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SB0339

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**JOINT
STANDING
COMMITTEE
HEARINGS**

**GOVERNMENT
ADMINISTRATION
AND ELECTIONS
PART 2
326 - 639**

2012

is it educational for the students, will it keep a lot of students on task, will it give them a lot of things to do. You know, small jobs doesn't give a lot of students a task. I want late-model collision cars. I'm not here to restore somebody's antique car. I want to teach my students how to do repair, late model collision cars, because that's what they're going to do when they get out there.

So the limits should be set on -- on the educational value and what it is.

REP. LESSER: But not on a dollar value?

DANIEL THIBAUT: Not so much on a dollar value.

REP. LESSER: Right, gotcha.

REP. MORIN: Anyone else? Thank you very much for coming.

DANIEL THIBAUT: Thank you.

REP. MORIN: We are going to go back to SENATE BILL 339 because I see Commissioner DeFronzo here, and if you're ready commissioner. If you need a minute, we'll keep going. He's a scout. He's always prepared.

COMMISSIONER DONALD J. DEFRONZO: I forgot, you know, so quickly. My name is Don DeFronzo, Commissioner of the Department of Administrative Services. I'd like to thank the committee for raising the bills that I'm going to speak on this morning.

First, SENATE BILL 339 - AN ACT REVISING STATUTES CONCERNING THE DEPARTMENT OF ADMINISTRATIVE SERVICES. This bill makes a number of changes to the DAS statutes to

HB5396
HB5397
SB286

eliminate obsolete Boards and Commissions, to streamline, merge or eliminate reports and other provisions that are outdated, redundant or do not add value any longer.

In the interest of time I will not review each of the 25 sections of this bill, but I would be happy to answer any questions you might have concerning the proposed changes.

The second bill, HOUSE BILL 5396 - AN ACT CONCERNING THE STATE FLEET AND MILEAGE, FUEL AND EMISSION STANDARDS, this bill is intended to reconcile the goals of energy efficiency and Green purchasing with the realities of the current automotive marketplace. Specifically, it is intended to modify unachievable statutory requirements relating to the state fleet by modifying three provisions of Section 4(a)-67(d).

First, the bill would eliminate the requirement that the DAS fleet have an average estimated highway gas mileage rating of 40 MPG. There are only a limited number of commercially available vehicles with a 40 MPG or higher highway rating. And although the state may be able to purchase some of these vehicles and have in fact purchased a number of these vehicles such as the Ford Focus, many of the other vehicles are either too expensive or too small to meet the state's vehicle business needs. Some agencies need cars with more power or larger size in order to transport materials for clients and particularly transport prisoners, etc.

The second change that's being requested in this bill would extend the deadline to have 100 percent of the DAS fleet consist of alternative-fueled, hybrid or electric



STATE OF CONNECTICUT
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Testimony of Deborah J. Fuller
Government Administration and Elections Committee
Public Hearing
March 9, 2012

Senate Bill 339, An Act Revising Statutes Concerning
the Department of Administrative Services

Thank you for the opportunity to submit written testimony on behalf of the Judicial Branch on Senate Bill 339, An Act Revising Statutes Concerning the Department of Administrative Services. The Judicial Branch has concerns with some of the language in the bill - all related to the definition of "state agency" and whether the Judicial Branch is included in some of the requirements the bill would impose. In particular, we are concerned about the following sections of the bill:

- Lines 28-29: The wording here appears to put the Commissioner of Administrative Services in charge of issuing guidelines for how much every agency to whom the FOI act applies, including the Legislative and Judicial Branches as well as all other public agencies, may charge for computer-stored public records. Is this what was intended? The current statute requires only monitoring, which admittedly may be difficult, if not impossible.
- Lines 80-85: This section would require a "state agency" to get permission from OPM before it allows any of its premises to be used by an entity that is not a state agency: As used in this section, "state agency" includes both the Judicial and Legislative Branches. This would significantly impact the way the Branch operates with respect to the use of courthouses by outside organizations. We do

not believe this section should apply to property under the care and control of the Chief Court Administrator, and would respectfully request that the bill be amended to exclude the Judicial Branch from this requirement. This could be accomplished either by specifying that this subsection applies to any state agency within the Executive Branch, or to specifically exempt state real property under the control of the Chief Court Administrator.

- Section 11, line 399: Since this section of the statutes is being amended, we would respectfully request that the phrase "*and, where provided by statute, the Judicial Department*" be added after "Legislative Department." This amendment is needed in order to recognize the authority that the Chief Court Administrator has under C.G.S. sec. 4b-3(d) to represent the state in providing space for the Court Support Services Division, as part of a new or existing contract for an alternative incarceration or other program.

We have made the Department of Administrative Services aware of these concerns and expect that we will be able to arrive at a mutually agreeable solution to these issues.

Thank you for the opportunity to submit written testimony.



DEPARTMENT OF ADMINISTRATIVE SERVICES

STATE OF CONNECTICUT

165 Capitol Avenue
Hartford, CT 06106-1658SB 339

AA Revising Statutes Concerning the Department of Administrative Services

HB 5396

AAC the State Fleet and Mileage, Fuel and Emission Standards

HB 5397

AAC the Maximum Amount for Purchases Using the P-Card

Testimony of Donald DeFronzo
Commissioner of Administrative ServicesGovernment Administration & Elections Committee
March 9, 2012

Good morning Senator Slossberg, Representative Morin, Senator McLachlan, Representative Hwang, and distinguished members of the Government Administration and Elections Committee. My name is Donald DeFronzo and I am the Commissioner of the Department of Administrative Services (DAS). I'd like to thank the Committee for raising three proposals on behalf of DAS.

SB 339 - AA Revising Statutes Concerning the Department of Administrative Services

This bill makes a number of small changes to the DAS statutes to eliminate obsolete Boards and Commissions, and to streamline, merge or eliminate reports and other provisions that are outdated, redundant or do not add value.

Last year, the legislature passed and the Governor signed Public Act 11-150 which, among other things, required each state agency to (1) Review its existing federal and state statutory reporting requirements; (2) compile a list of all such required reports; and (3) issue recommendations for consolidating or eliminating duplicative or obsolete reports. DAS undertook this exercise and submitted a report to the legislature in December, as required by

the Public Act. Senate Bill 339 is the legislation that implements the recommendations in that report.

In the interests of time, I will not review each and every section of SB 339, but I am happy to answer any questions that the Committee may have about the provisions in the bill.

HB 5396 - AAC the State Fleet and Mileage, Fuel and Emission Standards

This bill is intended to reconcile the goals of energy efficiency and "green" purchasing with the realities of the current automotive marketplace. Specifically, it is intended to modify unachievable statutory requirements relating to the state fleet by modifying three provisions of section 4a-67d.

First, the bill eliminates the requirement that the DAS fleet have an average estimated highway gas mileage rating of 40 MPG. There are only a limited number of commercially available vehicles with a 40 MPG or higher highway rating. Although the state may be able to purchase some of these vehicles, such as the 2012 Ford Focus, many of the other vehicles are either too expensive or too small to meet the state's vehicle needs. Some agencies need cars with more power or larger size (i.e. for carrying specialized equipment, prisoner transport, client transport, etc.).

Moreover, the state is also subject to the federal Energy Policy Act, or "EPAct," which makes compliance with the existing provision impossible. EPAct requires that 75% of the state's purchases of light duty fleet vehicles be Alternatively Fueled Vehicles ("AFVs"). Notably, hybrid vehicles do not qualify as AFVs under federal law. To DAS's knowledge, the only AFVs that average 40 MPG or more are the Chevy Volt and the Nissan Leaf, which are both expensive for their class and too small to serve all the needs of state agencies.

Additionally, HB 5396 extends the deadline to have 100% of the DAS fleet consist of alternative-fueled, hybrid or electric vehicles from January 1, 2012 to January 1, 2016. DAS was unable to meet the January 2012 deadline because there are simply not enough commercially available alternative fuel vehicles, hybrids, or plug-in electric vehicles that meet all the state's business needs. Currently, approximately 58% of the state fleet meets the requirements of this section. DAS will continue to buy compact AFVs whenever it is practical and meets the business needs of the agencies, however, the requirement that 100% of all the state's car and light duty truck purchases be alternative-fueled, hybrid electric or plug-in electric by January 1, 2012 is unachievable. Indeed this statute has been an audit finding for DAS in the past.

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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
2012**

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mr/ch/rgd/gdm/gbr
HOUSE OF REPRESENTATIVES

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May 9, 2012

Representative Brendan Sharkey, House Majority
Leader, sir, for what reason do you rise?

REP. SHARKEY (88th):

Thank you, Mr. Speaker.

Mr. Speaker, just to be safe, I move that we
immediately transmit all items that we've taken up here
in the House that require additional action in the Senate.

SPEAKER DONOVAN:

The motion is to immediately transmit all items that
need any further action to the Senate.

Any objection?

Hearing none, all items are immediately transmitted.

Representative Sharkey.

REP. SHARKEY (88th):

Thank you, Mr. Speaker.

Mr. Speaker, we're going to now do -- begin our work
on a consent calendar. There are a number of bills that
will not require amendments and I'd like to read them now
by calendar number.

They would be Calendar Number 204, Calendar Number
412, Calendar Number 425, Calendar 426, Calendar 442,
Calendar 460, Calendar 495, Calendar 507, and Calendar
508.

SPEAKER DONOVAN:

HB 308

SB 157

SB 339

SB 340

SB 41

SB 116

SB 188

SB 371

SB 391

Motion is to place these items on the consent calendar.

Is there any objection?

Any objection?

Hearing none, those items are placed on the consent calendar.

Will the Clerk please call Calendar 71.

THE CLERK:

On page 2, Calendar 71, Substitute for House Bill Number 5025, AN ACT CONCERNING THE OWNERSHIP OF PUBLIC ACCOUNTING FIRMS, favorable report by the Committee on Government Administration and Elections.

SPEAKER DONOVAN:

Representative Russ Morin.

REP. MORIN (28th):

Good evening, Mr. Speaker.

SPEAKER DONOVAN:

Good evening, sir.

REP. MORIN (28th):

Mr. Speaker, I move for acceptance of the joint committee's favorable report and passage of the bill.

SPEAKER DONOVAN:

The question is on acceptance and passage.

Will you remark?

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HOUSE OF REPRESENTATIVES

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calendar.

Representative Sharkey.

REP. SHARKEY (88th):

Thank you, Mr. Speaker..

Mr. Speaker, I'm about to call the items again that are on the consent calendar, but I would like to alert the Clerk to two bills that we will be taking off the consent calendar. They are Calendars 380, and Calendars 431. Those are Calendars 380 and Calendar 431.

HB5333
SB130

SPEAKER DONOVAN:

Will the Clerk please call Calendar 204.

THE CLERK:

On page 6, Calendar 204, Substitute for House Bill Number 530, AN ACT CONCERNING THE BOARD IN CONTROL OF THE CONNECTICUT AGRICULTURAL EXPERIMENT STATION, favorable report by the Committee on Government Administration and Elections.

SPEAKER DONOVAN:

Representative Sharkey.

REP. SHARKEY (88th):

Thank you, Mr. Speaker.

With that, let me -- I was looking to just list the calendar numbers again that we are planning to put on the consent calendar before I move them. I'll be doing this

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in numerical order by calendar number.

They are Calendar Number 71, Calendar 204, Calendar 205, Calendar 287, Calendar 292, Calendar 330, Calendar 402, Calendar 407, Calendar 412, Calendar 417, Calendar 425, Calendar 426, Calendar 442, Calendar 458, Calendar 460.

Calendar 463, Calendar 492, Calendar 495, Calendar 499, Calendar 500, Calendar 501, Calendar 506, Calendar 507, Calendar 508, Calendar 512, Calendar 515, Calendar 516, Calendar 530, Calendar 538 and Calendar 545.

And I'd also like to add to that -- I'm sorry. I omitted one which is Calendar 275.

SPEAKER DONOVAN:

The question before us is passage of the bills on today's consent calendar.

Will you remark? Will you remark?

If not, staff and guests please come to the well of the House. Members take their seats. The machine will be open.

THE CLERK:

The House of Representatives is voting by roll call.
Members to the Chamber. The House is voting the consent calendar by roll call. Members to the Chamber, please.

HB5025
HB5368
HB5326
HB5539
HB5146
SB328
HB5534
HB5555
SB157
SB232
SB339
SB340
SB41
SB98
SB116
SB196
SB97
SB188
SB234
SB237
SB299
SB347
SB371
SB391
SB345
SB383
SB384
SB29
SB354
HB5320
SB254

mr/ch/rgd/gdm/gbr
HOUSE OF REPRESENTATIVES

431
May 9, 2012

SPEAKER DONOVAN:

Have all the members voted? Have all the members voted?

Please check the roll call board to make sure your vote has been properly cast.

If all the members have voted the machine will be locked. The Clerk will please take a tally.

The Clerk please announce the tally.

THE CLERK:

On today's consent calendar.

Total Number Voting	150
Necessary for Adoption	76
Those Voting Yea	150
Those Voting Nay	0
Those Absent and Not Voting	1

SPEAKER DONOVAN:

The consent calendar passes.

Will the Clerk please call Calendar 443.

THE CLERK:

On page 20, Calendar 443, Senate Bill Number 60, AN ACT PROHIBITING PRICE GOUGING DURING SEVERE WEATHER EVENTS, favorable report by the Committee on the Judiciary.

SPEAKER DONOVAN:

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**CONNECTICUT
GENERAL ASSEMBLY
SENATE**

**PROCEEDINGS
2012**

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SENATE

204
April 18, 2012

SENATOR LOONEY:

The first -- the first, is on Calendar Page 9, Calendar 224, Senate Bill 339, I believe it was passed temporarily earlier, and the -- and the second bill, Madam President, is back on Calendar Page 3, Calendar 78, Senate Bill 36.

Thank you, Madam President.

THE CHAIR:

Mr. Clerk.

THE CLERK:

On Page 9, Calendar 224, a Substitute for Senate Bill Number 339, AN ACT REVISING STATUTES CONCERNING THE DEPARTMENT OF ADMINISTRATIVE SERVICES, favorable report of the committee on Government Administration and Elections.

THE CHAIR:

Good evening, again, senator Slossberg

SENATOR SLOSSBERG:

Good evening, Madam President.

I move the joint committees' favorable report and passage of the bill.

THE CHAIR:

It's on acceptance and passage. Will you remark?

SENATOR SLOSSBERG:

Thank you, Madam President.

Last year, the legislature passed -- legislature passed and Governor signed Public Act 11-150, which among other things, required each state agency to review its existing federal and state statutory reporting requirements, compile a list of all such required

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reports, and to issue recommendations for consolidating or eliminating duplicative or obsolete reports.

DAS undertook this exercise and submitted its report, and the result of that is the legislation we see before us. This proposal makes a number of small changes to the DAS statutes to eliminate obsolete boards and commissions, to streamline, merge or eliminate reports and other provisions that are obsolete, redundant and do not add value.

THE CHAIR:

Thank you, Senator.

Will you remark? Will you remark?

Seeing none, Senator Slossberg.

SENATOR SLOSSBERG:

Yes, thank you, Madam President.

If there is no objection, I would ask that this item be placed on the Consent Calendar.

THE CHAIR:

Seeing no objections, so ordered.

Mr. Clerk.

SENATOR SLOSSBERG:

Thank you.

THE CLERK:

On page 3, Calendar 78, Substitute for Senate Bill Number 36, AN ACT CONCERNING REVISIONS TO THE STATE CODES OF ETHICS, favorable report of the committee on Government Administration and Elections.

THE CHAIR:

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SENATE

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April 18, 2012

Madam President, if we might call now to have the Clerk read the items on the Consent Calendar and then to move to a vote on the Consent Calendar.

THE CHAIR:

Mr. Clerk, will you please read the items on the Consent Calendar.

THE CLERK:

On page 1, Calendar 300, House Joint Resolution Number 78; page 1, Calendar 301, House Joint Resolution Number 79.

Page 2 Calendar 302, House Joint Resolution Number 80; page 2, Senate Bill -- Calendar Number 64, Senate Bill 37.

Page 3, Calendar 89, Senate Bill 56.

Page 4, Calendar 110, Senate Bill 184; page 4, Calendar 91, Senate Bill Number 276.

Page 5, Calendar 127, Senate Bill 320.

Page 8, Calendar 203, Senate Bill 408.

Page 9, Calendar 226, Senate Bill 411; also, on page 9, Calendar 224, Senate Bill Number 339.

Page 10, Calendar 232, Senate Bill Number 186.

On page 11, Calendar 238, House Bill 5250.

On page 12, Calendar 258, Senate Bill 340; also on page 12, Calendar 259, Senate Bill 157; page 12, Calendar 265, Senate Bill 176.

Page 13, Calendar 271, Senate Bill 350; page 13, Calendar 273, Senate Bill 293; page 13, Calendar 274, Senate Bill 294.

Page 14, Calendar 285, Senate Bill 404.

Page 15, Calendar 296, Senate Bill Number 307.

cah/med/gbr
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And page 24, Calendar 132, Senate Bill 337.

THE CHAIR:

The Senate will stand at ease for a second.

(Chamber at ease.)

THE CHAIR:

Okay. Those are the items listed. The machine will be open.

Mr. Clerk, will you please call for a roll call vote on the Consent Calendar. Thank you.

THE CLERK:

Immediate roll call has been ordered in the Senate.
Senators please return to the chamber. Immediate roll call has been ordered in the Senate.

THE CHAIR:

Have all members voted? If all members voted, the machine will be locked.

And Mr. Clerk, will you please call the tally.

THE CLERK:

On today's Consent Calendar.

Total Number Voting	35
Necessary for passage	19
Those voting Yea	35
Those voting Nay	0
Those absent and not voting	1

THE CHAIR:

Consent Calendar has passed.

Senator Looney.

SENATOR LOONEY.