and
150 state police training, each person who pays in any sum as (1) a fine or
151 forfeiture for any violation of section 14-12, 14-215, 14-219, 14-222, 14-
152 224, 14-225, 14-227a, 14-266, 14-267a, 14-269 or 14-283, or (2) a fine or
153 forfeiture for any infraction, shall pay an additional fee of one dollar
154 for each eight dollars or fraction thereof of the amount such person is
155 required to pay, except if such payment is made for violation of such a
156 section which is deemed to be an infraction, such additional fee shall
157 be only on the first eighty-eight dollars of such fine or forfeiture. Such
158 additional fee charged shall be deposited in the General Fund.

159 (d) Each person who pays in any sum as a fine or forfeiture for any
160 violation of sections 14-218a, 14-219, 14-222, 14-223, 14-227a, sections
161 14-230 to 14-240, inclusive, sections 14-241 to 14-249, inclusive, section
162 14-279 for the first offense, sections 14-289b, 14-299, 14-301 to 14-303,
163 inclusive, or any regulation adopted under said sections or ordinance
164 enacted in accordance with said sections shall pay an additional fee of
165 fifteen dollars. The state shall remit to the municipalities in which the
166 violations occurred the amounts paid under this subsection. Each clerk
167 of the Superior Court or the Chief Court Administrator, or any other

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168 official of the Superior Court designated by the Chief Court
169 Administrator, on or before the thirtieth day of January, April, July
170 and October in each year, shall certify to the Comptroller the amount
171 due for the previous quarter under this subsection to each
172 municipality served by the office of the clerk or official.

173 (e) The state shall remit to the municipalities in which the violation
174 occurred all fine amounts received in respect to the violation of section
175 14-279 after crediting twelve per cent of such fine amounts to the
176 Special Transportation Fund established under section 13b-68 and
177 crediting eight per cent of such fine amounts to the General Fund. Each
178 clerk of the Superior Court or the Chief Court Administrator, or any
179 other official of the Superior Court designated by the Chief Court
180 Administrator, shall, on or before the thirtieth day of January, April,
181 July and October in each year, certify to the Comptroller the amount
182 due for the previous quarter under this subsection to each
183 municipality served by the office of the clerk or official.

184 (f) Each person who pays in any sum as a fine or forfeiture for any
185 violation of (1) section 14-12, 14-213b, 14-215, 14-215a, 14-215b, 14-219,
186 14-222, 14-224, 14-225, 14-227a, 14-240, 14-240a, 14-266, 14-267a, 14-269,
187 14-283 or 14-296aa, as amended by this act, or (2) any provision of title
188 14 deemed an infraction shall pay an additional fee of one dollar for
189 each five dollars or fraction thereof of the amount such person is
190 required to pay. The state shall deposit into the municipal revenue
191 enhancement account, established in section 3 of this act, the amounts
192 paid under this subsection after crediting fifty per cent of such
193 amounts to the General Fund. Each clerk of the Superior Court or the
194 Chief Court Administrator, or any other official of the Superior Court
195 designated by the Chief Court Administrator, shall, on or before the
196 thirtieth day of January, April, July and October in each year, certify to
197 the Comptroller the amount due for the previous quarter under this
198 subsection to each municipality served by the office of the clerk or
199 official.

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200 Sec. 5. Section 14-296aa of the general statutes is repealed and the
201 following is substituted in lieu thereof (*Effective October 1, 2013*):

202 (a) For purposes of this section, the following terms have the
203 following meanings:

204 (1) "Mobile telephone" means a cellular, analog, wireless or digital
205 telephone capable of sending or receiving telephone communications
206 without an access line for service.

207 (2) "Using" or "use" means holding a hand-held mobile telephone to,
208 or in the immediate proximity of, the user's ear.

209 (3) "Hand-held mobile telephone" means a mobile telephone with
210 which a user engages in a call using at least one hand.

211 (4) "Hands-free accessory" means an attachment, add-on, built-in
212 feature, or addition to a mobile telephone, whether or not permanently
213 installed in a motor vehicle, that, when used, allows the vehicle
214 operator to maintain both hands on the steering wheel.

215 (5) "Hands-free mobile telephone" means a hand-held mobile
216 telephone that has an internal feature or function, or that is equipped
217 with an attachment or addition, whether or not permanently part of
218 such hand-held mobile telephone, by which a user engages in a call
219 without the use of either hand, whether or not the use of either hand is
220 necessary to activate, deactivate or initiate a function of such
221 telephone.

222 (6) "Engage in a call" means talking into or listening on a hand-held
223 mobile telephone, but does not include holding a hand-held mobile
224 telephone to activate, deactivate or initiate a function of such
225 telephone.

226 (7) "Immediate proximity" means the distance that permits the
227 operator of a hand-held mobile telephone to hear telecommunications
228 transmitted over such hand-held mobile telephone, but does not

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229 require physical contact with such operator's ear.

230 (8) "Mobile electronic device" means any hand-held or other
231 portable electronic equipment capable of providing data
232 communication between two or more persons, including a text
233 messaging device, a paging device, a personal digital assistant, a
234 laptop computer, equipment that is capable of playing a video game or
235 a digital video disk, or equipment on which digital photographs are
236 taken or transmitted, or any combination thereof, but does not include
237 any audio equipment or any equipment installed in a motor vehicle for
238 the purpose of providing navigation, emergency assistance to the
239 operator of such motor vehicle or video entertainment to the
240 passengers in the rear seats of such motor vehicle.

241 (b) (1) Except as otherwise provided in this subsection and
242 subsections (c) and (d) of this section, no person shall operate a motor
243 vehicle upon a highway, as defined in section 14-1, while using a
244 hand-held mobile telephone to engage in a call or while using a mobile
245 electronic device while such vehicle is in motion. An operator of a
246 motor vehicle who types, sends or reads a text message with a hand-
247 held mobile telephone or mobile electronic device while such vehicle is
248 in motion shall be in violation of this section, except that if such
249 operator is driving a commercial motor vehicle, as defined in section
250 14-1, such operator shall be charged with a violation of subsection (e)
251 of this section.

252 (2) An operator of a motor vehicle who holds a hand-held mobile
253 telephone to, or in the immediate proximity of, his or her ear while
254 such vehicle is in motion is presumed to be engaging in a call within
255 the meaning of this section. The presumption established by this
256 subdivision is rebuttable by evidence tending to show that the
257 operator was not engaged in a call.

258 (3) The provisions of this subsection shall not be construed as
259 authorizing the seizure or forfeiture of a hand-held mobile telephone

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260 or a mobile electronic device, unless otherwise provided by law.

261 (4) Subdivision (1) of this subsection shall not apply to: (A) The use
262 of a hand-held mobile telephone for the sole purpose of
263 communicating with any of the following regarding an emergency
264 situation: An emergency response operator; a hospital, physician's
265 office or health clinic; an ambulance company; a fire department; or a
266 police department, or (B) any of the following persons while in the
267 performance of their official duties and within the scope of their
268 employment: A peace officer, as defined in subdivision (9) of section
269 53a-3, a firefighter or an operator of an ambulance or authorized
270 emergency vehicle, as defined in section 14-1, or a member of the
271 armed forces of the United States, as defined in section 27-103, while
272 operating a military vehicle, or (C) the use of a hand-held radio by a
273 person with an amateur radio station license issued by the Federal
274 Communications Commission, or (D) the use of a hands-free mobile
275 telephone.

276 (c) No person shall use a hand-held mobile telephone or other
277 electronic device, including those with hands-free accessories, or a
278 mobile electronic device while operating a moving school bus that is
279 carrying passengers, except that this subsection shall not apply to (1) a
280 school bus driver who places an emergency call to school officials, or
281 (2) the use of a hand-held mobile telephone as provided in
282 subparagraph (A) of subdivision (4) of subsection (b) of this section.

283 (d) No person under eighteen years of age shall use any hand-held
284 mobile telephone, including one with a hands-free accessory, or a
285 mobile electronic device while operating a moving motor vehicle on a
286 public highway, except as provided in subparagraph (A) of
287 subdivision (4) of subsection (b) of this section.

288 (e) No person shall type, read or send text or a text message with or
289 from a mobile telephone or mobile electronic device while operating a
290 commercial motor vehicle, as defined in section 14-1, except for the

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291 purpose of communicating with any of the following regarding an
292 emergency situation: An emergency response operator; a hospital;
293 physician's office or health clinic; an ambulance company; a fire
294 department or a police department.

295 (f) Except as provided in subsections (b) to (e), inclusive, of this
296 section, no person shall engage in any activity not related to the actual
297 operation of a motor vehicle in a manner that interferes with the safe
298 operation of such vehicle on any highway, as defined in section 14-1.

299 (g) Any law enforcement officer who issues a summons for a
300 violation of this section shall record on such summons the specific
301 nature of any distracted driving behavior observed by such officer.

302 (h) Any person who violates this section shall be fined one hundred
303 ~~[twenty-five]~~ fifty dollars for a first violation, ~~[two hundred fifty]~~ three
304 hundred dollars for a second violation and ~~[four]~~ five hundred dollars
305 for a third or subsequent violation.

306 (i) An operator of a motor vehicle who commits a moving violation,
307 as defined in subsection (a) of section 14-111g, while engaged in any
308 activity prohibited by this section shall be fined in accordance with
309 subsection (h) of this section, in addition to any penalty or fine
310 imposed for the moving violation.

311 (j) The state shall remit to a municipality twenty-five per cent of the
312 fine amount received for a violation of this section with respect to each
313 summons issued by such municipality. Each clerk of the Superior
314 Court or the Chief Court Administrator, or any other official of the
315 Superior Court designated by the Chief Court Administrator, shall, on
316 or before the thirtieth day of January, April, July and October in each
317 year, certify to the Comptroller the amount due for the previous
318 quarter under this subsection to each municipality served by the office
319 of the clerk or official.

320 (k) A record of any violation of this section shall appear on the

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321 driving history record or motor vehicle record, as defined in section
322 14-10, of any person who commits such violation, and the record of
323 such violation shall be available to any motor vehicle insurer in
324 accordance with the provisions of section 14-10.

325 Sec. 6. Section 14-137a of the general statutes is repealed and the
326 following is substituted in lieu thereof (*Effective October 1, 2013*):

327 The Commissioner of Motor Vehicles shall adopt regulations in
328 accordance with the provisions of chapter 54, setting forth the number
329 of points chargeable against the owner of an operator's license for
330 conviction of any violation of the motor vehicle laws deemed
331 appropriate by the commissioner for the assessment of such points.
332 Such regulations shall provide specific information as to the number of
333 points assessed for the conviction of each specified violation, the total
334 number of points which, in a period of time specified by the
335 commissioner, shall require a hearing before the commissioner or
336 permit automatic suspension without prior hearing, and the period of
337 time during which any such suspension shall extend. Such regulations
338 shall provide that (1) not less than two points shall be assessed for
339 conviction of a violation of subsection (d) of section 14-100a, (2) not
340 more than one point shall be assessed for conviction of a violation of
341 section 14-219 and (3) no points shall be assessed for an infraction or
342 any violation specified in subsection (b) of section 51-164n for which
343 the person sends payment of the fine and any additional fees or costs
344 established for such infraction or violation to the Centralized
345 Infractions Bureau in accordance with the provisions of subsection (c)
346 of section 51-164n, except not less than one point shall be assessed for
347 any violation of section 14-296aa, as amended by this act. If such
348 regulations provide for participation in a driver improvement course
349 or system for the owner of an operator's license, the commissioner may
350 charge a fee of fifty dollars for registration for such course or system.

351 Sec. 7. (*Effective from passage*) (a) There is established a task force to
352 study issues concerning the prevention of distracted driving in the

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353 state. Such task force shall (1) evaluate the effectiveness of existing
354 laws prohibiting distracted driving, (2) examine distracted driving
355 enforcement, (3) consider any federal efforts to prevent distracted
356 driving, (4) consider any distracted driving efforts in other states, and
357 (5) develop recommendations, including any necessary legislative
358 changes, to prevent distracted driving in Connecticut.

359 (b) The task force shall consist of the following members:

360 (1) Two appointed by the speaker of the House of Representatives;

361 (2) Two appointed by the president pro tempore of the Senate;

362 (3) One appointed by the majority leader of the House of
363 Representatives;

364 (4) One appointed by the majority leader of the Senate;

365 (5) One appointed by the minority leader of the House of
366 Representatives;

367 (6) One appointed by the minority leader of the Senate;

368 (7) The Commissioner of Motor Vehicles, or the commissioner's
369 designee; and

370 (8) The Commissioner of Transportation, or the commissioner's
371 designee.

372 (c) Any member of the task force appointed under subsection (b) of
373 this section may be a member of the General Assembly.

374 (d) All appointments to the task force shall be made not later than
375 thirty days after the effective date of this section. Any vacancy shall be
376 filled by the appointing authority.

377 (e) The speaker of the House of Representatives and the president
378 pro tempore of the Senate shall select the chairpersons of the task force

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379 from among the members of the task force. Such chairpersons shall
380 schedule the first meeting of the task force, which shall be held not
381 later than sixty days after the effective date of this section.

382 (f) The administrative staff of the joint standing committee of the
383 General Assembly having cognizance of matters relating to
384 transportation shall serve as administrative staff of the task force.

385 (g) Not later than January 1, 2014, the task force shall submit a
386 report on its findings and recommendations to the joint standing
387 committee of the General Assembly having cognizance of matters
388 relating to transportation, in accordance with the provisions of section
389 11-4a of the general statutes. The task force shall terminate on the date
390 that it submits such report or January 1, 2014, whichever is later.

391 Sec. 8. Subsection (a) of section 7-73 of the general statutes is
392 repealed and the following is substituted in lieu thereof (*Effective*
393 *October 1, 2013*):

394 (a) To any person performing the duties required by the provisions
395 of the general statutes relating to registration of marriages, deaths and
396 fetal deaths, the following fees shall be allowed: (1) For the license to
397 marry, [ten] thirty dollars; and (2) for issuing each burial or removal,
398 transit and burial permit, [three] ten dollars.

399 Sec. 9. Subsection (b) of section 19a-323 of the general statutes is
400 repealed and the following is substituted in lieu thereof (*Effective*
401 *October 1, 2013*):

402 (b) If death occurred in this state, the death certificate required by
403 law shall be filed with the registrar of vital statistics for the town in
404 which such person died, if known, or, if not known, for the town in
405 which the body was found. The Chief Medical Examiner, Deputy Chief
406 Medical Examiner, associate medical examiner, an authorized assistant
407 medical examiner or other authorized designee shall complete the
408 cremation certificate, stating that such medical examiner or other

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409 authorized designee has made inquiry into the cause and manner of
410 death and is of the opinion that no further examination or judicial
411 inquiry is necessary. The cremation certificate shall be submitted to the
412 registrar of vital statistics of the town in which such person died, if
413 known, or, if not known, of the town in which the body was found, or
414 with the registrar of vital statistics of the town in which the funeral
415 director having charge of the body is located. Upon receipt of the
416 cremation certificate, the registrar shall authorize such certificate, keep
417 such certificate on permanent record, and issue a cremation permit,
418 except that if the cremation certificate is submitted to the registrar of
419 the town where the funeral director is located, such certificate shall be
420 forwarded to the registrar of the town where the person died to be
421 kept on permanent record. If a cremation permit must be obtained
422 during the hours that the office of the local registrar of the town where
423 death occurred is closed, a subregistrar appointed to serve such town
424 may authorize such cremation permit upon receipt and review of a
425 properly completed cremation permit and cremation certificate. A
426 subregistrar who is licensed as a funeral director or embalmer
427 pursuant to chapter 385, or the employee or agent of such funeral
428 director or embalmer shall not issue a cremation permit to himself or
429 herself. A subregistrar shall forward the cremation certificate to the
430 local registrar of the town where death occurred, not later than seven
431 days after receiving such certificate. The estate of the deceased person,
432 if any, shall pay the sum of one hundred fifty dollars for the issuance
433 of the cremation certificate, provided the Office of the Chief Medical
434 Examiner shall not assess any fees for costs that are associated with the
435 cremation of a stillborn fetus. No cremation certificate shall be
436 required for a permit to cremate the remains of bodies pursuant to
437 section 19a-270a. When the cremation certificate is submitted to a town
438 other than that where the person died, the registrar of vital statistics
439 for such other town shall ascertain from the original removal, transit
440 and burial permit that the certificates required by the state statutes
441 have been received and recorded, that the body has been prepared in
442 accordance with the Public Health Code and that the entry regarding

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443 the place of disposal is correct. Whenever the registrar finds that the
444 place of disposal is incorrect, the registrar shall issue a corrected
445 removal, transit and burial permit and, after inscribing and recording
446 the original permit in the manner prescribed for sextons' reports under
447 section 7-66, shall then immediately give written notice to the registrar
448 for the town where the death occurred of the change in place of
449 disposal stating the name and place of the crematory and the date of
450 cremation. Such written notice shall be sufficient authorization to
451 correct these items on the original certificate of death. The fee for a
452 cremation permit shall be [three] ten dollars and for the written notice
453 one dollar. The Department of Public Health shall provide forms for
454 cremation permits, which shall not be the same as for regular burial
455 permits and shall include space to record information about the
456 intended manner of disposition of the cremated remains, and such
457 blanks and books as may be required by the registrars.

458 Sec. 10. Section 30-53 of the general statutes is repealed and the
459 following is substituted in lieu thereof (*Effective October 1, 2013*):

460 Each permit granted or renewed by the Department of Consumer
461 Protection shall be of no effect until a duplicate thereof has been filed
462 by the permittee with the town clerk of the town within which the club
463 or place of business described in such permit is situated; provided the
464 place of filing of railroad and boat permits shall be the office of the
465 town clerk of the town of New Haven, and airline permits, the office of
466 the town clerk of the town of Hartford. The fee for such filing shall be
467 [two] twenty dollars.

468 Sec. 11. Section 7-34a of the general statutes is repealed and the
469 following is substituted in lieu thereof (*Effective October 1, 2013*):

470 (a) Town clerks shall receive, for recording any document, ten
471 dollars for the first page and five dollars for each subsequent page or
472 fractional part thereof, a page being not more than eight and one-half
473 by fourteen inches. Town clerks shall receive, for recording the

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474 information contained in a certificate of registration for the practice of
475 any of the healing arts, [five] ten dollars. Town clerks shall receive, for
476 recording documents conforming to, or substantially similar to, section
477 47-36c, which are clearly entitled "statutory form" in the heading of
478 such documents, as follows: For the first page of a warranty deed, a
479 quitclaim deed, a mortgage deed, or an assignment of mortgage, ten
480 dollars; for each additional page of such documents, five dollars; and
481 for each assignment of mortgage, subsequent to the first two
482 assignments, two dollars. Town clerks shall receive, for recording any
483 document with respect to which certain data must be submitted by
484 each town clerk to the Secretary of the Office of Policy and
485 Management in accordance with section 10-261b, two dollars in
486 addition to the regular recording fee. Any person who offers any
487 written document for recording in the office of any town clerk, which
488 document fails to have legibly typed, printed or stamped directly
489 beneath the signatures the names of the persons who executed such
490 document, the names of any witnesses thereto and the name of the
491 officer before whom the same was acknowledged, shall pay one dollar
492 in addition to the regular recording fee. Town clerks shall receive, for
493 recording any deed, except a mortgage deed, conveying title to real
494 estate, which deed does not contain the current mailing address of the
495 grantee, five dollars in addition to the regular recording fee. Town
496 clerks shall receive, for filing any document, [five] ten dollars; for
497 receiving and keeping a survey or map, legally filed in the town clerk's
498 office, [five] ten dollars; and for indexing such survey or map, in
499 accordance with section 7-32, [five] ten dollars, except with respect to
500 indexing any such survey or map pertaining to a subdivision of land as
501 defined in section 8-18, in which event town clerks shall receive
502 [fifteen] twenty dollars for each such indexing. Town clerks shall
503 receive, for a copy, in any format, of any document either recorded or
504 filed in their offices, one dollar for each page or fractional part thereof,
505 as the case may be; for certifying any copy of the same, two dollars; for
506 making a copy of any survey or map, the actual cost thereof; and for
507 certifying such copy of a survey or map, two dollars. Town clerks shall

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508 receive, for recording the commission and oath of a notary public, [ten]
509 twenty dollars; and for certifying under seal to the official character of
510 a notary, [two] five dollars.

511 (b) The fees set forth in subsection (a) of this section received by
512 town clerks for recording documents include therein payment for the
513 return of each document which shall be made by the town clerk to the
514 designated addressee.

515 (c) Compensation for all services other than those enumerated in
516 subsection (a) of this section which town clerks are required by the
517 general statutes to perform and for which compensation is not fixed by
518 statute shall be fixed and paid by the selectmen or other governing
519 body of the town or city in which such services are performed.

520 (d) In addition to the fees for recording a document under
521 subsection (a) of this section, town clerks shall receive a fee of three
522 dollars for each document recorded in the land records of the
523 municipality. Not later than the fifteenth day of each month, town
524 clerks shall remit two-thirds of the fees paid pursuant to this
525 subsection during the previous calendar month to the State Librarian
526 for deposit in a bank account of the State Treasurer and crediting to the
527 historic documents preservation account established under section 11-
528 8i. One-third of the amount paid for fees pursuant to this subsection
529 shall be retained by town clerks and used for the preservation and
530 management of historic documents. The provisions of this subsection
531 shall not apply to any document recorded on the land records by an
532 employee of the state or of a municipality in conjunction with said
533 employee's official duties. [As used in this section "municipality"
534 includes each town, consolidated town and city, city, consolidated
535 town and borough, borough, district, as defined in chapter 105 or
536 chapter 105a, and each municipal board, commission and taxing
537 district not previously mentioned.]

538 (e) In addition to the fees for recording a document under

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539 subsection (a) of this section, town clerks shall receive a fee of forty
540 dollars for each document recorded in the land records of the
541 municipality. The town clerk shall retain one dollar of any fee paid
542 pursuant to this subsection and three dollars of such fee shall become
543 part of the general revenue of the municipality and be used to pay for
544 local capital improvement projects, as defined in section 7-536. Not
545 later than the fifteenth day of each month, town clerks shall remit
546 thirty-six dollars of the fees paid pursuant to this subsection during the
547 previous calendar month to the State Treasurer. Upon deposit in the
548 General Fund, such amount shall be credited to the community
549 investment account established pursuant to section 4-66aa. The
550 provisions of this subsection shall not apply to any document recorded
551 on the land records by an employee of the state or of a municipality in
552 conjunction with such employee's official duties. [As used in this
553 subsection, "municipality" includes each town, consolidated town and
554 city, city, consolidated town and borough, borough, and district, as
555 defined in chapter 105 or 105a, any municipal corporation or
556 department thereof created by a special act of the General Assembly,
557 and each municipal board, commission and taxing district not
558 previously mentioned.]

559 (f) In addition to the fees for recording a document under subsection
560 (a) of this section, town clerks shall receive a fee of seven dollars for
561 each document recorded in the land records of the municipality. The
562 town clerk shall retain five dollars of any fee paid pursuant to this
563 subsection, which shall be deposited in a separate, nonlapsing account
564 of the municipality and be used to pay for the preservation and
565 management of electronic records, as defined in section 12 of this act.
566 Not later than the fifteenth day of each month, town clerks shall remit
567 two dollars of the fees paid pursuant to this subsection during the
568 previous calendar month to the State Librarian for deposit in a bank
569 account of the State Treasurer and crediting to the e-government
570 records management account established pursuant to section 12 of this
571 act. The provisions of this subsection shall not apply to any document

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572 recorded on the land records by an employee of the state or of a
573 municipality in conjunction with such employee's official duties.

574 (g) As used in this section, "municipality" includes each town,
575 consolidated town and city, city, consolidated town and borough,
576 borough, district, as defined in chapter 105 or 105a, and each
577 municipal board, commission and taxing district not previously
578 mentioned, provided for the purposes of subsection (e) of this section,
579 "municipality" also includes any municipal corporation or department
580 thereof created by a special act of the General Assembly.

581 Sec. 12. (NEW) (*Effective October 1, 2013*) (a) For the purposes of this
582 section, "preservation and management of electronic records" means
583 activities that include, but are not limited to, the following: (1) The use
584 of information technology to facilitate the performance of duties
585 integral to the maintenance and tracking of electronic records; (2) the
586 development of best practices and standards concerning the creation,
587 maintenance and preservation of electronic records; (3) the assessment,
588 implementation or upgrading of electronic records management
589 systems; (4) the development of an essential records program,
590 including disaster recovery; (5) the development and implementation
591 of a real property electronic recording system; and (6) the training of
592 personnel to perform duties integral to the maintenance and tracking
593 of electronic records.

594 (b) There is established an account to be known as the "e-
595 government records management account", which shall be a separate,
596 nonlapsing account within the General Fund. The account shall
597 contain any moneys required by law to be deposited in the account.
598 Moneys in the account shall be expended by the State Librarian for the
599 purposes of the preservation and management of electronic records,
600 including (1) the preservation and management of records in an
601 electronic format maintained by the State Library, and (2) the
602 development and implementation of a state-wide electronic records
603 management initiative for electronic records created and maintained

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604 by state agencies, municipalities and quasi-public agencies.

605 Sec. 13. Section 1-9 of the general statutes is repealed and the
606 following is substituted in lieu thereof (*Effective July 1, 2013*):

607 No person having custody of any permanent record or register in
608 any department or office of the state, or of any political subdivision
609 thereof, or of any probate district, shall use or permit to be used for
610 recording purposes any paper other than alkaline paper that meets or
611 exceeds the American National Standards Institute standards for
612 permanent paper and meets such additional specifications as may be
613 issued by the Public Records Administrator, unless such paper is not
614 available. [Said administrator shall furnish to each person having
615 custody of any such permanent record a list of such papers.] Any such
616 person shall maintain any permanent electronic record in accordance
617 with the authentication and preservation standards for electronic
618 documents issued by the Public Records Administrator under section
619 11-4d. Any person who violates any provision of this section shall be
620 fined not more than one hundred dollars.

621 Sec. 14. (NEW) (*Effective July 1, 2013*) Except as otherwise provided
622 by statute, "essential record" means a record necessary to (1) respond
623 to an emergency, (2) reestablish normal operations after any such
624 emergency, (3) protect the rights and interests of the state agency or
625 political subdivision, and (4) protect the rights and interests of
626 individuals for whom the state agency or political subdivision has
627 responsibility.

628 Sec. 15. (NEW) (*Effective July 1, 2013*) (a) For the purposes of this
629 section, "public agency" means any state agency within the executive
630 branch and any town, city, borough, district or other political
631 subdivision of the state, including probate districts, and "essential
632 record" has the same meaning as provided in section 14 of this act.

633 (b) In order to provide for the continuity of government during and
634 following a disaster or other emergency, the administrative head of

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635 each public agency shall identify such agency's essential records. Each
636 such administrative head shall transmit a list of essential records to the
637 Public Records Administrator on a form prescribed by the Public
638 Records Administrator. Each such administrative head shall review
639 such list not less than annually to ensure its completeness, and shall
640 notify the Public Records Administrator forthwith of any revisions
641 made to such list.

642 (c) Each administrative head of a public agency shall ensure the
643 protection of all essential records by any method approved by the
644 Public Records Administrator. Each public agency shall incorporate
645 the protection of essential records into any continuity of operations
646 plan or emergency operations plan adopted by such agency.

647 Sec. 16. (*Effective July 1, 2013*) For the fiscal year commencing July 1,
648 2013, the Auditors of Public Accounts shall conduct a pilot program to
649 audit the budget and financial condition of (1) one municipality with a
650 population equal to or less than thirty thousand, (2) one municipality
651 with a population of more than thirty thousand but less than seventy-
652 five thousand, and (3) one municipality with a population equal to or
653 more than seventy-five thousand. As part of such pilot program, the
654 auditors shall prepare a report of their review and make
655 recommendations for programmatic savings, efficiencies, financial
656 improvements and reforms for each of the selected municipalities and
657 shall submit such reports not later than February 5, 2014, to the joint
658 standing committees of the General Assembly having cognizance of
659 matters relating to planning and development, appropriations and
660 finance, revenue and bonding.

661 Sec. 17. (NEW) (*Effective from passage*) Not later than January 1, 2015,
662 the Secretary of the Office of Policy and Management shall, in
663 consultation with organizations that work with municipalities,
664 develop and implement a uniform system of accounting for municipal
665 revenues and expenditures.

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This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2013</i>	New section
Sec. 2	<i>July 1, 2013</i>	7-148(c)(2)
Sec. 3	<i>October 1, 2013</i>	New section
Sec. 4	<i>October 1, 2013</i>	51-56a
Sec. 5	<i>October 1, 2013</i>	14-296aa
Sec. 6	<i>October 1, 2013</i>	14-137a
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>October 1, 2013</i>	7-73(a)
Sec. 9	<i>October 1, 2013</i>	19a-323(b)
Sec. 10	<i>October 1, 2013</i>	30-53
Sec. 11	<i>October 1, 2013</i>	7-34a
Sec. 12	<i>October 1, 2013</i>	New section
Sec. 13	<i>July 1, 2013</i>	1-9
Sec. 14	<i>July 1, 2013</i>	New section
Sec. 15	<i>July 1, 2013</i>	New section
Sec. 16	<i>July 1, 2013</i>	New section
Sec. 17	<i>from passage</i>	New section