

## **Public Act No. 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.

### **Sec. 461.**

Section 13a-175a of the general statutes is repealed and the following is substituted in lieu thereof (Effective July 1, 2022):

(a) For each fiscal year there shall be allocated twelve million five hundred thousand dollars out of the funds appropriated to the Department of Transportation, or from any other source, not otherwise prohibited by law, to be used by the towns for the construction, reconstruction, improvement or maintenance of highways, sections of highways, bridges or structures incidental to highways and bridges or the improvement thereof, including the plowing of snow, the sanding of icy pavements, the trimming and removal of trees, the installation, replacement and maintenance of traffic signs, signals and markings, [and] for traffic control and vehicular safety programs, traffic and parking planning and administration, and other purposes and programs related to highways, traffic and parking, and for the purposes of providing and operating essential public transportation services and related facilities.

(b) Notwithstanding the provisions of subsection (a) of this section, the Secretary of the Office of Policy and Management, in the secretary's discretion, may approve the use of funds by a town for purposes other than those enumerated in said subsection. [(a).]

(c) Not later than September 1, 2022, and annually thereafter, each town or district that received funds pursuant to subsection (a) of this section in the preceding fiscal year shall submit a report to the Commissioner of Transportation, in the form and manner prescribed by the commissioner, detailing the amount of such funds expended in such fiscal year for each of the usages enumerated in said subsection or approved pursuant to subsection (b) of this section.

### **OLR Report**

Requires each town or district that received TAR funds to annually report to the transportation commissioner on how the funds were used. Starting by September 1, 2022, the bill requires each town or district that received Town Aid Road (TAR) funds to annually report to the transportation commissioner, in a form and manner he prescribes, detailing how the funds were used the previous fiscal year. Specifically, it must list how much TAR funding the town or district spent on each of the permitted uses of TAR funds (e.g., highway construction, reconstruction, improvement, or maintenance).

### **Section 462**

Sec. 462. (Effective from passage) (a) The chief executive officer of each municipality shall submit to the Secretary of the Office of Policy and Management, not later than December 1,

2022, a letter stating (1) whether the municipality provides advance notification to gas, water or other utility companies of any impending project involving the paving, repaving or grading of a street or road that includes any gas, water or other utility infrastructure, including maintenance hole covers, sewer grates and utility service grates, that could impede the safe operation of vehicles, and (2) whether the municipality performs a final inspection and approval of such project. For each affirmative answer, the municipality shall include a description of the process to provide such advance notification or the procedures for such final inspection and approval, or both, as applicable.

(b) Each gas, water or other utility company whose infrastructure, including maintenance hole covers, sewer grates and utility service grates, is situated so that it has the potential to be impacted by the paving, repaving or grading of a street or road shall submit to the Secretary of the Office of Policy and Management, not later than December 1, 2022, a description of such company's experiences with respect to receiving advance notification of a project described in subsection (a) of this section from each municipality whose project may impact such company's infrastructure.

(c) Not later than January 1, 2023, the Secretary of the Office of Policy and Management shall submit a report, in accordance with the provisions of section 11-4a of the general statutes, to the joint standing committees of the General Assembly having cognizance of matters relating to transportation, finance, revenue and bonding and appropriations. Such report shall include (1) a summary of the processes described under subsection (a) of this section to provide advance notification to gas, water or other utility companies, (2) a summary of the final inspection and approval procedures described under subsection (a) of this section, (3) a comparison of the descriptions provided by any such company under subsection (b) of this section and the municipalities' descriptions of advance notification processes, and (4) any other information deemed relevant by the secretary.

### **OLR Note**

Requires municipalities, utility companies, and OPM to submit certain reports related to advanced notice of road projects affecting utility infrastructure and inspection procedures upon project completion

#### Town Report

By December 1, 2022, the bill requires each municipality's chief executive officer to submit to the OPM secretary a letter stating whether the municipality does the following:

1. provides advanced notice to gas, water, or other utility companies of any impending road project involving paving, repaving, or grading of a street or road that include any gas, water, or other utility infrastructure (including maintenance hole covers, sewer grate, and utility service grates) that could impede the safe operation of vehicles and
2. performs a final inspection and approval of the project.

For each affirmative response, the municipality must include a description of the process for providing advanced notice or the procedures for final inspection and approval.

#### Utility Company Report

By December 1, 2022, each gas, water, or other utility company whose infrastructure is situated so that it may be impacted by road paving, repaving, or grading must submit to OPM a description of the company's experience with advance project notice from each municipality whose project may impact that company's infrastructure.

#### OPM Report

By January 1, 2023, the OPM secretary must report the following to the Appropriations; Transportation; and Finance, Revenue and Bonding committees:

1. a summary of the (a) processes the municipalities describe for providing advanced notice to utility companies and, (b) final inspection and approval processes the municipalities describe,
2. a comparison of the descriptions provided by the municipalities and the utility companies of the advanced notice process, and
3. any other information the OPM secretary deems relevant.

EFFECTIVE DATE: Upon passage

#### **OFA Fiscal Note:**

Section 461 and 462 establishes certain reporting requirements for municipalities, which has no fiscal impact. It also requires the Office of Policy and Management (OPM) to conduct a study regarding the notification process to gas, water and utility companies of certain state and municipal road projects. This has no fiscal impact as it is anticipated that OPM can conduct the study with existing resources.