

**STATE OF CONNECTICUT
BY HIS EXCELLENCY
DANNEL P. MALLOY
GOVERNOR
EXECUTIVE ORDER NO. 29**

SECRETARY OF THE STATE
CAPITOL OFFICE

2012 DEC 17 PM 3:32

WHEREAS, a declaration of civil preparedness emergency was issued by the Governor on October 27, 2012 due to weather forecasts indicating that all or part of Connecticut would be directly affected by Hurricane Sandy;

WHEREAS, Connecticut General Statutes section 28-9(b) authorizes and empowers the Governor to take such steps as are reasonably necessary in light of such emergency to protect the health, safety and welfare of the people of the state, and to modify and suspend in whole or in part, any statute, regulation or requirement or part thereof, whenever the Governor is of the opinion that it is in conflict with the efficient and expeditious execution of civil preparedness functions or the protection of the public health;

WHEREAS, the declaration of civil preparedness emergency has remained in place since October 27, 2012 for purposes of administering certain post-hurricane recovery efforts;

WHEREAS, another devastating event occurred on December 14, 2012 at Sandy Hook Elementary School in Newtown, CT, which resulted in the displacement of the students, educators and administrators of that school and they are in immediate need of a new location to conduct classes safely and effectively;

WHEREAS, officials from the Town of Monroe have offered to the Town of Newtown and the Newtown Board of Education the use and occupancy of the Chalk Hill Middle School for a kindergarten through fourth grade elementary school to commence on or about December 17, 2012;

WHEREAS, section 7-163e of the Connecticut General Statutes requires a lengthy procedural process prior to the sale, lease or transfer of real property owned by a municipality, including a public hearing conducted by the legislative body of the town, preceded by two notices in a newspaper with local circulation published ten to fifteen days prior to the public hearing, and a conspicuous posting on the property subject to sale, lease or transfer;

WHEREAS, the Governor acknowledges that the exigent circumstances relating to Newtown's current and immediate needs do not relate to the circumstances that led to the declaration of civil preparedness emergency of October 27, 2012;

WHEREAS, despite the disconnection between the reasons for the civil preparedness emergency of October 27, 2012 and the tragedy that befell the Town of Newtown on December 14, 2012, the Governor has determined that the need to provide an immediate and safe facility within which the students, faculty and staff of Sandy Hook

Elementary School may operate is paramount in order to preserve the health, safety and welfare of such individuals, and such need is superior to the application of section 7-163e of the Connecticut General Statutes in this particular instance;

NOW, THEREFORE, I, Dannel P. Malloy, Governor of the State of Connecticut, by virtue of the authority vested in me, do hereby **ORDER** and **DIRECT** the suspension or modification of the following statutes, regulations or requirements under the following conditions for the reasons stated above:

1. Section 7-163e of the General Statutes is suspended with regard to any agreement between the Town of Monroe and the Town of Newtown and Newtown Board of Education for the use and occupancy of the Chalk Hill Middle School as a kindergarten through fourth grade elementary school.

This Executive Order shall take effect immediately upon filing with the office of the Secretary of State and shall be effective for a period of time not to exceed thirty (30) days unless sooner revoked. Such termination of this Executive Order shall not be construed to affect or limit any actions taken by the Town of Monroe, the Town of Newtown or the Newtown Board of Education in reliance thereon.

Dated at Hartford, Connecticut, this 17th day of December 2012.


Dannel P. Malloy
Governor

By His Excellency's Order


Denise Merrill
Secretary of the State

