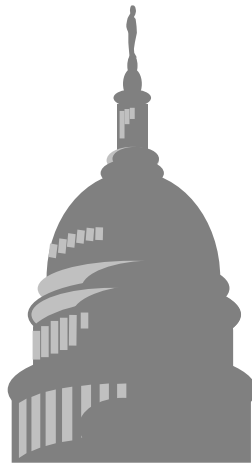


Compendium of Statutory and Regulatory Mandates on Municipalities in Connecticut

-2022 Supplement-



a report by the

Connecticut Advisory Commission on Intergovernmental Relations

<https://portal.ct.gov/acir>

Brendan Sharkey, Chair
Lyle Wray, Vice-Chair

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This report is also available at:

https://portal.ct.gov/-/media/ACIR/Mandates/Compendium/2022_Compendium_Supplement.pdf

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Vacancies, as of 1/7/2022

Municipal Official, town of 20,000 – 60,000, nominated by CCM and appointed by Governor
Municipal Official, town of 20,000 – 60,000, nominated by CCM and appointed by Governor
Municipal Official, town of 10,000 or less, nominated by COST and appointed by Governor

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Bruce Wittchen	Office of Policy & Management
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January, 2022

To the Connecticut General Assembly:

The Connecticut Advisory Commission on Intergovernmental Relations (ACIR) is pleased to submit this supplement that identifies 2021's changes to the [ACIR Compendium](#) of statutory and regulatory mandates on CT municipalities.

ACIR compendiums and supplements are prepared and submitted in accordance with [Sec. 2-79a](#) of the CT General Statutes (CGS). A full compendium, identifying all known statutory and regulatory mandates, is published every fourth year, with a supplement like this published in the intervening three years to identify any changes enacted each year. The next full compendium is due in 2024 and the ACIR will publish an annual supplement like this one in 2023.

Mandates are legislative or regulatory actions that require a local government to expand or modify its activities in a manner requiring expenditure of local revenue. The definition, it should be noted, does not include state requirements enacted to comply with federal mandates or those required by court order. Mandate relief is legislative or regulatory action that reduces or eliminates a previous mandate.

The ACIR notes that its listing of mandates should not be considered a "hit list" of statutes or regulations that should be eliminated. State and municipal governments have an interest in the local administration of many functions for which a statewide standard of performance or uniformity is desired. There can be disagreement about desirability of any specific mandate, but some level of state direction can be appropriate from a legal, social, and/or practical viewpoint.

Mandates vary widely in their scope and impact. Some have a major impact on municipal budgets while others can appear trivial. Individually, many of the mandates the ACIR has identified over the years would seem to require little if any additional local spending. The General Assembly's [Office of Fiscal Analysis](#) often does not classify those as mandates. However, when they are added to the numerous other mandates also seeming trivial on their own, the burden can be considerable. School districts have staff whose job is to monitor compliance with mandated requirements.

Mandates can be as small as a requirement for a municipal official to send a document by mail. Mandate relief can be as small as an amendment providing the option to send such a document by email. These should be recognized, but it is important that they not obscure individual mandates having greater impact.

The ACIR recognizes that there shortcomings in its and others' review of mandates and is reconsidering the approach for classifying and reporting on mandates. Among other things, the ACIR is considering a detailed look-back at a few mandates each year to assess how impacts experienced by municipalities compare with expectations at the time of adoption. Doing so might be assist state and local officials in weighing the expected benefits of legislation imposing mandates against the costs to be borne by municipalities. Thoughts of taking that on in 2020 were abandoned due to the onset of COVID.

Another factor warranting study is that a mandate can have a significantly different impact on different municipalities. A simplistic, but real example is that a municipality with an engineer on staff might handle a mandate requiring an engineering review with no immediate cost to the town. A town that contracts for engineering services, on the other hand, will pay a noticeable

cost. Town-to-town variations in the impact of most mandates are not so obvious and the ACIR believes a more focused review of how a few mandates have impacted different municipalities might improve the understanding of how future mandates will.

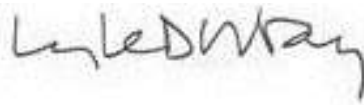
The ACIR believes this supplement captures all changes to the full mandate compendium arising from legislation or regulations enacted during 2021, but welcomes input regarding anything that might have been overlooked or should be interpreted differently. Further information about the ACIR and its work is available at <https://portal.ct.gov/acir>. If you have any questions or comments regarding this report or other work of the ACIR, please feel free to contact us, care of:

Bruce Wittchen, Office of Policy & Management, (860) 418-6323, bruce.wittchen@ct.gov

Sincerely yours,



Brendan Sharkey
Chair



Lyle Wray
Vice-Chair

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Mandates and Their Classification

The delegation of certain state responsibilities to municipalities by statute has its origin in the State Constitution. Specifically, the constitution's *Article Tenth* establishes that the General Assembly "*shall by law delegate such legislative authority as from time to time it deems appropriate to towns, cities and boroughs relative to the powers, organization and form of government of such political subdivisions.*"

Over time, state statutes have been used to build a mosaic of authorizations, organizational frameworks, and requirements regarding the structure and operation of local government. The specificity of such requirements generally determines the policy relationship between the state and local governments. The more prescriptive a state requirement, the less flexibility it provides municipalities in responding to their different and evolving needs.

The state's aid to municipalities is a significant portion of state and municipal budgets, but each additional mandate can further constrain municipalities' ability to perform services residents expect for their local tax dollars. CT's heavy reliance on property taxes, in tandem with the uneven division of property wealth and tax-exempt property among municipalities, increases the challenge many face in taking on new state requirements. The balancing of the various interests and the resulting costs has been and will continue to be the subject of much debate.

State Mandate Definition

The term "state mandate" is defined in [CGS Sec. 2-32b](#) of the statutes as being:

...any constitutional, statutory or executive action that requires a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues, excluding any order issued by a state court and any legislation necessary to comply with a federal mandate

Types of Mandates

An ACIR mandate compendium is organized as follows:

Part I - includes the list of statutory mandates adopted by the General Assembly and is divided into three sections to reflect three different types of mandates:

Section A - includes the statutes that impose mandates specifically on municipalities;

Section B - includes statutes that mandate actions only if a municipality chooses to perform a service (although that service might be essentially unavoidable);

Section C - includes statutes that impose mandates on all entities performing certain functions including, but not limited to, municipalities.

Part II - includes the list of regulatory mandates adopted by state agencies and is divided into two sections;

Section A - includes the regulations that mandate actions on the part of municipalities;

Section B - includes regulations that mandate actions if a municipality chooses to perform a service which is not mandated (although the service might be essentially unavoidable);

The ACIR uses the following criteria for characterizing the fiscal impact assessment of mandates:

Minor:	estimated to be less than 0.1% of town operating budgets
Moderate:	estimated to be 0.1 - 1% of town operating budgets
Major:	estimated to be more than 1% of town operating budgets

If a municipality's budget is \$4 million, a requirement imposing a cost of more than \$40,000 would be a major mandate, with a moderate mandate costing between \$4,000 and \$40,000 and a minor mandate costing less than \$4,000. For a municipality having a budget of \$400 million, a mandate must cost more than \$4,000,000 to be considered major, with a moderate mandate costing between \$400,000 and \$4,000,000 and a minor mandate costing less than \$400,000. With municipal budgets ranging from less than \$4 million to more than \$400,000,000, a minor mandate for one municipality can be a major mandate for another.

It would not be feasible to determine the precise impact of any specific mandate on each of the state's 169 different municipalities. It also would not be feasible to determine the cumulative impact of every mandate on any single municipality. In fact, the ACIR's classification of fiscal impacts is an estimate and not based on a rigorous financial analysis. The ACIR has used the above framework and approach for a number of years, but is increasingly concerned about variations in the financial impacts of mandates. As previously noted, the ACIR is reassessing its approach.

Further Notes on the Use of this Report

When reviewing this report, please be mindful that it is a guide to mandates, not a detailed explanation of all requirements imposed by a particular section of statute, public act, or regulation. Statutes are available at <https://www.cga.ct.gov/current/pub/titles.htm>. Be aware that there can be a significant lag between a statute revision going into effect and the revision appearing at the linked site, which is only updated early in an odd-numbered year. Regulations are available through the CT eRegulations System at <https://eregulations.ct.gov/eRegsPortal/>.

Regulatory mandates differ from statutory mandates in that they are contained in formal state regulations that have been adopted in accordance with the Uniform Administrative Procedures Act. Regulations implement specific sections of the Connecticut General Statutes and tend to be more detailed. Regulations cannot be enacted without prior statutory authority, but the ACIR has at times found regulations for which the underlying statute had been repealed. In the normal course of events, state agencies will repeal such a regulation in accordance with state law, but there can be a substantial period of time between the two events.

The General Assembly website's [Browse Statutes](#) feature organizes the statutes by title. [Title 9](#), for example, is identified as including statutes regarding elections. Each title is further divided into chapters, with [Chapter 145](#), one of the chapters in Title 9, including sections of statutes regarding absentee voting. This report identifies mandates by section and provides a link to each chapter including a section that imposes a mandate. The text of each section of the statutes is in black font. That is the language establishing statutory requirements.

The General Assembly website also provides historic information about the statutes. The black text of the statute is followed by a list in brown font of the bills that were passed to create and then modify that section of statutes. If the section has been modified since its original adoption, the brown text will be followed by a more detailed description of those changes, shown in purple font.

In addition to the information regarding legislative history, some sections include text in red font identifying court cases that interpreted or cited the statute. Compendiums have never provided information regarding court decisions, but such information can be significant for municipal activities that are especially likely to be litigated, such as many sections of statute in the Zoning chapter of Title 8 (https://www.cga.ct.gov/current/pub/chap_124.htm).

Part I - Statutory Mandates, Section A

Includes the statutes that mandate actions specifically by municipalities

<u>Statute Section</u>	<u>Description and History</u>
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Title 4: Management Of State Agencies

[PUBLIC-PRIVATE PARTNERSHIPS](#)

4-263	<u>Exemption from municipal property tax.</u> - Exempts state property held pursuant to a public private partnership from the property tax. Enactment: 2011 Oct. Sp. Sess. PA 11-1, Sec. 88 Estimated Cost Characterization: Minor
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Title 7: Municipalities

[REGISTRARS OF VITAL STATISTICS](#)

7-53	<u>Birth certificates of adopted persons born in this state.</u> - Requires the registrar of vital statistics, for any new birth certificate of an adopted person received in accordance with this section, to file and index that certificate as specified. It also requires a registrar of vital statistics to issue an uncertified copy of a birth certificate to an adopted person as specified. Enactment: Prior to 1949 Estimated Cost Characterization: Minor
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Title 8: Zoning, Planning, Housing And Economic And Community Development

[AFFORDABLE HOUSING LAND USE APPEALS](#)

Sec. 8-30j	<u>Affordable housing plan. Hearing and adoption. Amendments. Filing requirement.</u> - Requires municipalities to prepare and maintain an affordable housing plan as specified, but allows that plan to be a component of the plan of conservation & development when their timing coincides. Enactment: 2017, PA 17-170, Sec. 2 Estimated Cost Characterization: Minor
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Title 10: Education And Culture

[EDUCATION EVALUATION AND REMEDIAL ASSISTANCE](#)

10-14t	<u>Reading assessments for students in kindergarten to grade three.</u> - Requires boards of education to administer reading assessments as specified in accordance with State Department of Education guidance. Enactment: 2019 PA 19-168, Sec. 7 Estimated Cost Characterization: Minor
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EDUCATIONAL OPPORTUNITIES

- 10-76q Special education at technical education and career schools. - Requires boards of education to convene a planning and placement team meeting to address any student's transition to a technical education and career school as specified.
Enactment: 1978 PA 78-259, Sec. 1 & 2; Mandate created 1999, PA 99-281, Sec. 4 & 6
Estimated Cost Characterization: Minor
- 10-76xx Notification of student identified as gifted and talented. - Requires a board of education to notify a parent or guardian as specified upon the identification of a student as gifted and talented and to adopt a policy for the equitable identification of gifted and talented students.
Enactment: 2019, P.A. 19-184, Sec. 7
Estimated Cost Characterization: Minor

SCHOOL HEALTH AND SANITATION

- 10-204a Required immunizations. Temporary waiver. - Requires all boards of education to collect and report immunization data on each child in the school system. Requires the town, upon the recommendation of the board of education, to pay for the immunization when the parents or guardians are unable to pay for it themselves.
Enactment: 1959, P.A. 588
Estimated Cost Characterization: Minor

BOARDS OF EDUCATION

- 10-221 Boards of Education To Prescribe Rules, Policies And Procedures. - Requires boards of education to prescribe rules for the management, studies, classification and discipline of the public schools, subject to the control of the state board of education. The boards also have to develop and implement written policies concerning homework, attendance, promotions, retention, dealing with the use, sale or possession of alcohol or controlled drugs by students on school property, and for dealing with youth suicide prevention and youth suicide attempts. In addition, each board must adopt and implement encourage parent-teacher communications and schedule paren-teacher conferences as specified.
Enactment: Prior to 1949
Estimated Cost Characterization: Minor
- 10-238 Petition For Hearing By Board Of Education. - Requires boards of education to hold a public hearing on questions of the board's provision of education, as specified.
Enactment: 1953, Supp. 954d
Estimated Cost Characterization: Minor

Title 31: Labor

EMPLOYMENT REGULATION

- 31-53 Construction, alteration or repair of public works project by state or political subdivision; wage rates; certified payroll. Penalties. Civil action. Exceptions. - Requires political subdivisions of the state to include contract provisions requiring adherence to prevailing wages as specified.
Enactment: Prior to 1949
Estimated Cost Characterization: Major

Title 45a: Probate Courts And Procedures

TERMINATION OF PARENTAL RIGHTS AND ADOPTION

- 45a-751b Disclosure of identifying information. Consent required. Exception. - Requires a registrar of vital statistics to issue an uncertified copy of a birth certificate to an adopted person as specified.
Enactment: 1996, P.A. 96-130, Sec. 31, Mandate enacted 2021, PA 21-21, Sec. 2
Estimated Cost Characterization: Minor

Uncodified Public Acts (Section A Mandates)

- P.A. 21-1 An act concerning incentives for qualified data centers to locate in the state. - Exempts a qualified data center from property taxes for 30 years, but requires the data center operator to negotiate a host municipality fee agreement to offset some of the lost revenue.
Enactment: 2021, P.A. 21-1, Sec. 1
Estimated Cost Characterization: Moderate
- P.A. 21-25 An Act Concerning Access to Certain Public Employees by the Exclusive Bargaining Representative of a Public Employer Bargaining Unit. - requires a public employer to, as specified, provide employee unions with employee information, access to employees for various purposes, the use of states or municipal buildings for meetings, and also to make payroll deductions as specified.
Enactment: 2021, PA 21-25, Sec. 25
Estimated Cost Characterization: Minor
- P.A. 21-46 An Act Concerning Social Equity And The Health, Safety And Education Of Children. - Requires directors of health to determine criteria for participation by municipal and board of education employees and employees or volunteers of local organization in a youth suicide prevention training program.
Enactment: 2021, PA 21-46, Sec. 1
Estimated Cost Characterization: Minor
- P.A. 21-46 An Act Concerning Social Equity And The Health, Safety And Education Of Children. - Requires school districts serving a town that has not established a school readiness council pursuant to CGS 10-16r to designate an employee to be the school readiness liaison to be an informational resource for parents of children transitioning from the birth-to-three program..
Enactment: 2021, PA 21-46, Sec. 29
Estimated Cost Characterization: Minor
- P.A. 21-87 An Act Concerning Education And Training In Exertional Heat Illness For Coaches, Parents, Guardians And Students. - Requires boards of education to implement an exertional heat illness awareness plan and coaches to complete an education program, all as specified.
Enactment: 2021 PA 21-87, Sec. 1
Estimated Cost Characterization: Minor
- P.A. 21-116 An Act Requiring The Provision Of Information Concerning Children's Behavioral And Mental Health Resources In Hospital Emergency Departments And Schools. - Requires board of education websites to include DCF's document regarding each mental health region's behavioral and mental health evaluation and treatment resources and boards to also distribute that document as specified.
Enactment: 2021 PA 21-116, Sec. 2
Estimated Cost Characterization: Minor

- P.A. 21-121 An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes. - Requires a health director to verify a property owner has notified tenants if the results of a test of the water supply reveal an exceedance of a maximum contaminant level.
Enactment: 2021 PA 21-121, Sec. 7
Estimated Cost Characterization: Minor
- P.A. 21-173 An Act Concerning The Removal Of Restrictions On Ownership Or Occupancy Of Real Property Based On Race And Elimination Of The Race Designation On Marriage Licenses. - Requires town clerks to record a notice of the invalidity of an unlawful restrictive covenant as specified without assessing a recording fee.
Enactment: 2021 PA 21-173, Sec. 1.
Estimated Cost Characterization: Minor
- P.A. 21-199 An Act Concerning Various Revisions And Additions To The Statutes Relating To Education And Workforce Development. - Requires boards of education to adopt or revise a policy on eligibility criteria for enrollment in an advanced course or program in accordance with SDE guidance.
Enactment: 2021 PA 21-199, Sec. 3
Estimated Cost Characterization: Minor
- P.A. 21-199 An Act Concerning Various Revisions And Additions To The Statutes Relating To Education And Workforce Development. - Requires boards of education to adopt and implement a challenging curriculum policy as specified.
Enactment: 2021 PA 21-199, Sec. 5
Estimated Cost Characterization: Minor
- P.A. 21-199 An Act Concerning Various Revisions And Additions To The Statutes Relating To Education And Workforce Development. - Requires boards of education to adopt a policy to improve completion rates of the Free Application for Federal Student Aid.
Enactment: 2021 PA 21-199, Sec. 6
Estimated Cost Characterization: Minor
- P.A. 21-1
(June Sp Sess) An Act Concerning Responsible And Equitable Regulation Of Adult-Use Cannabis. – Requires a municipality to hold a vote upon petition, as specified, to determine whether to allow the sale of cannabis.
Enactment: 2021 JSS PA 21-1, Sec. 83
Estimated Cost Characterization: Minor
- P.A. 21-1
(June Sp Sess) An Act Concerning Responsible And Equitable Regulation Of Adult-Use Cannabis. – Requires municipalities in which a cannabis retailer, hybrid retailer or micro-cultivator is located to annually inform the DRS of the individual designated to receive notifications of taxes due and municipalities must invoice the retailer, hybrid retailer or micro-cultivator and use the proceeds as specified.
Enactment: 2021 JSS PA 21-1, Sec. 126
Estimated Cost Characterization: Minor
- P.A. 21-2
(June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires Bridgeport to provide office space, supplies, equipment and services necessary for the state-funded election monitor to perform duties as specified.
Enactment: 2021 JSS PA 21-2, Sec. 85
Estimated Cost Characterization: Minor

- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires a registrar to keep certain voter registration information confidential when requested as specified.
Enactment: 2021 JSS PA 21-2, Sec. 104
Estimated Cost Characterization: Minor
- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires specified procedures for electronic and hybrid public meetings held through 4/30/22, expected to be superceded by permanent requirements enacted in the 2022 session.
Enactment: 2021 JSS PA 21-2, Sec. 149
Estimated Cost Characterization: Minor
- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires boards of education to calculate grade point averages, determine class rankings, and provide that information as specified for the purpose of the CT Automatic Admissions Program.
Enactment: 2021 JSS PA 21-2, Sec. 258
Estimated Cost Characterization: Minor
- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires boards of education board of education to include Native American studies as part of the social studies curriculum as specified.
Enactment: 2021 JSS PA 21-2, Sec. 377
Estimated Cost Characterization: Minor
- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Withholds 10% of increases in equalization aid grant payments to alliance districts and requires those districts to partner with the operator of a residency program and apply to receive those funds as specified for minority candidate certification, retention, or residency year program use at those districts.
Enactment: 2021 JSS PA 21-2, Sec. 378
Estimated Cost Characterization: Minor
- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires district employees involved in hiring to complete the video training module relating to implicit bias and anti-bias in the hiring process.
Enactment: 2021 JSS PA 21-2, Sec. 382
Estimated Cost Characterization: Minor
- P.A. 21-2 (June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires boards of education to implement a reading curriculum model or program for grades pre-K to 3, as specified, to notify the Center for Literacy Research and Reading Success of the curriculum being implemented, and to follow specified procedures to request an extension of time or waiver.
Enactment: 2021 JSS PA 21-2, Sec. 394
Estimated Cost Characterization: Minor
- S.A. 21-38 An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires West Haven to follow specified procedures if petitioned to form the special taxing district.
Enactment: 2021 SA 21-38, Sec. 1
Estimated Cost Characterization: Minor

Part I - Statutory Mandates, Section B

Includes statutes that mandate actions if a municipality chooses to perform a service that is not mandated, although performing that service may be essentially unavoidable

Statute Section

Description and Enactment

Title 7: Municipalities

MUNICIPAL WATERWORKS SYSTEMS

- 7-239 Rates for use. - Requires water utilities to report their operational status as specified following declaration of a civil preparedness or public health emergency.
Enactment: prior to 1949, mandate created 2021 PA 21-143, Sec. 4

MUNICIPAL SEWERAGE SYSTEMS

- 7-254 Delinquent assessments. Liens. Assignment of liens. - Requires a municipality assigning a lien to execute a contract with the assignee including specified provisions.
Enactment: prior to 1949, mandate created 2021 PA 21-143, Sec. 2
- 7-258 Delinquent charge for connection or use. Lien. Assignment of liens. - Requires a municipality assigning a lien to execute a contract with the assignee including specified provisions.
Enactment: prior to 1949, mandate created 2021 PA 21-143, Sec. 3

Title 8: Zoning, Planning, Housing And Economic And Community Development

ZONING

- 8-2 Regulations. - requires town choosing to enact zoning to enact regulations satisfying specified criteria and a zoning commission must consider the environmental impact on Long Island Sound of any development proposal.
Enactment: pre-1949
- 8-3 Establishment And Changing Of Zoning Regulations And Districts. Enforcement Of Regulations. Certification Of Building Permits And Certificates Of Occupancy. Site Plans. District For Water Dependent Uses. – Provides the manner in which regulations under section 8-2 and the boundaries of zoning districts shall be established, changed and enforced. Requires a public hearing to establish or change any regulation or boundary, notice of which must be published at least twice in a newspaper with circulation in such municipality. The commission shall consider the report of the inland wetlands agency and if the commission establishes terms and conditions for approval that are not consistent with the final decision of the inland wetlands agency, the commission shall state on the record the reason for such terms and conditions. Requires zoning enforcement officers to obtain and maintain certification as specified.
Enactment: Prior to 1949

Title 10: Education And Culture

SCHOOL HEALTH AND SANITATION

- 10-215 Lunches, breakfasts and other feeding programs for public school children and employees. – Specifies procedures and limitations for boards of education choosing to offer school meals.
Enactment: Prior to 1949

Title 12: Taxation

PROPERTY TAX RELIEF FOR ELDERLY HOMEOWNERS AND RENTERS AND PERSONS WITH PERMANENT TOTAL DISABILITY

- 12-170v Municipal option to provide real property tax relief to certain elderly homeowners. Eligibility. Calculation of tax. Subsequent conveyance of interest in property. - Allows municipalities to limit property taxes for certain senior citizens as specified.
Enactment: 2006, PA 06-176, Sec. 1

MUNICIPAL TAX LIENS

- 12-195h Assignment of liens. Notice of assignment. - Requires a municipality assigning a lien to execute a contract with the assignee including specified provisions.
Enactment: prior to 1949, Mandate created 2021 PA 21-143, Sec. 1

Title 14: Motor Vehicles. Use Of The Highway By Vehicles. Gasoline

VEHICLE HIGHWAY USE

- 14-218a Traveling unreasonably fast. Establishment of speed limits. - requires a municipality to follow the specified process if it chooses to change a speed limit, including a requirement for an engineering study.
Enactment: 1975, PA 75-577, Sec. 7, Mandate created 2021, PA 21-28, Sec. 6

Title 18: Correctional Institutions And Department Of Correction

DEPARTMENT OF CORRECTION

- 18-81h Public safety committees established in municipalities with correctional facilities. Report. - Allows municipalities in which correctional facilities are located to establish a public safety committee including the facility warden, with responsibilities as specified.
Enactment: 1993 PA 93-219, Sec. 12

Title 22: Agriculture. Domestic Animals

DOGS AND OTHER COMPANION ANIMALS. KENNELS AND PET SHOPS

- 22-331a Regional animal control officers. Pounds. - Requires towns providing an animal pound regionally to follow specified requirements.
Enactment: 1963, PA 613, Sec. 5, Sec. 2, Mandate created 2021, PA 21-90, Sec. 6

Title 22a: Environmental Protection

WATER POLLUTION CONTROL

- 22a-498 Creation Of Stormwater Authority. Members. Purposes. Powers. - Requires that municipalities choosing to establish storm water authorities follow specified procedures.*
Enactment: 2007, P.A. 154
*If such authority is formed, the following section applies:
22a-499 Joint Report re Pilot Program.

Title 29: Public Safety And State Police

DIVISION OF STATE POLICE

- 29-38c Seizure of firearms and ammunition from person posing risk of imminent personal injury to self or others. - Requires a local law enforcement agency to conduct a risk protection order investigation and take subsequent steps, as specified, based on the findings of that investigation.
Enactment: 1999, PA 99-212, Sec. 18, Mandate enacted 2021, PA 21-67, Sec. 1

Title 54: Criminal Procedure

COURT JURISDICTION AND POWER

- 54-33b Search of person. - Requires a law enforcement official to complete a police report as specified to document the basis for seeking consent to search a person.
Enactment: 1963, PA 652, Sec. 2, Mandate created 2021, PA 21-33, Sec. 6

Uncodified Public Acts (Section B Mandates)

- PA 21-28 An Act Concerning Pedestrian Safety, The Vision Zero Council, Speed Limits In Municipalities, Fines And Charges For Certain Violations And The Greenways Commemorative Account. - requires a municipality to follow the specified process if it chooses to establish a pedestrian safety zone, including a requirement for an engineering study.
Enactment: 2021, PA 21-28, Sec. 7
Estimated Cost Characterization: Minor
- PA 21-29 An Act Concerning The Zoning Enabling Act, Accessory Apartments, Training For Certain Land Use Officials, Municipal Affordable Housing Plans And A Commission On Connecticut's Development And Future. - Sec. 5 requires a municipality choosing to opt out of the minimum parking space restriction of CGS 8-2 to do so by the specified process, including publication of a legal notice. **Enactment:** 2021, PA 21-29, Sec. 5,
Estimated Cost Characterization: Minor.
- PA 21-29 An Act Concerning The Zoning Enabling Act, Accessory Apartments, Training For Certain Land Use Officials, Municipal Affordable Housing Plans And A Commission On Connecticut's Development And Future. - Sec. 6 requires a municipality choosing to opt out of the accessory apartment provisions of this section to do so by the specified process, including publication of a legal notice. **Enactment:** 2021, PA 21-29, Sec. 6, **Estimated Cost Characterization:** Minor.

- PA 21-29 An Act Concerning The Zoning Enabling Act, Accessory Apartments, Training For Certain Land Use Officials, Municipal Affordable Housing Plans And A Commission On Connecticut's Development And Future. - Sec. 9 requires members of municipal planning commissions, zoning commissions, combined planning and zoning commissions, and zoning boards of appeals to complete at least four hours of training as specified.
Enactment: 2021, PA 21-29, Sec. 9, **Estimated Cost Characterization:** Minor.
- P.A. 21-46 An Act Concerning Social Equity And The Health, Safety And Education Of Children. - Requires boards of education choosing to authorize virtual learning to follow specified procedures regarding instruction and student participation.
Enactment: 2021, PA 21-46, Sec. 16
- P.A. 21-86 An Act Concerning The Enrollment Of Children Of Members Of The Armed Forces In Public Schools And The Establishment Of A Purple Star School Program. - Requires boards of education to take specified steps if seeking Purple Star School designation.
Enactment: 2021 PA 21-86, Sec. 2
- P.A. 21-104 An Act Concerning Court Operations. - Requires a law enforcement officer who obtains a court order to detain a child to attach a copy of the specified form to the summons.
Enactment: 2021 PA 21-104, Sec. 61
- P.A. 21-108 An Act Concerning The Use Of Opioid Antagonists By Police Officers And Studying The Use Of Epinephrine Cartridge Injectors By Police Officers. - Requires law enforcement units to maintain supplies of opioid antagonists and train officers in their use.
Enactment: 2021 PA 21-108
- P.A. 21-121 An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes. - Requires water utilities to update emergency plans to include information regarding the provision of alternative sources of water for human consumption during a water supply emergency.
Enactment: 2021 PA 21-121, Sec. 82
- P.A. 21-121 An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes. - Requires water utilities to make specified notices available in languages predominantly spoken in the utility's service area.
Enactment: 2021 PA 21-121, Sec. 83
- P.A. 21-121 An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes. - Requires water utilities to report their operational status as specified following declaration of a civil preparedness or public health emergency.
Enactment: 2021 PA 21-121, Sec. 84
- P.A. 21-121 An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes. - Requires small community water utilities to complete a small community water system capacity implementation plan as specified.
Enactment: 2021 PA 21-121, Sec. 85
- P.A. 21-199 An Act Concerning Various Revisions And Additions To The Statutes Relating To Education And Workforce Development. - Requires a board of education that participates in the National School Lunch Program and that has at least one school that qualifies for the maximum federal reimbursement for all school meals to submit a report as specified if it does not implement the Community Eligibility Provision.
Enactment: 2021 PA 21-199, Sec. 1

- P.A. 21-1
(June Sp Sess) An Act Concerning Responsible And Equitable Regulation Of Adult-Use Cannabis. – Requires law enforcement units to recommend to the Police Officer Standards and Training Council, as specified, the minimum number of officers that should be accredited as drug recognition experts and to adopt and maintain a written policy to ensure that enough police officers are trained drug recognition experts.
Enactment: 2021 JSS PA 21-1, Sec. 114
- P.A. 21-1
(June Sp Sess) An Act Concerning Responsible And Equitable Regulation Of Adult-Use Cannabis. – Requires municipalities choosing to prohibit or restrict cannabis establishments via zoning or ordinance to follow specified procedures.
Enactment: 2021 JSS PA 21-1, Sec. 148
- P.A. 21-2
(June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires municipalities providing a training a program and that choose to participate in the public transit CTpass program to follow the process established by the CT DOT as specified and pay the cost as negotiated.
Enactment: 2021 JSS PA 21-1, Sec. 259

Part I - Statutory Mandates, Section C

Includes statutes that are mandates on all entities performing certain functions including, but not limited to, municipalities.

<u>Statute Section</u>	<u>Description and Enactment</u>
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Title 9: Elections

ELECTORS: QUALIFICATIONS AND ADMISSION

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| 9-23n | <u>Voter registration agencies. Duties.</u> - Requires voter registration agencies, including municipal libraries, to distribute information and provide assistance regarding voter registration as specified, including the use of the specified electronic system.
Enactment: 1994, PA 94-121, Sec. 6, 33 |
| 9-230 | <u>Distribution of form by voter registration agencies. Declinations. Assistance.</u> - Requires voter registration agencies, including municipal libraries, agencies to assist voter registration applicants as specified.
Enactment: 1994, PA 94-121, Sec. 7, 33 |

Title 17a: Social And Human Services And Resources

CHILD WELFARE

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| 17a-106h | <u>Training re identification and reporting of suspected human trafficking for law enforcement personnel, judges, persons involved with the criminal justice system, emergency and urgent care staff and school and constituent unit employees.</u> - Requires designated people, including medical services and board of education personnel, to complete the specified training regarding human trafficking.
Enactment: 2017 PA 17-32, Sec. 6 |
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Title 19a: Public Health And Well Being

DEPARTMENT OF PUBLIC HEALTH

- | | |
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| 19a-79 | <u>Regulations. Exemptions. Waivers.</u> - Requires that child care centers meet specified standards and can require a town clerk or school nurse to acknowledge a statement submitted as specified.
Enactment: 1967, P.A. 696 |
| 19a-87b | <u>License required for family child care homes. Approval required to act as assistant or substitute staff member. Comprehensive background checks. Fees. Regulations; waivers.</u> - Requires anyone maintaining a family child care home to be licensed and meet additional requirements and can require a town clerk or school nurse to acknowledge a statement submitted as specified.
Enactment: 1994, P.A. 181 |

YOUTH CAMPS

- 19a-421) License required. Qualifications. Duration of validity. Fees. - Requires youth camp operators to apply for license and pay fee as specified and to perform background checks on camp employee. 2. (21a-432) Change C-mandate description to: Requires operators of youth athletic activities to provide information regarding concussions as specified and to perform background checks on employees and maintain records.
Enactment: 1969, PA 820, Sec. 2 Estimated Cost Characterization: Minor

Title 38a: Insurance

Note: In a addition to providing its own analysis of health insurance mandates impacting municipalities and others, the ACIR wishes to highlight that PA 09-179 had established a Health Benefit Review Program within the Insurance Department requiring the department to evaluate statutorily mandated health benefits. Annual reports were published for a period of time, but the most recent was completed in 2015. It is ACIR's understanding that no further reviews are underway, but the level of analysis goes beyond the ACIR's and links to those reports are available at: <http://www.ct.gov/cid/cwp/view.asp?a=1254&q=447304>

HEALTH INSURANCE

- 38a-512b Termination of coverage of children in group policies. Coverage for stepchildren. - Requires a group health policy to cover a child, stepchild or other dependent child until the age of twenty-six as described.
Enactment: 2011 PA 11-58, Sec. 38
- 38a-518r Mandatory coverage for certain immunizations. – requires certain group health insurance policies to cover immunizations as specified that might not otherwise be covered and requires group health insurance policies to also provide coverage for a consultation with a health care provider regarding immunizations.
Enactment: 2018, PA 18-10, Sec. 6

Uncodified Public Acts (Section C Mandates)

- P.A. 21-9 An Act Concerning Telehealth. – Requires group health policies, through 6/30/2023, to cover telehealth services to the same extent as services provided in person.
Enactment: 2021, P.A. 21-9, Sec. 4
- P.A. 21-14 An Act Prohibiting Certain Health Carriers And Pharmacy Benefits Managers From Employing Copay Accumulator Programs. - Requires managed care organizations to provide credit for discounts it received when calculating coinsurance, copayment, deductible, or other out-of-pocket expenses.
Enactment: 2021, P.A. 21-14, Sec. 4
- P.A. 21-14 An Act Prohibiting Certain Health Carriers And Pharmacy Benefits Managers From Employing Copay Accumulator Programs. - Requires pharmacy benefits managers to provide credit for discounts it received when calculating coinsurance, copayment,, deductible, or other out-of-pocket expenses.
Enactment: 2021, P.A. 21-14, Sec. 5
- P.A. 21-43 An Act Concerning A Just Transition To Climate-Protective Energy Production And Community Investment. - Requires developers of renewable energy projects to pay prevailing wages and follow specified procedures in the construction of energy projects of 2MW or more, including municipal and municipal energy utility projects.
Enactment: 2021, PA 21-43, Sec. 1

- P.A. 21-64 An Act Requiring The Provision Of Information Concerning Child Sexual Abuse. - Requires operators of youth athletic activities to distribute guideline regarding child sexual abuse to coaches, parents, and guardians.
Enactment: 2021, PA 21-64, Sec. 1
- P.A. 21-92 An Act Concerning Emergency Action Plans For Interscholastic And Intramural Athletic Events. - Requires public and private schools to consult with emergency medical service providers and allied health professionals and develop and implement an emergency sports-related injury action plan and to update, rehearse, and distribute the plan as specified.
Enactment: 2021 PA 21-92, Sec. 1.
- P.A. 21-96 An Act Concerning Prescription Drug Formularies And Lists Of Covered Drugs. - Prohibits a health carrier from removing a prescription drug from the list of covered drugs and from increasing the coinsurance, copayment or deductible during a plan year.
Enactment: 2021 PA 21-96, Sec. 2
- P.A. 21-125 An Act Concerning Psychotropic Drugs And Mental Health Services. - Prohibits group insurance providers from requiring a health care provider to prescribe a supply of a psychotropic drug larger than what the provider deems clinically appropriate or to impose a impose a coinsurance, copayment, deductible or other out-of-pocket expense that is proportionally higher than charged for a 90-day supply.
Enactment: 2021 PA 21-125, Sec. 2
- P.A. 21-1
(June Sp Sess) An Act Concerning Responsible And Equitable Regulation Of Adult-Use Cannabis. - Requires an employer implementing a policy prohibiting the possession or use of cannabis by an employee to have that policy in writing provide it to employees and prospective employees as specified.
Enactment: 2021 JSS PA 21-1, Sec. 98
- P.A. 21-2
(June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires employers to grant unpaid time off to employees as specified.
Enactment: 2021 JSS PA 21-2, Sec. 94
Estimated Cost Characterization: Minor
- P.A. 21-2
(June Sp Sess) An Act Concerning Provisions Related To Revenue And Other Items To Implement The State Budget For The Biennium Ending June 30, 2023. - Requires employers having 100 or more employees to notify employees if it offers an education assistance program.
Enactment: 2021 JSS PA 21-2, Sec. 260
Estimated Cost Characterization: Minor

Part II - Regulatory Mandates

Section A Regulatory Mandates

Includes regulations that mandate actions specifically by municipalities

No Section A regulatory mandates were created or modified this year.

Section B Regulatory Mandates

Regulations that mandate actions if a municipality chooses to perform a service that is not mandated, although performing that service maybe essentially unavoidable

No Section B regulatory mandates were created or modified this year.