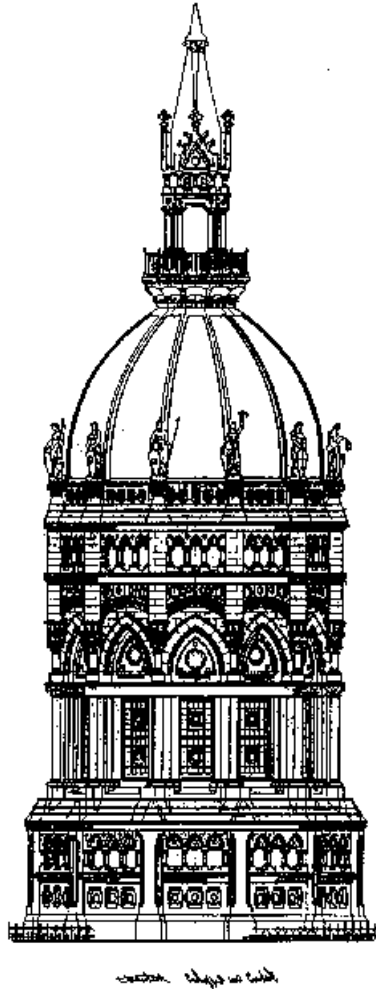


STATE MANDATES ON MUNICIPALITIES: ACTIONS IN 2022



a report by the
**CONNECTICUT ADVISORY COMMISSION ON
INTERGOVERNMENTAL RELATIONS**

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November 10, 2022

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ADVISORY COMMISSION ON INTERGOVERNMENTAL RELATIONS

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November 10, 2022

To the Leaders of the Connecticut General Assembly:

The Advisory Commission on Intergovernmental Relations (ACIR) has completed its annual report on state mandates and mandate reductions arising from this year's legislative session. The report is prepared in accordance with Connecticut General Statutes (CGS) [Sec. 2-32c](#) and is based on the definition of mandate in [CGS Sec. 2-32b](#), which includes actions requiring a local government to create, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues. Requirements enacted to comply with federal mandates or required by court order, however, are excluded.

The ACIR believes this report includes all legislation that added to or reduced the burden of mandates on municipalities in 2022 but welcomes requests to reconsider any public or special acts. The ACIR maintains a separate [mandates compendium](#) that lists all mandates and anything overlooked in this report can be added to the compendium to ensure it is recognized as a mandate in the future.

This report is organized on a bill-by-bill basis to focus on the bill adoption process, including the legislative committees that considered them and the analysis of bills by the legislature's Office of Fiscal Analysis (OFA). What the ACIR's review does not account for, however, are how a bill's mandates or mandate reductions evolved during the legislative process. The bill passed at the end of the process might have little in common with the bill that received a committee hearing and that was passed by its original committee.

It is important to recognize that some of the listed acts include only one section imposing or reducing a mandate, while others have multiple sections doing so. PA 22-118, for instance, created or expanded fourteen mandates. The ACIR reports the number of bills that imposed or reduced mandates but must point out that those number counts are an imperfect measure of the mandates enacted each year. Some bills listed here included only one section imposing a mandate, another had fourteen.

In 2022, 24 bills passed with one or more sections that the ACIR considers to be a mandate. For reference, thirty-one had done so in 2021 but only four did in 2020. An additional seven bills passed in 2022 have the impact of a mandate but are not specifically directed at municipalities. Common examples are new requirements that apply to all employers or to facilities caring for children. There had been many more of these mandates in 2021 – sixteen – but only three in 2020. Such mandates are identified as "Section C" mandates in the ACIR's mandates compendiums. The ACIR also tracks mandate reductions, legislation providing relief from existing mandates. This report identifies five bills passed in 2022 that reduced or eliminated mandates, compared with seven in 2021 and zero in 2020.

Many mandates seem relatively minor when viewed in isolation, but the large number of seemingly insignificant mandates can have a significant cumulative impact. It is not uncommon

for the ACIR to identify a mandate in legislation for which the legislature's Office of Fiscal Analysis (OFA) reported no mandate. The ACIR is not criticizing the work of OFA staff, who operate under daunting time constraints, but the OFA does sometimes describe legislation as not imposing a mandate based on the presumption that a new requirement can be handled by the current staff of municipal government or school districts. Staff time and local resources dedicated to a new task, however, are no longer available for other current or future tasks.

The ACIR recognizes the shortcomings in the consideration of mandates and is considering new approaches for evaluating mandates. For instance, 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 assist state and local officials in weighing the expected benefits of legislation imposing mandates against the costs to be borne by municipalities.

Another issue to consider 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, at no immediate cost to the town, handle a mandate requiring an engineering review. 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 but might be even more significant. A focused review of how a few mandates impacted different municipalities might improve the understanding of how future mandates might be experienced.

Despite the ACIR's work drawing attention to mandates, it does not want these reports to be viewed as a "hit list" of statutes to be eliminated. Acknowledging the potential cost of a mandate does not deny the potential benefit of the legislation; the ACIR just believes costs should be recognized. No matter how worthwhile, a mandate imposes constraints on municipalities and obliges them to raise additional funds or change priorities from what might be the will of the community. Even if a new state requirement is funded at first, in which case it is not a mandate according to the state definition, the state might not continue to fund that requirement in the future, at which point it would become a mandate but might not be recognized.

ACIR has long pointed out that, from a legal and from a practical standpoint, it is appropriate for the state to impose some level of requirements on municipalities. Legally, under the 1965 Constitution, municipalities conduct their business under a limited delegation of authority by the state. Practically, many governmental functions are intended to meet statewide expectations or to promote statewide uniformity but are best administered at a local scale. The details of such requirements and responsibility for the resulting costs will continue to be the subjects of much debate.

If there are any questions regarding the enclosed report, please contact the ACIR via Bruce Wittchen at (860) 418-6323 or bruce.wittchen@ct.gov.

Sincerely yours,



Brendan Sharkey
Chair



John Filchak
Vice-Chair

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State Mandate Definition

[Connecticut General Statutes Sec. 2-32b](#). *State mandates to local governments. Definitions. Cost estimate required. Procedures re bills creating or enlarging mandates.*

(a) As used in this section:

(1) "Local government" means any political subdivision of the state having power to make appropriations or to levy taxes, including any town, city or borough, consolidated town and city or consolidated town and borough, any village, any school, sewer, fire, water or lighting district, metropolitan district, any municipal district, any beach or improvement association, and any other district or association created by any special act or pursuant to chapter 105, or any other municipal corporation having the power to issue bonds;

(2) "State mandate" means 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;

(3) "Local government organization and structure mandate" means a state mandate concerning such matters as: (A) The form of local government and the adoption and revision of statutes on the organization of local government; (B) the establishment of districts, councils of governments, or other forms and structures for interlocal cooperation and coordination; (C) the holding of local elections; (D) the designation of public officers, and their duties, powers and responsibilities and (E) the prescription of administrative practices and procedures for local governing bodies;

(4) "Due process mandate" means a state mandate concerning such matters as: (A) The administration of justice; (B) notification and conduct of public hearings; (C) procedures for administrative and judicial review of actions taken by local governing bodies and (D) protection of the public from malfeasance, misfeasance, or nonfeasance by local government officials;

(5) "Benefit spillover" means the process of accrual of social or other benefits from a governmental service to jurisdictions adjacent to or beyond the jurisdiction providing the service;

(6) "Service mandate" means a state mandate as to creation or expansion of governmental services or delivery standards therefor and those applicable to services having substantial benefit spillover and consequently being wider than local concern. For purposes of this section, applicable services include but are not limited to elementary and secondary education, community colleges, public health, hospitals, public assistance, air pollution control, water pollution control and solid waste treatment and disposal. A state mandate that expands the duties of a public official by requiring the provision of additional services is a "service mandate" rather than a "local government organization and structure mandate";

(7) "Interlocal equity mandate" means a state mandate requiring local governments to act so as to benefit other local governments or to refrain from acting to avoid injury to, or conflict with neighboring jurisdictions, including such matters as land

use regulations, tax assessment procedures for equalization purposes and environmental standards;

(8) "Tax exemption mandate" means a state mandate that exempts privately owned property or other specified items from the local tax base;

(9) "Personnel mandate" means a state mandate concerning or affecting local government: (A) Salaries and wages; (B) employee qualifications and training except when any civil service commission, professional licensing board, or personnel board or agency established by state law sets and administers standards relative to merit-based recruitment or candidates for employment or conducts and grades examinations and rates candidates in order of their relative excellence for purposes of making appointments or promotions to positions in the competitive division of the classified service of the public employer served by such commission, board or agency; (C) hours, location of employment, and other working conditions and (D) fringe benefits including insurance, health, medical care, retirement and other benefits.

PUBLIC ACTS INCLUDED IN LISTING

PUBLIC ACT NO.	BILL NO.	<u>MANDATES</u>	PAGE
<u>22-3</u>	HB 5269	An Act Concerning Remote Meetings Under The Freedom Of Information Act	<u>1</u>
<u>22-25</u>	SB 4	An Act Concerning The Connecticut Clean Air Act	<u>1</u>
<u>22-30</u>	HB 5205	An Act Concerning Fair Rent Commissions	<u>1</u>
<u>22-34</u>	HB 5367	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	<u>2</u>
<u>22-35</u>	HB 5427	An Act Concerning The Recommendations Of The Office Of Finance Within The Office Of Policy And Management	<u>2</u>
<u>22-47</u>	HB 5001	An Act Concerning Children's Mental Health	<u>2</u>
<u>22-49</u>	HB 5045	An Act Reducing Lead Poisoning	<u>3</u>
<u>22-56</u>	HB 5331	An Act Concerning The Liquor Control Act And Related Statutes	<u>3</u>
<u>21-57</u>	HB 5313	An Act Concerning Temporary Nursing Services Agencies, Reporting Of Involuntary Transfers And Discharges From Nursing Homes And Residential Care Homes, Elder Abuse Training, Legal Rights Of Long-Term Care Applicants And A Study Of Managed Residential Community Issues	<u>4</u>
<u>22-61</u>	HB 5349	An Act Concerning The Timely Reporting By The Police Of A Death	<u>4</u>
<u>22-66</u>	SB 133	An Act Allowing Police Officers To Wear Religious Head Coverings As Part Of A Police Uniform	<u>4</u>
<u>22-73</u>	HB 5168	An Act Concerning Property Tax Exemptions For Property Used For Charitable Purposes	<u>5</u>
<u>22-74</u>	HB 5169	An Act Concerning The Recommendations Of The Intergovernmental Policy And Planning Division Within The Office Of Policy And Management And The Extension Of The Commission On Connecticut's Development And Future	<u>5</u>
<u>22-80</u>	SB 1	An Act Concerning Childhood Mental And Physical Health Services In Schools	<u>5</u>
<u>22-81</u>	SB 2	An Act Expanding Preschool And Mental And Behavioral Services For Children	<u>6</u>
<u>22-87</u>	HB 5243	An Act Concerning The Identification And Prevention Of And Response To Adult Sexual Misconduct Against Children	<u>6</u>
<u>22-114</u>	HB 5372	An Act Concerning Periodic Behavioral Health Assessments, Police Officer Recruitment, School Resource Officers, Reporting Of Violations To The Police Officer Standards And Training Council, Investigations By The Inspector General, Minimum Standards And	<u>7</u>

		Practices For The Administration, Management And Operation Of Law Enforcement Units And The Correction Advisory Committee	
<u>22-115</u>	HB 5417	An Act Concerning Juvenile Justice And Services, Firearms Background Checks, And Larceny Of A Motor Vehicle	<u>7</u>
<u>22-116</u>	HB 5446	An Act Concerning Assorted Revisions And Additions To The Education Statutes	<u>7</u>
<u>22-117</u>	HB 5473	An Act Concerning The Department Of Revenue Services' Recommendations For Tax Administration And Revisions To The Tax And Related Statutes	<u>8</u>
<u>22-118</u>	HB 5506	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	<u>8</u>
<u>22-125</u>	SB 228	An Act Concerning The Pipeline For Connecticut's Future Program And The Provision Of Information About The Availability Of Technical Education And Career Schools And Regional Agricultural Science And Technology Education Centers	<u>9</u>
<u>22-132</u>	SB 389	An Act Concerning Traffic Mitigation	<u>9</u>
<u>22-139</u>	SB 313	An Act Concerning Adoption Of The Recommendations Of The Task Force To Study Cancer Relief Benefits For Firefighters	<u>9</u>

MANDATES NOT SPECIFICALLY DIRECTED AT MUNICIPALITIES

PUBLIC ACT NO.	BILL NO.		PAGE
<u>22-40</u>	HB 5255	An Act Concerning Recommendations By The Department Of Transportation And Various Revisions To The Transportation Statutes	<u>10</u>
<u>22-47</u>	HB 5001	An Act Concerning Children's Mental Health	<u>10</u>
<u>22-81</u>	SB 2	An Act Expanding Preschool And Mental And Behavioral Services For Children	<u>10</u>
<u>22-82</u>	SB 5	An Act Concerning Online Dating Operators, The Creation Of A Grant Program To Reduce Occurrences Of Online Abuse And The Provision Of Domestic Violence Training And Protections For Victims Of Domestic Violence	<u>11</u>
<u>22-90</u>	SB 358	An Act Concerning Required Health Insurance Coverage For Breast And Ovarian Cancer Susceptibility Screening	<u>11</u>
<u>22-118</u>	HB 5506	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	<u>11</u>
<u>22-145</u>	SB 286	An Act Concerning Elder Abuse Reporting Deadlines, Temporary Family Assistance, Certificates Of Need For	<u>12</u>

Long-Term Care Facilities And Civil Penalties For
Nursing Homes That Fail To Use Rate Increases For
Employee Wage Enhancements

NEW STATE MANDATE REDUCTIONS

PUBLIC ACT NO.	BILL NO.		PAGE
<u>22-58</u>	HB 5500	An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes	<u>13</u>
<u>22-74</u>	HB 5169	An Act Concerning The Recommendations Of The Intergovernmental Policy And Planning Division Within The Office Of Policy And Management And The Extension Of The Commission On Connecticut's Development And Future	<u>13</u>
<u>22-114</u>	HB 5372	An Act Concerning Periodic Behavioral Health Assessments, Police Officer Recruitment, School Resource Officers, Reporting Of Violations To The Police Officer Standards And Training Council, Investigations By The Inspector General, Minimum Standards And Practices For The Administration, Management And Operation Of Law Enforcement Units And The Correction Advisory Committee	<u>13</u>
<u>22-118</u>	HB 5506	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	<u>13</u>
<u>22-119</u>	SB 135	An Act Concerning Accreditation Standards For Law Enforcement Units	<u>13</u>

New State Mandates

[PA 22-3](#) (HB 5269)

An Act Concerning Remote Meetings Under The Freedom Of Information Act

Mandate Description

Sec. 2 increases the mandate of CGS Sec. 10-51 by enabling regional school districts to hold a district meeting electronically but requiring that it be done in accordance with Sec. 149 of JSS PA 21-2.

Committee(s) Reviewing Bill

Planning & Development

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA noted the potential cost to municipalities.

[PA 22-25](#) (SB 4)

An Act Concerning The Connecticut Clean Air Act

Mandate Description

Sec. 6 increases the mandate of CGS Sec. 12-81 by adding exemptions for electric vehicle charging stations, refueling equipment for fuel cell electric vehicles, and zero-emission school buses. Sec. 11 creates a new mandate that requires municipalities seeking matching funds to assist in their modernization of existing traffic signaling to provide transit signal priority and reduce idling in a manner specified by CT DOT. Sec. 13 creates a new mandate that requires all school buses to be zero-emission or alternative fuel buses, as specified, by 2030 and 2035, respectively. Sec. 17 increases the mandate of CGS Sec. 10-291 that requires schools receiving state funding to include EV charging stations as specified, marginally increasing the cost born by the municipality..

Committee(s) Reviewing Bill

Transportation
Finance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA identified the grand list reduction of Sec. 6, the potential revenue and cost of Sec. 11, the potential state funding shortfall of Sec. 13, and the cost of 17.

[PA 22-30](#) (HB 5205)

An Act Concerning Fair Rent Commissions

Mandate Description

Sec. 1 increases the mandate of CGS Sec. 7-148b and now 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.

Committee(s) Reviewing Bill

Housing
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *Various Municipalities: STATE MANDATE - Potential Cost* and identifies potential staff and consultant costs.

[PA 22-34](#) (HB 5367) 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

Mandate Description

Sec. 33 creates a new mandate by allowing municipalities to grant qualifying veterans an additional exemption from property taxes, which requires town clerks and assessors to perform specified tasks.

Committee(s) Reviewing Bill

Veterans Affairs

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: While not mentioning the potential demands on municipal staff, OFA wrote *Various Municipalities: Grand List Reduction* and explained that, if every municipality chose to implement the option at current mill rates, the cumulative revenue loss would be an estimated \$63.5 million.

[PA 22-35](#) (HB 5427) An Act Concerning The Recommendations Of The Office Of Finance Within The Office Of Policy And Management

Mandate Description

Sec. 5 increases the mandate of CGS Sec. 7-406c requiring municipalities to submit financial data electronically as specified. Sec. 9 increases the mandate of CGS Sec. 7-576c requiring municipalities to follow specified procedures if requesting designation as a Tier III municipality or if meeting specified criteria for designation.

Committee(s) Reviewing Bill

Planning & Development
Finance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: none

[PA 22-47](#) (HB 5001) An Act Concerning Children's Mental Health

Mandate Description

Sec. 12 requires school boards to complete and submit the state Dept. of Education survey regarding their employment of school mental health specialists. Sec. 17 does not directly create a mandate but requires Regional Educations Service Centers (RESCs) to hire a regional trauma coordinator and that will likely result in school boards having to pay more to support RESC operations in accordance with 10-66e or result in them receiving less in other services from their RESC. Sec. 19 requires a school's crisis intervention team to convene a behavior intervention

meeting to take specified actions when requested by a teacher. Sec.26 does not directly create a mandate but directs DESPP, in collaboration with DMHAS, to develop a plan to incorporate mental health, behavioral health and substance use disorder diversion into public safety answering point procedures, indirectly increasing the cost to municipalities due to the mandates of 28-25a and 28-25b. Sec. 28 requires school boards to include the National Suicide Prevention Lifeline number on student identification cards. Sec. 35 requires boards of education that choose to administer the peer-to-peer mental health support program developed pursuant to Sec. 34 of this act to select staff to complete that training and provide the program as specified. Sec. 36 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.

Committee(s) Reviewing Bill

Public Health
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported that Sections 16 – 21 and 35 allow local and regional boards of education to offer certain training and programs and it is assumed they would participate only if they have the staff and resources necessary to do so, as these provisions are not mandated.

[PA 22-49](#) (HB 5045) An Act Reducing Lead Poisoning

Mandate Description

Sec. 1 increases the mandate of CGS Sec. 19a-110 by reducing the lead thresholds requiring the specified actions. Sec. 2 increases the mandate of CGS Sec. 19a-110 by reducing the lead thresholds requiring the specified actions.

Committee(s) Reviewing Bill

Public Health
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *Various Municipalities: STATE MANDATE - Cost, up to \$5.5 million in FY 23 and up to \$20 million in FY 24 and also: The bill results in a cost to local health departments of up to \$5.5 million in FY 23 and \$20 million in FY 24 associated with increased operational costs and abatement activities due to lowering the blood lead level threshold. Estimates reflect operational costs of approximately \$1.5 million in FY 23 and abatement costs of up to \$4 million to the extent towns are required to cover the full cost of abatement. Similarly, FY 24 estimates assume operational costs of \$5 million and abatement costs of up to \$15 million.*

[PA 22-56](#) (HB 5331) An Act Concerning The Liquor Control Act And Related Statutes

Mandate Description

Sec. 9's change to CGS Sec. 7-255 increases the mandate identified for CGS Sec. 7-246 by prohibiting water pollution control authorities (WPCAs) from considering the volume of water used by breweries in setting sewer fees.

Committee(s) Reviewing Bill

General Law

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None* but described the revenue loss of Sec. 9: *Section 9 prohibits water pollution control authorities (WPCAs) from considering the volume of water consumed by beer manufacturers when setting sewerage fees. It is anticipated that any revenue loss a WPCA realizes as a result of this provision would be offset by increased sewer use fees and assessments on all users*

[PA 22-57](#) (HB 5313)

An Act Concerning Temporary Nursing Services Agencies, Reporting Of Involuntary Transfers And Discharges From Nursing Homes And Residential Care Homes, Elder Abuse Training, Legal Rights Of Long-Term Care Applicants And A Study Of Managed Residential Community Issues

Mandate Description

Sec. 13 increases the mandate of CGS Sec. 17a-412 by requiring mandated reporters to complete specified training, but the deadline is extended one year by Sec. 72 of PA 22-58.

Committee(s) Reviewing Bill

Aging

Public Health

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-61](#) (HB 5349)

An Act Concerning The Timely Reporting By The Police Of A Death

Mandate Description

Sec. 1 requires a sworn member of a law enforcement agency who encounters a deceased person while on duty to ensure that next of kin is notified as specified.

Committee(s) Reviewing Bill

Judiciary

Public Safety

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-66](#) (SB 133)

An Act Allowing Police Officers To Wear Religious Head Coverings As Part Of A Police Uniform

Mandate Description

Sec. 1 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.

Committee(s) Reviewing Bill

Public Safety

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-73](#) (HB 5168) An Act Concerning Property Tax Exemptions For Property Used For Charitable Purposes

Mandate Description

Sec. 2 increases the mandate of CGS 12-89 by requiring a board of assessors to also state upon its records the rationale for its determination of the valuation of the taxable portion of a property for which an organization claims a tax exemption.

Committee(s) Reviewing Bill

Planning & Development

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: None but mentioned grand list reductions resulting from another section.

[PA 22-74](#) (HB 5169) An Act Concerning The Recommendations Of The Intergovernmental Policy And Planning Division Within The Office Of Policy And Management And The Extension Of The Commission On Connecticut's Development And Future

Mandate Description

Sec. 1 expands eligibility for the local option component of the tax exemption of CGS Sec. 12-81g(b). Sec. 7 increases the mandate of CGS Sec. 12-62 by also requiring assessors to submit parcel data to OPM following each revaluation.

Committee(s) Reviewing Bill

Planning & Development

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported the potential grand list reduction of Sec. 1 and said Sec. 7 has no fiscal impact

[PA 22-80](#) (SB 1) An Act Concerning Childhood Mental And Physical Health Services In Schools

Mandate Description

Sec. 3 creates a mandate that requires school boards to complete and return the annual survey regarding concerning the employment of school social workers, school psychologists, school counselors and school nurses. Sec. 7 increases the mandate of CGS Sec. 10-212a by specifying procedures for schools choosing to maintain and administer opioid antagonists. Sec. 14. Increases the mandate of CGS Sec. 10-156a by potentially increasing the uninterrupted period employees receive for

lunch. Sec. 32 increases the mandate of CGS Sec. 10-16b by requiring schools' program of instruction to also include Asian American and Pacific Islander studies, as specified.

Committee(s) Reviewing Bill

Education

Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported significant state costs for Sec. 3 but said nothing of the municipal mandate. It mentions the mandates of Sec. 7, 14, and 32.

[PA 22-81](#) (SB 2)

An Act Expanding Preschool And Mental And Behavioral Services For Children

Mandate Description

Sec. 4 requires school boards to implement the mental health plan for student athletes developed by the SDE in accordance with Sec. 3. Sec. 8 requires school boards to hire or designate an employee to serve as the family care coordinator for the school district as specified. Sec. 9 increases the mandate of CGS Sec. 10-2210 by specifying details of policy to be adopted by school boards. Sec. 10 increases the mandate of CGS Sec. 10-29a by adding another day to the list of proclaimed special days to be observed in schools. Sec. 13 specifies a municipal option to abate property taxes as specified for child care facilities.

Committee(s) Reviewing Bill

Children

Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported that Sec. 4 will require school boards to implement student athlete mental health plans to be developed by SDE, with the potential scope currently unknown. Regarding Sec. 8, it says, *Section 8 could result in a cost to local and regional boards of education to the extent they hire rather than designate an existing employee to serve as the district's family care coordinator.* It reported no impact from Sec. 9 and, regarding Sec. 13, said municipalities can abate up to 100% of property taxes.

[PA 22-87](#) (HB 5243)

An Act Concerning The Identification And Prevention Of And Response To Adult Sexual Misconduct Against Children

Mandate Description

Sec. 1 creates a mandate requiring boards of education to administer the school health survey as specified if selected to do so. Sec 5 increases the mandate of 17a-101i by requiring school boards, as specified, to 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. Sec. 6 increases the mandate of CGS Sec. 17a-101q by increasing the number of training models and requiring them for all school employees, not only teachers

Committee(s) Reviewing Bill

Children

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-114](#) (HB 5372) An Act Concerning Periodic Behavioral Health Assessments, Police Officer Recruitment, School Resource Officers, Reporting Of Violations To The Police Officer Standards And Training Council, Investigations By The Inspector General, Minimum Standards And Practices For The Administration, Management And Operation Of Law Enforcement Units And The Correction Advisory Committee

Mandate Description

Sec. 4 increases the mandate CGS Sec. 7-294d by requiring the chief law enforcement officer of a law enforcement unit to report violations to the council as specified.

Committee(s) Reviewing Bill

Judiciary

Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-115](#) (HB 5417) An Act Concerning Juvenile Justice And Services, Firearms Background Checks, And Larceny Of A Motor Vehicle

Mandate Description

Sec. 6 creates a mandate that requires peace officers to complete the specified training program on detention orders. Sec. 7 increases the mandate of CGS Sec. 46b-133p by requiring municipal police departments to compile and sort detention data as specified.

Committee(s) Reviewing Bill

Judiciary

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-116](#) (HB 5446) An Act Concerning Assorted Revisions And Additions To The Education Statutes

Mandate Description

Sec. 9 increases the mandate of CGS Sec. 10-76d by requiring boards of education to make provisions for paraprofessionals to attend planning and placement team meetings as specified if requested.

Committee(s) Reviewing Bill

Education

Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported a potential revenue gain in another section.

[PA 22-117](#) (HB 5473) An Act Concerning The Department Of Revenue Services' Recommendations For Tax Administration And Revisions To The Tax And Related Statutes

Mandate Description

Sec. 7 creates a mandate that requires a chief of police to provide information to DRS as specified to gain access to tax returns and return information.

Committee(s) Reviewing Bill

Finance, Revenue, & Bonding

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-118](#) (HB 5506) 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

Mandate Description

Sec. 141 creates a new mandate that requires health districts to establish a system for owners of wells to report salt contamination. Health districts must submit reports to the state annually. Sec. 149 increases the mandate of CGS Sec. 19a-110 by reducing the blood lead threshold requiring specified actions by the director of health. Sec. 150 increases the mandate of CGS Sec. 19a-111 by reducing the blood lead threshold requiring specified actions by the director of health. Sec. 160 creates a new mandate that requires boards of education to adopt the model student work release policy as specified. Sec. 210 creates a new mandate that 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. Sec. 257 creates a new mandate that requires boards of education to provide a professional development program for paraeducators as specified. Sec. 258 increases the mandate of CGS Sec. 10-220a by also requiring boards of education to take specified steps regarding professional development for paraeducators. Sec. 263 increases the mandate of CGS Sec. 10-16b by making the climate change portion of the science curriculum mandatory, not voluntary. Sec. 367 creates a new mandate that 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. CGS Sec. 369 increases the mandate of CGS Sec. 10-220 by increasing the standards boards of education must follow regarding HVAC system operations & maintenance. Sec. 461 creates a mandate in CGS Sec. 13a-175a that requires municipalities to, each year, submit the specified information about their use of Town Aid Road funds. Sec. 462 creates a new mandate that requires a municipal CEO to submit specified information to OPM regarding advance notice to utilities regarding road work and requires utilities to submit comparable information.

Committee(s) Reviewing Bill

Emergency Certification

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported the mandates of Sections 141, 149, 150, 257, 258, 263, 369, and 462.

[PA 22-125](#) (SB 228)

An Act Concerning The Pipeline For Connecticut's Future Program And The Provision Of Information About The Availability Of Technical Education And Career Schools And Regional Agricultural Science And Technology Education Centers

Mandate Description

Sec. 3 increases the mandate of CGS Sec. 10-220d by requiring boards of education to post information to post information regarding listed education options online.

Committee(s) Reviewing Bill

Education

Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-132](#) (SB 389)

An Act Concerning Traffic Mitigation

Mandate Description

Sec. 1 creates a mandate that 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.

Committee(s) Reviewing Bill

Transportation

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-139](#) (SB 313)

An Act Concerning Adoption Of The Recommendations Of The Task Force To Study Cancer Relief Benefits For Firefighters

Mandate Description

Sec. 5 creates a new mandate that requires municipalities to annually contribute \$10 per career and volunteer firefighter, as specified, to the firefighters' cancer relief account.

Committee(s) Reviewing Bill

Labor

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported the municipal obligation.

Mandates Not Specifically Directed At Municipalities

[PA 22-40](#) (HB 5255) An Act Concerning Recommendations By The Department Of Transportation And Various Revisions To The Transportation Statutes

Mandate Description

Sec. 16 creates a mandate in CGS Sec. 13a-247 that requires utility companies, including municipal utilities, to obtain written permission from DOT before doing specified activities in state highways and take specified actions if requested.

Committee(s) Reviewing Bill

Transportation
Finance

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported a potential revenue gain to the state from fines, but not the associated mandate

[PA 22-47](#) (HB 5001) An Act Concerning Children's Mental Health

Mandate Description

Sec. 42 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. Sec. 48 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. Sec. 56 prohibits group health insurance policies that provide coverage for acute inpatient psychiatric services from requiring prior authorization for specified services.

Committee(s) Reviewing Bill

Public Health
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported that Sections 41 - 44, 47, 48, and 52 - 56 change the criteria for which health insurance policies must provide coverage in certain circumstances and results in a cost to fully insured municipalities.

[PA 22-81](#) (SB 2) An Act Expanding Preschool And Mental And Behavioral Services For Children

Mandate Description

Sec. 14 increases the mandate of CGS Sec. 19a-79 by requiring childcare facilities to notify a parent or guardian of an injury or illness and create and maintain records as specified. Sec. 15 increases the mandate of CGS Sec. 19a-87b by requiring family childcare homes to notify a parent or guardian of an injury or illness and create and maintain records as specified.

Committee(s) Reviewing Bill

Children
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA did not report a mandate in Sec. 14 or 15.

[PA 22-82](#) (SB 5) An Act Concerning Online Dating Operators, The Creation Of A Grant Program To Reduce Occurrences Of Online Abuse And The Provision Of Domestic Violence Training And Protections For Victims Of Domestic Violence

Mandate Description

Sec. 8 increases the mandate of CGS Sec. 46a-54 by requiring employers of three or more employees to post information as specified concerning domestic violence. Sec. 10 increases the mandate of CGS Sec. 46a-60 by prohibiting employers from denying reasonable leave for specified purposes and specifying other provisions.

Committee(s) Reviewing Bill

Judiciary
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-90](#) (SB 358) An Act Concerning Required Health Insurance Coverage For Breast And Ovarian Cancer Susceptibility Screening

Mandate Description

Sec. 2 increases the mandate of CGS Sec.n38a-530 by expanding list of justifications for breast cancer screening at various ages. Sec. 4 creates a mandate that requires group insurance carriers to provide coverage for ovarian cancer screening as specified.

Committee(s) Reviewing Bill

Insurance
Appropriations

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *Various Municipalities: STATE MANDATE - Cost and mentioned potential impact on group health plans.*

[PA 22-118](#) (HB 5506) 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

Mandate Description

Sec. 224 creates a new mandate that requires group health insurance policies to provide health enhancement programs as specified.

Committee(s) Reviewing Bill

Emergency Certification

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

[PA 22-145](#) (SB 286) An Act Concerning Elder Abuse Reporting Deadlines, Temporary Family Assistance, Certificates Of Need For Long-Term Care Facilities And Civil Penalties For Nursing Homes That Fail To Use Rate Increases For Employee Wage Enhancements

Mandate Description

Sec. 1 increases the mandate of CGS Sec. 17b-451 by reducing the amount of time before a mandatory reporter must report suspected elder abuse or neglect requires additional training if an incident is not reported as required.

Committee(s) Reviewing Bill

Human Services

Summary of OFA Municipal Fiscal Impact Statement (as relates to the mandate portion of the bill)

OFA reported: *None*

State Mandate Reductions

[PA 22-58](#) (HB 5500) An Act Concerning The Department Of Public Health's Recommendations Regarding Various Revisions To The Public Health Statutes

Mandate Reduction Description

Sec. 56 reduces the mandate of CGS Sec. 19a-408 by allowing the Office of the Chief Medical Examiner to take custody and coordinate the disposition of an unclaimed body that would otherwise be the responsibility of the municipality.

[PA 22-74](#) (HB 5169) An Act Concerning The Recommendations Of The Intergovernmental Policy And Planning Division Within The Office Of Policy And Management And The Extension Of The Commission On Connecticut's Development And Future

Mandate Reduction Description

Sec. 23 repeals CGS Sec. 7-148dd and 2-63i, eliminating mandates previously identified by the ACIR..

[PA 22-114](#) (HB 5372) An Act Concerning Periodic Behavioral Health Assessments, Police Officer Recruitment, School Resource Officers, Reporting Of Violations To The Police Officer Standards And Training Council, Investigations By The Inspector General, Minimum Standards And Practices For The Administration, Management And Operation Of Law Enforcement Units And The Correction Advisory Committee

Mandate Reduction Description

Sec. 1 reduces the mandate of CGS Sec. 7-291e by allowing the behavioral health assessment to be conducted by a licensed clinical social worker.

[PA 22-118](#) (HB 5506) 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

Mandate Reduction Description

Sec. 77 reduces the mandate of CGS Sec. 29-5 by requiring the state, not the municipality, to pay the state employees' retirement system fringe recovery rate as specified.

[PA 22-119](#) (SB 135) An Act Concerning Accreditation Standards For Law Enforcement Units

Mandate Reduction Description

Sec. 1 reduces the mandate of CGS Sec. 7-294ee by requiring the CT Police Officer Standards and Training Council to develop the required accreditation process rather have it be conducted by national commission with a charge to municipalities.

Appendix A

MANDATE LEGISLATION LISTED BY COMMITTEE OF COGNIZANCE

Emergency Certification

A procedure by which the speaker and president pro tempore jointly propose a bill and send it directly to the House or Senate floor for action with no committee referral or hearings

PA 22-118 (HB 5506) 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

Aging

PA 21-57 (HB 5313) An Act Concerning Temporary Nursing Services Agencies, Reporting Of Involuntary Transfers And Discharges From Nursing Homes And Residential Care Homes, Elder Abuse Training, Legal Rights Of Long-Term Care Applicants And A Study Of Managed Residential Community Issues

Children

PA 22-81 (SB 2) An Act Expanding Preschool And Mental And Behavioral Services For Children

PA 22-87 (HB 5243) An Act Concerning Online Dating Operators, The Creation Of A Grant Program To Reduce Occurrences Of Online Abuse And The Provision Of Domestic Violence Training And Protections For Victims Of Domestic Violence

Education

PA 22-80 (SB 1) An Act Concerning Childhood Mental And Physical Health Services In Schools

PA 22-116 (HB 5446) An Act Concerning Assorted Revisions And Additions To The Education Statutes

PA 22-125 (SB 228) An Act Concerning The Pipeline For Connecticut's Future Program And The Provision Of Information About The Availability Of Technical Education And Career Schools And Regional Agricultural Science And Technology Education Centers

Finance, Revenue, & Bonding

PA 22-117 (HB 5473) An Act Concerning The Department Of Revenue Services' Recommendations For Tax Administration And Revisions To The Tax And Related Statutes

General Law

PA 22-56 (HB 5331) An Act Concerning The Liquor Control Act And Related Statutes

Housing

PA 22-30 (HB 5205) An Act Concerning Fair Rent Commissions

Human Services

PA 22-145 (SB 286) An Act Concerning Elder Abuse Reporting Deadlines, Temporary Family Assistance, Certificates Of Need For Long-Term Care Facilities And Civil Penalties For Nursing Homes That Fail To Use Rate Increases For Employee Wage Enhancements

PA 22-145 (SB 286) An Act Concerning Elder Abuse Reporting Deadlines, Temporary Family Assistance, Certificates Of Need For Long-Term Care Facilities And Civil Penalties For Nursing Homes That Fail To Use Rate Increases For Employee Wage Enhancements

Insurance and Real Estate

PA 22-90 (SB 358) An Act Concerning Required Health Insurance Coverage For Breast And Ovarian Cancer Susceptibility Screening

Judiciary

PA 22-61 (HB 5349) An Act Concerning The Timely Reporting By The Police Of A Death

PA 22-82 (SB 5) An Act Concerning Online Dating Operators, The Creation Of A Grant Program To Reduce Occurrences Of Online Abuse And The Provision Of Domestic Violence Training And Protections For Victims Of Domestic Violence

PA 22-115 (HB 5417) An Act Concerning Juvenile Justice And Services, Firearms Background Checks, And Larceny Of A Motor Vehicle

Labor and Public Employees

PA 22-139 (SB 313) An Act Concerning Adoption Of The Recommendations Of The Task Force To Study Cancer Relief Benefits For Firefighters

Planning and Development

PA 22-3 (HB 5269) An Act Concerning Remote Meetings Under The Freedom Of Information Act

PA 22-35 (HB 5427)	An Act Concerning The Recommendations Of The Office Of Finance Within The Office Of Policy And Management
PA 22-73 (HB 5168)	An Act Concerning Property Tax Exemptions For Property Used For Charitable Purposes
PA 22-74 (HB 5169)	An Act Concerning The Recommendations Of The Intergovernmental Policy And Planning Division Within The Office Of Policy And Management And The Extension Of The Commission On Connecticut's Development And Future

Public Health

PA 22-47 (HB 5001)	An Act Concerning Children's Mental Health
PA 22-49 (HB 5045)	An Act Reducing Lead Poisoning

Public Safety

PA 22-66 (SB 133)	An Act Allowing Police Officers To Wear Religious Head Coverings As Part Of A Police Uniform
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Transportation

PA 22-25 (SB 4)	An Act Concerning The Connecticut Clean Air Act
PA 22-40 (HB 5255)	An Act Concerning Recommendations By The Department Of Transportation And Various Revisions To The Transportation Statutes
PA 22-132 (SB 389)	An Act Concerning Traffic Mitigation

Veterans' Affairs

PA 22-34 (HB 5367)	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
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Appendix B

Sec. 2-32c. Submission to General Assembly of list of state mandates. On and after July 1, 2019, the Connecticut Advisory Commission on Intergovernmental Relations, established pursuant to section 2-79a, shall, not more than ninety days after adjournment of any regular or special session of the General Assembly or November fifteenth immediately following adjournment of a regular session, whichever is later, submit to the speaker of the House of Representatives, the president pro tempore of the Senate, the majority leader of the House of Representatives, the majority leader of the Senate, the minority leader of the House of Representatives, the minority leader of the Senate and the chief elected official of each municipality a report that lists each state mandate enacted during said regular or special session of the General Assembly. Not later than five days after receipt of the report, the speaker and the president pro tempore shall refer each state mandate to the joint standing committee or select committee of the General Assembly having cognizance of the subject matter of the mandate.