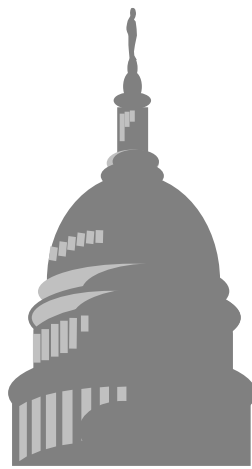


Compendium of Statutory and Regulatory Mandates on Municipalities in Connecticut

-2023 Supplement-



a report by the

Connecticut Advisory Commission on Intergovernmental Relations

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

Brendan Sharkey, Chair
John Filchak, Vice-Chair

Principal Author: Bruce Wittchen

This report is also available at:

https://portal.ct.gov/-/media/ACIR/Mandates/Compendium/2023_ACIR_Mandate_Compendium_Supplement.pdf

ADVISORY COMISSION ON INTERGOVERNMENTAL RELATIONS

Commission Membership

Officers

Brendan Sharkey, Chair	Designee of Speaker of the House of Representatives
John Filchak, vice chair	Public Member, appointed by Senate President Pro Tempore

Members

Hon. Steve Cassano	Designee of Senate President Pro Tempore
James O'Leary	Designee of Senate Minority Leader
Brian Greenleaf	Designee of House Minority Leader
Martin Heft	Designee of Secretary of Office of Policy & Management
Kyle Abercrombie	Designee of Comm. of Economic and Community Development
Keith Norton	Designee of Commissioner of Education
Harrison Nantz	Designee of Commissioner of Energy and Environ. Protection
<i>Vacant</i>	<i>Nominated by COST and appointed by Governor</i>
John Elssesser	Nominated by COST and appointed by Governor
Hon. Michael P. Walsh	Nominated by CCM and appointed by Governor
Hon. Laura Hoydick	Nominated by CCM and appointed by Governor
Hon. Neil O'Leary	Nominated by CCM and appointed by Governor
Hon. Luke Bronin	Nominated by CCM and appointed by Governor
Lon Seidman	Connecticut Association of Boards of Education
Maureen Brummett	Connecticut Association of Public School Superintendents
Matt Hart	Connecticut Association of Councils of Governments
Troy Raccuia	Organized labor, appointed by Governor (<i>Term ended 11/2021</i>)
Jeffrey Kitching	Public Member, appointed by Governor
Carl Amento	Public Member, appointed by Speaker of House of Representatives
Samuel Gold	Public Member, appointed by Senate Minority Leader
Francis Pickering	Public Member, appointed by House Minority Leader
Ronald Thomas	Representative of Connecticut Conference of Municipalities (CCM)
Karl Kilduff	Designee of the Council of Small Towns (COST)

Staff

Bruce Wittchen	Office of Policy & Management
----------------	-------------------------------

December 28, 2022

To the Connecticut General Assembly:

The Connecticut Advisory Commission on Intergovernmental Relations (ACIR) is pleased to submit this supplement identifying 2022's additions 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. This is the final supplement before the next full compendium, which is due in 2024.

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 believes this supplement captures all changes to the full mandate compendium arising from legislation enacted during 2022. Regulatory changes to Sec. 16-245-1 and 16-245a-1 of the state's Renewable Energy Portfolio Standards, published 12/27/2022, might also have the impact of a mandate, but the timing does not permit the ACIR to consider such a change prior to the January, 2023 deadline for this report. The ACIR will address that in next year's edition of the compendium. Otherwise, no regulatory mandates were created or modified this year.

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 the shortcomings in its and others' review of mandates and is reconsidering its approach for classifying and reporting on mandates. This might be especially important heading into 2023 as recent increases in costs and staffing challenge increase the burden of previously identified mandates. Another concern is that state requirements previously not considered to be mandates because of state or other non-municipal funding might have increased in cost without an equal increase in funding and should now be considered mandates. The ACIR is considering options for assessing those issues.

The ACIR is also 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 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 welcomes suggestions or questions regarding anything that someone believes 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



John Filchak
Vice-Chair

Table of Contents

	2020 Compendium	This Report
Table of Contents	N/A	i
Mandates and Their Classification, Further Notes	N/A	1
PART I: Statutory Mandates		
SECTION A	1	4
Title 7: Municipalities	3	4
Municipal Powers	11	4
Municipal Finance	16	4
Municipal Deficit Financing	N/A	4
Title 10: Education And Culture	44	4
School Health And Sanitation	57	4
Boards Of Education	60	4
Title 12: Taxation	75	5
Property Tax Assessment	75	5
Title 13a: Highways And Bridges	85	5
Highway Financing	N/A	5
Title 17a: Social And Human Services And Resources	92	5
Child Welfare	92	5
Title 19a: Public Health and Well Being	94	5
Medicolegal Investigations	97	5
Title 29: Public Safety And State Police	111	6
Division Of State Police	111	6
Uncodified Public Acts (Section A Mandates)	129	6
SECTION B	132	9
Title 7: Municipalities	133	9
Municipal Police And Fire Protection	145	9
Title 10: Education And Culture	161	9
State Board Of Education. Department Of Education	161	9
Educational Opportunities	161	9
Title 46b: Family Law	N/A	9
Juvenile Matters	N/A	9
Uncodified Public Acts (Section B Mandates)	190	10
SECTION C	191	12
Title 13a: Highways And Bridges	193	12

Miscellaneous Provisions	N/A	12
Title 17a: Social And Human Services And Resources	N/A	12
Protection Of The Elderly	N/A	12
Title 38a: Insurance	206	12
Health Insurance	206	12
Title 46a: Human Rights	213	12
Human Rights And Opportunities	213	12
Uncodified Public Acts (Section C Mandates)	215	13
PART II: Regulatory Mandates		
SECTION A	216	14
SECTION B	231	14

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

Statute
Section

Description and History

Title 7: Municipalities

MUNICIPAL POWERS

- 7-148b Creation of Fair Rent Commissions. Powers. - Requires municipalities having a population of 25,000 or more to create a fair rent commission and provide the associated ordinance to the state Dept. of Housing, instead of only requiring municipalities to consider creating such a commission.
Enactment: 1969, PA-274.
Estimated Cost Characterization: Minor

MUNICIPAL FINANCE

- 7-406c Uniform system of accounting for municipal revenues and expenditures. - Requires municipalities to implement the uniform system of accounting for municipal revenues to be developed in accordance with this section to increase transparency regarding municipal expenditures and to meet the state's benchmarking goals.
Enactment: 2013, P.A. 13-247, Sec. 257
Estimated Cost Characterization: Minor

MUNICIPAL DEFICIT FINANCING

- 7-576c Application by municipality to Secretary of Office of Policy and Management for designation as tier III municipality. Conditions. Notice to legislative body. Approval or rejection by legislative body. Designation by secretary. Referral to Municipal Accountability Review Board. Timing for designation. Exception. - requires municipalities to follow specified procedures if requesting designation as a Tier III municipality or meeting specified criteria for designation.
Enactment: 2017, JSS P.A. 17-2, Sec. 366.
Estimated Cost Characterization: Minor

Title 10: Education And Culture

SCHOOL HEALTH AND SANITATION

- 10-212a Administration of medications in schools, at athletic events and to children in school readiness programs. - Requires each school board to adopt written policies and procedures for administering medication in schools and storing those drugs. It also requires each school to maintain a supply of epinephrine and to designate and train a staff member to administer it in the absence of a school nurse, and to follow specified procedures if the district chooses to maintain and administer opioid antagonists.
Enactment: 1969, P.A. 723
Estimated Cost Characterization: Minor

BOARDS OF EDUCATION

- 10-2210 Lunch periods. Recess. Boards to adopt policies addressing limitation of physical exercise. - Requires school boards to provide all full day students with a lunch break and

elementary school students with specified minimum times for physical exercise. Requires school boards to adopt a policy as specified concerning students being prevented from participating in physical exercise as a form of discipline.

Enactment: 2004, P.A. 224

Estimated Cost Characterization: Minor

Title 12: Taxation

PROPERTY TAX ASSESSMENT

12-62 Revaluation of real property. Regulations. Treatment of certain Indian lands. - Requires all towns to conduct and implement revaluation as specified and follow specified procedures, including to submit parcel data to OPM following each revaluation.

Enactment: Prior to 1949

Estimated Cost Characterization: Moderate

12-89 Assessors to determine exemptions. - Requires a board of assessors to follow the specified steps to determine what part of property claimed to be exempt from taxes is exempt, to place a valuation on the taxable portion, and to state upon its records the rationale for such determination.

Enactment: Pre-1950

Estimated Cost Characterization: Minor

Title 13a: Highways And Bridges

HIGHWAY FINANCING

13a-175a Allocation of funds. Approval of use of funds for other purposes. - Requires municipalities to, each year, submit the specified information about their use of Town Aid Road funds.

Enactment: 1967, P.A. 701, Sec. 1; Mandate created 2022, P.A. 22-118, Sec. 461

Estimated Cost Characterization: Minor

Title 17a: Social And Human Services And Resources

CHILD WELFARE

17a-101i Abuse or neglect by school employee or staff member of public or private institution or facility providing care for children. Notice. Adoption of policy. Employee training program. - Requires boards of education to adopt and distribute a policy regarding the reporting by suspected child abuse or neglect. Superintendents must follow specified procedures when an investigation produces evidence that a child has been abused or neglected by a certified public school employee. School boards, as specified, must electronically distribute guidelines regarding the identification and reporting of child sexual abuse and information regarding the sexual abuse and assault awareness and prevention program. School employees must complete specified training.

Enactment: 1996, P.A. 246

Estimated Cost Characterization: Minor

Title 19a: Public Health And Well Being

MEDICOLEGAL INVESTIGATIONS

19a-408 Disposition of Body After Proceedings. - If, following an autopsy performed by the state medical examiner, there are no legally liable relatives to whom the body may be given for

disposition, the municipality in which the body is lying is required to pay for the cost of disposition, unless the Office of the Chief Medical Examiner may takes custody and coordinates the disposition as specified.

Enactment: 1969, P.A. 699

Estimated Cost Characterization: Minor

Title 29: Public Safety And State Police

DIVISION OF STATE POLICE

- 29-28 Permit for sale at retail of pistol or revolver. Permit to carry pistol or revolver. Confidentiality of name and address of permit holder. Permits for out-of-state residents. - Requires a municipality to follow specified processes and imposes limits regarding the issuance of pistol permits.
Enactment: Prior to 1949
Estimated Cost Characterization: Minor
- 29-28a Application For Permit. Notice Of Decision To Applicant. - Requires a municipality to follow specified processes and imposes limits regarding the issuance of temporary pistol permits.
Enactment: 1963, P.A. 115
Estimated Cost Characterization: Minor

Uncodified Public Acts (Section A Mandates)

- PA 22-25 An Act Concerning The Connecticut Clean Air Act. - Without committing state funds for the grants identified to fund the program, requires all school buses to be zero-emission or alternative fuel buses, as specified, by 2030 and 2035, respectively.
Enactment: 2022, P.A. 22-25, Sec.13
Estimated Cost Characterization: Moderate
- PA 22-47 An Act Concerning Children's Mental Health. - Requires school boards to complete and submit the state Dept. of Education survey regarding their employment of school mental health specialists.
Enactment: 2022, PA 22-47, Sec. 12
Estimated Cost Characterization: Minor
- PA 22-47 An Act Concerning Children's Mental Health. - Requires a school's crisis intervention team to convene a behavior intervention meeting to take specified actions when requested by a teacher.
Enactment: 2022, PA 22-47, Sec. 19
Estimated Cost Characterization: Minor
- PA 22-47 An Act Concerning Children's Mental Health. - Requires school boards to include the National Suicide Prevention Lifeline number on student identification cards.
Enactment: 2022, PA 22-47, Sec. 28
Estimated Cost Characterization: Minor
- PA 22-80 An Act Concerning Childhood Mental And Physical Health Services In Schools. - Requires school boards to complete and return the annual survey regarding concerning the employment of school social workers, school psychologists, school counselors, school nurses, and licensed marriage & family therapists.
Enactment: 2022, P.A. 22-80, Sec. 3 and P.A. 22-116, Sec.6
Estimated Cost Characterization: Minor

- PA 22-81 An Act Expanding Preschool And Mental And Behavioral Services For Children. - Requires school boards to implement the mental health plan for student athletes developed by the SDE in accordance with Sec. 3.
Enactment: 2022, P.A. 22-81, Sec. 4
Estimated Cost Characterization: Minor
- PA 22-81 An Act Expanding Preschool And Mental And Behavioral Services For Children. - Requires school boards to hire or designate an employee to serve as the family care coordinator for the school district as specified.
Enactment: 2022, P.A. 22-81, Sec. 8
Estimated Cost Characterization: Minor
- PA 22-87 An Act Concerning The Identification And Prevention Of And Response To Adult Sexual Misconduct Against Children. - Requires boards of education to administer the school health survey as specified if selected to do so.
Enactment: 2022, P.A. 22-87, Sec. 1
Estimated Cost Characterization: Minor
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires school boards to provide free menstrual products as specified.
Enactment: 2022, P.A. 22-118, Sec. 84
Estimated Cost Characterization: Minor
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires health districts to establish a system for owners of wells to report salt contamination. Health districts must submit reports to the state annually.
Enactment: 2022, P.A. 22-118, Sec. 141
Estimated Cost Characterization: Minor
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires boards of education to adopt the model student work release policy as specified.
Enactment: 2022, P.A. 22-118, Sec. 160
Estimated Cost Characterization: Minor
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires boards of education to provide a professional development program for paraeducators as specified.
Enactment: 2022, P.A. 22-118, Sec. 257
Estimated Cost Characterization: Minor
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires each municipal CEO to submit specified information to OPM regarding advance notice to utilities regarding road work and requires utilities to submit comparable information.
Enactment: 2022, P.A. 22-118, Sec. 462
Estimated Cost Characterization: Minor

PA 22-139

An Act Concerning Adoption Of The Recommendations Of The Task Force To Study Cancer Relief Benefits For Firefighters. - Requires municipalities to annually contribute \$10 per career and volunteer firefighter, as specified, to the firefighters' cancer relief account.

Enactment: 2022, P.A. 22-139, Sec. 5

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 POLICE AND FIRE PROTECTION

7-294d Powers Of Council, Certification Of Police Officers, Police Training Schools And Law Enforcement Instructors. Refusal To Renew, Cancellation or Revocation Of Certification. Automatic Certification. Exemptions. - Requires that any person to be hired as a police officer be certified or recertified as specified by the Police Officer Standards and Training Council, which has the power to develop a police training and retraining plan, set minimum courses of study, and establish uniform minimum educational and training standards for all police officers.
Enactment: 1965, P.A. 575

7-294ee Adoption and maintenance of minimum standards and practices for the administration and management of law enforcement units. - Requires law enforcement units to adopt and maintain the minimum police officer standards and practices specified in this section, including accreditation by CT Police Officer Standards and Training Council, but protects law enforcement units from civil actions brought for damages due to a failure to do so.
Enactment: P.A. 18-161, Sec. 2

Title 10: Education And Culture

STATE BOARD OF EDUCATION. DEPARTMENT OF EDUCATION

10-4w Standards re remote learning. Authorization of remote learning for grades nine to twelve. - Requires school boards to follow specified procedures if authorizing remote learning.
Enactment: 2021, PA 21-46, Sec. 16

EDUCATIONAL OPPORTUNITIES

10-51 Fiscal year. Budget. Payments by member towns; adjustments to payments. Investment of funds. Temporary borrowing. Reserve funds. - Specifies procedures for presenting regional school district budgets and for allocating costs to member towns.
Enactment: Prior to 1949

Title 46b: Family Law

JUVENILE MATTERS

46b-133p Submission of copy of form to detain by law enforcement officer. Judicial Branch data compilation and report. - 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. Requires municipal police departments to compile and sort detention data as specified.
Enactment: 2021 PA 21-104, Sec. 61

Uncodified Public Acts (Section B Mandates)

- PA 22-9 An Act Establishing A Hate Crimes Investigative Unit Within The Division Of State Police And Requiring Development Of A Reporting System, Best Practices And A Model Investigation Policy For Law Enforcement Units Regarding Hate Crimes. - Requires all law enforcement units to report suspected activity to the Hate Crimes Investigative Unit as specified.
Enactment: 2022, P.A. 22-9, Sec. 2
- PA 22-25 An Act Concerning The Connecticut Clean Air Act. - Requires municipalities seeking matching funds to assist in modernizing existing traffic signaling to provide transit signal priority and reduce idling to apply in a manner specified by DOT.
Enactment: 2022, P.A. 22-25, Sec.11
- PA 22-34 An Act Concerning Motor Vehicle Marker Plates For Certain Veterans And Service Members, Municipal Veterans Services, Veterans-Related Property Tax Relief And Technical Revisions To Veterans' And Military Affairs Statutes. – Allows municipalities to grant qualifying veterans an additional exemption from property taxes and requires town clerks and assessors to perform specified tasks.
Enactment: 2022, P.A. 82-34, Sec. 33
- PA 22-47 An Act Concerning Children's Mental Health. - Requires boards of education that choose to administer the peer-to-peer mental health support program developed pursuant to section 34 of PA 22-47 to select staff to complete that training and provide the program as specified.
Enactment: 2022, PA 22-47, Sec. 35
- PA 22-47 An Act Concerning Children's Mental Health. - Requires health departments, municipal social service agencies, or other youth-serving organizations that choose to administer the peer-to-peer mental health support program developed pursuant to section 34 of this act to select staff to complete that training and provide the program as specified.
Enactment: 2022, PA 22-47, Sec. 36
- PA 22-61 An Act Concerning The Timely Reporting By The Police Of A Death. - Requires specified people, including certain municipal employees, to complete specified training and to report suspected abuse, neglect, exploitation, or abandonment.
Enactment: 2022, PA 22-61, Sec. 1
- PA 22-64 An Act Concerning Mental Health Needs Of And Services For Police Officers, Certain Requirements Regarding Police Training And Certain Reports. - Requires state and municipal police departments to provide training regarding interactions with people having the specified disabilities and conditions.
Enactment: 2022, PA 22-64, Sec. 2
- PA 22-66 An Act Allowing Police Officers To Wear Religious Head Coverings As Part Of A Police Uniform. - Requires law enforcement units to adopt or amend a policy as specified to permit a police officer to wear a religious head covering in accordance with the officer's religious beliefs while on duty.
Enactment: 2022, PA 22-66, Sec. 1
- PA 22-81 An Act Expanding Preschool And Mental And Behavioral Services For Children. - Provides a municipal option to abate property taxes as specified for child care facilities.
Enactment: 2022, P.A. 22-81, Sec. 13

- PA 22-115 An Act Concerning Juvenile Justice And Services, Firearms Background Checks, And Larceny Of A Motor Vehicle. - Requires peace officers to complete the specified training program on detention orders.
Enactment: 2022, P.A. 22-115, Sec. 6
- PA 22-117 An Act Concerning The Department Of Revenue Services' Recommendations For Tax Administration And Revisions To The Tax And Related Statutes. - Requires a chief of police to provide information to DRS as specified to gain access to tax returns and return information.
Enactment: 2022, P.A. 22-117
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires a fire department or district choosing to apply to the data collection pilot program related to fire and rescue service delivery to include a written statement that it is currently challenged or in crisis regarding the delivery of services.
Enactment: 2022, P.A. 22-118, Sec. 210. Sec. 224
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires boards of education seeking an HVAC system grant to apply as specified and, if awarded a grant to do maintenance, cleaning, and training as specified without reimbursement.
Enactment: 2022, P.A. 22-118, Sec. 367.
- PA 22-132 An Act Concerning Traffic Mitigation. - Requires each police department's training program to include the specified traffic incident management curriculum and each department maintain records of officers receiving the training.
Enactment: 2022, P.A. 22-132, Sec. 1

Part I - Statutory Mandates, Section C

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

Statute Section

Description and Enactment

Title 13a: Highways And Bridges

MISCELLANEOUS PROVISIONS

- 13a-247 Excavations and obstructions. - requires utility companies to obtain written permission from DOT before doing specified activities in state highways and take specified actions if requested.
Enactment: pre-1950, mandate created 2022, P.A. 22-40, Sec. 16.

Title 17a: Social And Human Services And Resources

PROTECTION OF THE ELDERLY

- 17a-412 Report of suspected abuse, neglect, exploitation or abandonment. Penalty for failure to report. Confidentiality. Immunity and protection from retaliation. Notification requirements. Registry. - Requires specified people, including certain municipal employees, to complete specified training and to report suspected abuse, neglect, exploitation, or abandonment.
Enactment: 1977, PA 77-575, Sec. 7, 23

Title 38a: Insurance

HEALTH 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>

- 38a-530 Mandatory coverage for mammography, breast ultrasound and magnetic resonance imaging. Breast density information included in mammography report. - Requires group insurance carriers to provide coverage for breast cancer screening as specified.
Enactment: 1990, P.A. 243

Title 46a: Human Rights

HUMAN RIGHTS AND OPPORTUNITIES

- 46a-60 Discriminatory employment practices prohibited. - Requires a municipality or other employer to provide notifications and make reasonable accommodations as specified.
Enactment: 1949 Rev., S. 7405; mandate created by PA 17-118, Sec. 1

Uncodified Public Acts (Section C Mandates)

- PA 22-47 An Act Concerning Children's Mental Health. - Requires group health insurance policies to provide coverage for two mental health wellness examinations per year that are performed by a licensed mental health professional or primary care provider as specified.
Enactment: 2022, PA 22-47, Sec. 42
- PA 22-47 An Act Concerning Children's Mental Health. - Requires group health insurance policies to provide coverage for health care services that a primary care provider provides to an insured under the Collaborative Care Model as specified.
Enactment: 2022, PA 22-47, Sec. 48
- PA 22-47 An Act Concerning Children's Mental Health. - Prohibits group health insurance policies that provide coverage for acute inpatient psychiatric services from requiring prior authorization for specified services.
Enactment: 2022, PA 22-47, Sec. 56
- PA 22-90 An Act Concerning Required Health Insurance Coverage For Breast And Ovarian Cancer Susceptibility Screening. - Requires group insurance carriers to provide coverage for ovarian cancer screening as specified.
Enactment: 2022, P.A. 22-90, Sec. 4
- PA 22-118 An Act Adjusting The State Budget For The Biennium Ending June 30, 2023, Concerning Provisions Related To Revenue, School Construction And Other Items To Implement The State Budget And Authorizing And Adjusting Bonds Of The State. - Requires group health insurance policies to provide health enhancement programs as specified
Enactment: 2022, P.A. 22-118, Sec. 224

Part II - Regulatory Mandates

Section A Regulatory Mandates

Includes regulations that mandate actions specifically by municipalities

The ACIR believes this supplement captures all changes to the full mandate compendium arising from legislation enacted during 2022. Regulatory changes to Sec. 16-245-1 and 16-245a-1 of the state's Renewable Energy Portfolio Standards, published 12/27/2022, might also have the impact of a mandate, but the timing does not permit the ACIR to consider such a change prior to the January, 2023 deadline for this report. The ACIR will address that in next year's edition of the compendium. Otherwise, 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

The ACIR believes this supplement captures all changes to the full mandate compendium arising from legislation enacted during 2022. Regulatory changes to Sec. 16-245-1 and 16-245a-1 of the state's Renewable Energy Portfolio Standards, published 12/27/2022, might also have the impact of a mandate, but the timing does not permit the ACIR to consider such a change prior to the January, 2023 deadline for this report. The ACIR will address that in next year's edition of the compendium. Otherwise, no Section B regulatory mandates were created or modified this year.