



General Assembly

Bill No. 8001

November Special Session, 2025

LCO No. 10925



Referred to Committee on No Committee

Introduced by:

REP. RITTER, 1st Dist.

SEN. LOONEY, 11th Dist.

REP. ROJAS, 9th Dist.

SEN. DUFF, 25th Dist.

AN ACT CONCERNING THE UNIVERSITY OF CONNECTICUT HEALTH CENTER JOINT VENTURE INITIATIVE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (b) of section 10a-109b of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (b) The purposes of sections 10a-109gg to 10a-109mm, inclusive, and
5 the provisions of sections 10a-109c to 10a-109e, inclusive, as amended
6 by this act, 10a-109g, as amended by this act, 10a-109n, as amended by
7 this act, and 32-41s relating to The University of Connecticut Health
8 Center and John Dempsey Hospital are to advance health care,
9 education and economic development in the state by (1) encouraging
10 collaboration, innovation, job creation and new investment by The
11 University of Connecticut, various hospitals and other institutions
12 involved in the health and bioscience industries of the state; (2) enabling

13 (A) the construction of a new bed tower at John Dempsey Hospital, and
14 (B) the renovation of academic, clinical and research space and the
15 construction of a new ambulatory care center at The University of
16 Connecticut Health Center to enhance the academic, clinical and
17 research missions of The University of Connecticut School of Medicine
18 and School of Dental Medicine; (3) facilitating the assumption of
19 operational control of the neonatal intensive care unit located at John
20 Dempsey Hospital by Connecticut Children's Medical Center resulting
21 in a regional children's health care system and an increased adult
22 medical surgical bed capacity for John Dempsey Hospital; (4)
23 supporting the development of (A) a comprehensive cancer center to
24 expand clinical trials and advance patient care at multiple sites in the
25 Hartford region, (B) a state-of-the-art simulation and conference center
26 to be located on the campus of Hartford Hospital that will be used to
27 educate and train health care professionals utilizing new technologies
28 and simulated care settings, (C) a primary care institute located on the
29 campus of Saint Francis Hospital and Medical Center, the Connecticut
30 Institute for Primary Care Innovation, that is intended to increase the
31 number of primary care providers in the state by engaging in research
32 and training to facilitate the effective delivery of primary care, (D) a
33 health disparities institute sponsored by The University of Connecticut
34 that will enhance research and the delivery of care to the minority and
35 medically underserved populations of the state, (E) a Permanent
36 Regional Phase One Clinical Trials Unit to be located at The Hospital of
37 Central Connecticut, (F) a cancer treatment center to be located in its
38 entirety within the city of New Britain, and (G) patient room
39 renovations at Bristol Hospital; [and] (5) fostering growth in the
40 bioscience sector of the state's economy by extending the same benefits
41 afforded to businesses located in an enterprise zone to businesses that
42 are engaged in bioscience and located in the city of Hartford or certain
43 areas in the town of Farmington, the city of New Britain and the city of
44 Bristol; and (6) establishing, pursuant to The University of Connecticut
45 Health Center Joint Venture Initiative, as defined in section 10a-109c, as
46 amended by this act, one or more subsidiaries or joint ventures to

47 acquire, operate, fund, improve and sell, or otherwise divest from,
48 hospital systems, as defined in section 19a-486i.

49 Sec. 2. Section 10a-109c of the general statutes is repealed and the
50 following is substituted in lieu thereof (*Effective from passage*):

51 As used in sections 10a-109a to 10a-109y, inclusive, 10a-109gg to 10a-
52 109mm, inclusive, and 32-41s, unless the context otherwise indicates, the
53 following terms have the following meanings:

54 (1) "Act" means The University of Connecticut 2000 Act.

55 (2) "Assured revenues" means revenues other than project revenues,
56 to be received from fees, tuition, rentals, charges, gifts, investments,
57 endowments and from grants, subsidies, contracts, leases or other
58 agreements made by or with the federal government, the state or any
59 political subdivision, agency or instrumentality of the federal
60 government or the state, or others, including the state debt service
61 commitment, the minimum state operating provision and special
62 eligible gifts.

63 (3) "Board of trustees" means the Board of Trustees of The University
64 of Connecticut.

65 (4) "Cost", as applied to a project or any portion of the project,
66 includes, but is not limited to: The purchase price or acquisition cost of
67 any such project; the cost of planning, designing, constructing, building,
68 alteration, enlargement, reconstruction, renovation, improvement,
69 equipping and remodeling; the cost of all labor, materials, building
70 systems, machinery and equipment; the cost of all lands, structures, real
71 or personal property, rights, easements and franchises acquired; the cost
72 of all utility extensions, access roads, site development, financing
73 charges, premiums for insurance, interest prior to and during
74 construction and for six months thereafter; the cost of working capital
75 related to the project; the cost of plans and specifications, surveys and
76 estimates of cost and of revenues; the cost of accountants, audits,

177 engineering, feasibility studies, legal and other professional consulting
178 or technical services; the cost of reserves for payment of future debt
179 service related to the financing transaction proceedings and for future
180 repairs, renewals, replacements, additions and improvements; the cost
181 of all other expenses necessary or incident to determining the feasibility
182 or practicability of such construction or acquisition; and administrative
183 and operating expenses and such other expenses as may be necessary or
184 incident to the financing authorized.

185 (5) "Endowment fund" means the fund described in subsection (b) of
186 section 10a-109i.

187 (6) "Endowment fund eligible gift" means a gift to or for the benefit
188 of the university of cash or assets which may be reduced to cash or
189 which has a value that is ascertainable by the university which the donor
190 has specifically designated for deposit in the endowment fund or which
191 explicitly or implicitly by the terms of the gift the university may and
192 does deposit or permit to be deposited in the endowment fund.

193 (7) "Endowment fund state grant" means moneys transferred by the
194 Board of Regents for Higher Education from the fund established
195 pursuant to section 10a-8b for deposit into the endowment fund
196 pursuant to subdivision (2) of subsection (b) of section 10a-109i in an
197 aggregate amount not exceeding the endowment fund state grant
198 maximum commitment.

199 (8) "Endowment fund state grant maximum commitment" means an
200 amount not exceeding ten million dollars for the fiscal year ending June
201 30, 1999, seven million five hundred thousand dollars for each of the
202 fiscal years ending June 30, 2000, June 30, 2002, June 30, 2003, June 30,
203 2004, and June 30, 2005, five million dollars for the fiscal year ending
204 June 30, 2001, ten million dollars for the fiscal years ending June 30, 2006,
205 and June 30, 2007, and fifteen million dollars for the fiscal years ending
206 June 30, 2008, to June 30, 2014, inclusive.

207 (9) "Finance committee" means the budget and finance committee of

108 the board of trustees.

109 (10) "Financing documents" means any securities, loan agreements,
110 credit agreements, financing leases, lease-purchase agreements, trust
111 agreements, indentures, resolutions, security agreements, pledge
112 agreements or other contracts, agreements or documents executed and
113 delivered by the university in connection with a financing transaction
114 proceeding.

115 (11) "Financing transaction proceedings" means the proceedings of
116 the university authorizing the issuance of securities under sections 10a-
117 109a to 10a-109y, inclusive, the provisions of any indenture of trust or
118 resolution securing securities, which provisions are incorporated into
119 such proceedings, the provisions of any financing or other documents
120 or agreements which are incorporated into such proceedings, and a
121 certificate of determination executed and filed by the Treasurer in
122 accordance with subsection (e) or (f) of section 10a-109g, as amended by
123 this act.

124 (12) "Governor" means the Governor of the state.

125 (13) "Holder" or "owner" when used with reference to securities
126 means any person or party who is the registered owner of any
127 outstanding security.

128 (14) "State debt service commitment" means, with respect to securities
129 issued as general obligations of the university pursuant to subsection (c)
130 of section 10a-109g, as amended by this act, for UConn 2000, an annual
131 amount, commencing in the state fiscal year ending June 30, 1996, and
132 any fiscal year thereafter for any special debt service requirements when
133 due and payable.

134 (15) "Minimum state operating provision" means the commitment of
135 the state to appropriate, annually, an amount for the university for
136 operations after receiving a request from the university therefor and
137 consideration of other amounts available to the university for its

138 operations which amount so appropriated shall be consistent with the
139 university continuing to operate in furtherance and pursuant to the
140 provisions of section 2 of article eighth of the Constitution of the state
141 and applicable law as an institution dedicated to the excellence in higher
142 education, including the operation of the components of UConn 2000 at
143 Storrs and elsewhere in the state pursuant to section 10a-109e, as
144 amended by this act; provided, nothing in sections 10a-109a to 10a-109y,
145 inclusive, shall be construed to preclude the state from appropriating a
146 lower or higher amount than the amount appropriated in the previous
147 fiscal year as long as the appropriation act provides and determines that
148 the university can continue to operate as an institution dedicated to
149 excellence in higher education and such amount so appropriated shall
150 then constitute the minimum state operating provision.

151 (16) "Project" means any structure designed for use as a dormitory or
152 other housing facility, dining facility, student union, academic building,
153 administrative facility, library, classroom building, research facility,
154 faculty facility, office facility, athletic facility, health care facility,
155 laboratory, maintenance, storage or utility facility or other building or
156 structure essential, necessary or useful for instruction in a program of
157 education provided by the university; or any multipurpose structure
158 designed to combine two or more of the functions performed by the
159 types of structures enumerated in this subsection, including, without
160 limitation, improvements, reconstruction, replacements, additions and
161 equipment acquired in connection with a project or in connection with
162 operation of any facilities of the university existing on June 7, 1995.
163 "Project" includes all real and personal property, lands, improvements,
164 driveways, roads, approaches, pedestrian access roads, parking lots,
165 parking facilities, rights-of-way, utilities, easements and other interests
166 in land, machinery and equipment, and all appurtenances and facilities
167 either on, above or under the ground that are used or usable in
168 connection with any of the structures mentioned in this subsection.
169 "Project" also includes landscaping, site preparation, furniture,
170 machinery, equipment and other similar items necessary or convenient

171 for the operation of a particular facility or structure in the manner for
172 which its use is intended, but does not include items that are
173 customarily under applicable accounting principles considered as a
174 current operating charge, unless the category and maximum amount
175 thereof is specifically included by a determination of the board of
176 trustees in the financing transaction proceedings. [and by percentage or
177 otherwise as may be limited pursuant to such proceedings in order to
178 preserve the excludability of the interest on the securities issued therefor
179 from federal taxation under the applicable provisions of the Internal
180 Revenue Code of 1986, or any subsequent corresponding internal
181 revenue code of the United States as from time to time amended.]

182 (17) "Project revenues" means revenues received from projects
183 existing on June 7, 1995, from projects under construction or from
184 projects the acquisition, construction or accomplishment of which the
185 university has entered into a binding commitment, anticipated by the
186 board of trustees to produce annual revenues in an amount not less than
187 the anticipated annual cost of operation, maintenance and repair of such
188 project, and annual debt service payments on any financing transaction
189 proceedings for the project during the term of any such proceedings
190 effected under sections 10a-109a to 10a-109y, inclusive, for the project,
191 as determined by the board of trustees.

192 (18) "Securities" means any bonds, notes or other evidences of
193 indebtedness or borrowing of the university issued pursuant to sections
194 10a-109a to 10a-109y, inclusive, on which the interest earned may be
195 excludable or includable as gross income of the holders thereof under
196 the applicable provisions of the Internal Revenue Code of 1986, or any
197 subsequent corresponding internal revenue code of the United States,
198 as amended from time to time.

199 (19) "Special debt service requirements" means, for any period, and
200 with respect to securities, subject to the financing transaction
201 proceedings authorizing the issuance of the securities, the sum of (A)
202 the principal on serial bonds or sinking fund installment on term bonds

203 and interest accruing and coming due during such period, (B) the
204 amounts, if any, required, with respect to interest rate fluctuations on
205 variable rate debt, or with respect to securities not secured by the state
206 debt service commitment during such period to establish or maintain
207 reserves, sinking funds or other funds or accounts at the respective
208 levels required to be established or maintained therein in accordance
209 with the proceedings authorizing the issuance of securities, (C) annual
210 expenses of issuance and administration with respect to securities, (D)
211 the amounts, if any, becoming due and payable under a reimbursement
212 agreement or similar agreement entered into pursuant to authority
213 granted under the proceedings authorizing the issuance of securities, (E)
214 net amounts owing under interest rate agreements authorized and
215 effective under section 10a-109j, (F) arbitrage rebate requirements
216 pursuant to subsection (b) of section 10a-109q on securities secured by
217 the state debt service commitment, and (G) any other annual costs or
218 expenses necessary or proper to be paid in connection with the
219 securities, including, without limitation, the annual cost of any credit
220 facility, including but not limited to a letter of credit or policy of bond
221 insurance, issued by a financial institution pursuant to an agreement
222 approved in the financing transaction proceedings.

223 (20) "Special eligible gift" means a gift to or for the benefit of the
224 university of cash or assets which may be reduced to cash by the
225 university which the donor has specifically designated as a donation for
226 use by the university in furtherance of UConn 2000 or which explicitly
227 or implicitly by the terms of the gift the university may use for UConn
228 2000 and which the university determines to so use for such purpose
229 pursuant to subsection (a) of section 10a-109i.

230 (21) "Special External Gift Fund" means the fund established
231 pursuant to subsection (a) of section 10a-109i.

232 (22) "State" means the state of Connecticut.

233 (23) "State Bond Commission" means the commission established and

234 existing pursuant to subsection (c) of section 3-20, as the same may from
235 time to time be amended, or any successor to said commission.

236 (24) "Treasurer" means the Treasurer of the state or his deputy
237 appointed pursuant to section 3-12.

238 (25) "UConn 2000 infrastructure improvement program" or "UConn
239 2000" means the projects identified or referenced in section 10a-109e, as
240 amended by this act, as same may be modified from time to time in
241 accordance with said section 10a-109e and, in bundle, constitutes the
242 special capital improvement program proposed by the university,
243 approved by the state and identified in said section 10a-109e as
244 necessary at this time to modernize, rehabilitate, renew, expand and
245 otherwise stabilize the physical plant of the university so as to provide
246 the Connecticut community with confidence that a concentrated,
247 accelerated and cooperative effort is being made for the benefit of the
248 educational and economic development needs of the state and
249 university and in an efficient, cost effective and timely manner and to
250 assure that the university can continue to properly and proudly
251 compete successfully for students, faculty, staff and external grant
252 support.

253 (26) "University" means The University of Connecticut, a constituent
254 unit of the state system of public higher education, including The
255 University of Connecticut Health Center.

256 (27) "Contractor" means any person, firm, corporation or other legal
257 entity (A) seeking prequalification to bid on a contract or seeking the
258 award of a contract, or (B) prequalified to bid on a contract or that has
259 been awarded a contract, in accordance with subsection (c) of section
260 10a-109n, as amended by this act.

261 (28) "Total cost basis contract" means a design-build contract or a
262 construction manager at-risk project delivery contract between The
263 University of Connecticut and a contractor to accomplish multiple
264 elements of a project, including, but not limited to, site acquisition,

265 architectural design, preconstruction activities, project management
266 and construction.

267 (29) "Deferred maintenance" means repair of an infrastructure or
268 structure, that was not maintained, repaired or replaced in the usual
269 course of maintenance and repair.

270 (30) "NICU transfer" means the transfer of the licensure and control
271 of forty neonatal intensive care unit beds located at John Dempsey
272 Hospital to Connecticut Children's Medical Center resulting in (A) no
273 decrease in John Dempsey Hospital's total licensed bed capacity, and (B)
274 an increase in Connecticut Children's Medical Center's total licensed
275 bed capacity by forty.

276 (31) "Secretary" means the Secretary of the Office of Policy and
277 Management.

278 (32) "UConn health network initiatives" means the initiatives to
279 develop a simulation and conference center on the Hartford Hospital
280 campus, a primary care institute on the Saint Francis Hospital and
281 Medical Center campus, a comprehensive cancer center, The University
282 of Connecticut-sponsored health disparities institute, a Permanent
283 Regional Phase One Clinical Trials Unit at The Hospital of Central
284 Connecticut, a cancer treatment center in the city of New Britain, and
285 patient room renovations at Bristol Hospital, described in section 10a-
286 109b, as amended by this act.

287 (33) "The University of Connecticut Health Center new construction
288 and renovation" means the planning, design, development, financing,
289 construction, renovation, furnishing, equipping and completion of
290 clinical, academic and research space within John Dempsey Hospital
291 and The University of Connecticut Health Center, including, but not
292 limited to, construction of a new bed tower for John Dempsey Hospital,
293 resulting in an increase in its total licensed bed capacity from the current
294 two hundred twenty-four beds to a number not to exceed two hundred
295 thirty-four beds, including newborn bassinets.

296 (34) "Utility, infrastructure, administrative and support facilities"
297 includes any project as defined in subdivision (16) of this section for
298 such facilities at Storrs or the regional campuses or at the health center
299 including any building or structure essential, necessary or useful for
300 such facilities and includes, without limitation, new construction,
301 expansion, extension, addition, renovation, restoration, replacement,
302 repair and deferred maintenance of such facilities, and all
303 appurtenances and facilities either on, above or under the ground that
304 are used or usable in connection with any of such facilities and all other
305 aspects of a project related to or in support of such facilities.

306 (35) "The University of Connecticut Health Center Joint Venture
307 Initiative" means the establishment of one or more subsidiaries or joint
308 ventures by The University of Connecticut Health Center or The
309 University of Connecticut Health Center Finance Corporation, created
310 pursuant to section 10a-253, to acquire, operate, fund, improve and sell,
311 or otherwise divest from, one or more hospital systems, as defined in
312 section 19a-486i, through the (A) acquisition of assets, business or stock
313 of one or more hospitals within the state, (B) funding of deferred
314 maintenance expenses of such hospitals, (C) establishment of
315 information technology and equipment necessary for the operation of
316 such subsidiaries or joint ventures, (D) capital improvements to
317 hospitals or other facilities operated by such subsidiaries or joint
318 ventures, and (E) maintenance of working capital needs of such
319 subsidiaries or joint ventures.

320 Sec. 3. Section 10a-109d of the general statutes, as amended by section
321 78 of public act 25-174, is repealed and the following is substituted in
322 lieu thereof (*Effective from passage*):

323 (a) In order for the university to construct and issue securities for
324 UConn 2000 and to otherwise carry out its responsibilities and
325 requirements under sections 10a-109a to 10a-109y, inclusive, the
326 university shall have the following powers, which powers shall be
327 independent of and in addition to any other powers of the university

328 under state law:

329 (1) To have perpetual succession as a body politic and corporate and
330 an instrumentality and agency of the state pursuant to section 10a-109v;

331 (2) To adopt and have an official seal and alter it at pleasure;

332 (3) To contract and be contracted with, sue, be indemnified, insure its
333 assets, activities or actions or be a self-insurer and institute, prosecute,
334 maintain and defend any action or proceeding in any court or before
335 any agency or tribunal of competent jurisdiction;

336 (4) To indemnify and be sued, solely pursuant to subsection (a) of
337 section 10a-109o;

338 (5) To retain by contract or employ architects, accountants, engineers,
339 legal and securities counsel in accordance with the provisions of
340 subparagraph (F) of subdivision (4) of subsection (e) of section 10a-109n,
341 as amended by this act, and other professional and technical consultants
342 and advisers; provided the university shall continue to be subject to
343 audit, including its operations under sections 10a-109a to 10a-109y,
344 inclusive, pursuant to section 2-90, and provided further, financial
345 advisers, underwriters, counsel, trustee, if any, and other financial
346 consultants retained in connection with the offering and sale of
347 securities shall be selected in consultation with the university, in the
348 same manner as for state general obligation bonds;

349 (6) To plan, design, acquire, construct, build, enlarge, alter,
350 reconstruct, renovate, improve, equip, own, operate, maintain, dispose
351 of and demolish any project or projects, or any combination of projects,
352 including without limitation any contract in furtherance of UConn 2000,
353 notwithstanding the provisions of subsections (b) and (c) of section 10a-
354 105 or any other provisions of the general statutes regarding the powers
355 of the university to undertake capital projects and purchase personal
356 property;

357 (7) To acquire by purchase, contract, lease, long-term lease or gift, and
358 hold or dispose of, real or personal property or rights or interests in any
359 such property and to hold, sell, assign, lease, rent, encumber, other than
360 by mortgage, or otherwise dispose of any real or personal property, or
361 any interest therein, owned by the university or in its control, custody
362 or possession in accordance with section 10a-109n, as amended by this
363 act;

364 (8) To receive and accept grants, subsidies or loans of money from the
365 federal government or a federal agency or instrumentality, the state or
366 others, upon such terms and conditions as may be imposed, and to
367 pledge the proceeds of grants, subsidies or loans of money received or
368 to be received from the federal government or any federal agency or
369 instrumentality, the state or others, pursuant to agreements entered into
370 between the university and the federal government or any federal
371 agency or instrumentality, the state or others, provided (A) such
372 property shall be deemed property of the state for purposes of sections
373 4a-19 and 4a-20, and (B) the university may insure its property
374 independent of the state;

375 (9) Notwithstanding the provisions of section 10a-150, to receive and
376 accept aid or contributions, from any source, of money, property, labor
377 or other things of value, to be held, used and applied to carry out the
378 purposes of sections 10a-109a to 10a-109y, inclusive, subject to the
379 conditions upon which such aid or contributions may be made,
380 including, but not limited to, gifts or grants from any department or
381 agency of the United States or the state for any purpose consistent with
382 said sections;

383 (10) To borrow money and issue securities to finance the acquisition,
384 construction, reconstruction, improvement or equipping of any one
385 project, or more than one, or any combination of projects, or to make
386 loans or provide grants from the proceeds of such securities to any
387 subsidiary or joint venture established pursuant to The University of
388 Connecticut Health Center Joint Venture Initiative, or to refund

389 securities issued after June 7, 1995, or to refund any such refunding
390 securities or for any one, or more than one, or all of those purposes, or
391 any combination of those purposes, and to provide for the security and
392 payment of those securities and for the rights of the holders of them,
393 except that the amount of any such borrowing, the special debt service
394 requirements for which are secured by the state debt service
395 commitment, exclusive of the amount of borrowing to refund securities,
396 or to fund issuance costs or necessary reserves, may not exceed the
397 aggregate principal amount of (A) for the fiscal years ending June 30,
398 1996, to June 30, 2005, inclusive, one billion [thirty] twelve million
399 dollars, (B) for the fiscal years ending June 30, 2006, to June 30, 2031,
400 inclusive, [three billion nine hundred twelve] four billion three hundred
401 two million nine hundred thousand dollars, and (C) such additional
402 amount or amounts: (i) Required from time to time to fund any special
403 capital reserve fund or other debt service reserve fund in accordance
404 with the financing transaction proceedings, and (ii) to pay or provide
405 for the costs of issuance and capitalized interest, if any; the aggregate
406 amounts of subparagraphs (A), (B) and (C) of this subdivision are
407 established as the authorized funding amount, and no borrowing within
408 the authorized funding amount for a project or projects may be effected
409 unless the project or projects are included in accordance with subsection
410 (a) of section 10a-109e, as amended by this act;

411 (11) To make, enter into, execute, deliver and amend any and all
412 contracts, including, but not limited to, total cost basis contracts,
413 agreements, leases, joint ventures, instruments and documents and
414 perform all acts and do all things necessary or convenient to plan,
415 design, acquire, construct, build, enlarge, alter, reconstruct, renovate,
416 improve, equip, finance, maintain and operate projects and to carry out
417 the powers granted by sections 10a-109a to 10a-109y, inclusive, or
418 reasonably implied from those powers;

419 (12) Notwithstanding any provision of the general statutes to the
420 contrary, including without limitation subsection (a) of section 10a-105,
421 to fix and collect fees, tuition, charges, rentals and other charges for

422 enrollment and attendance at the university and for the use of projects
423 or any part thereof, provided that no tuition or student fee revenue shall
424 be used for repairs performed solely to correct code violations that were
425 applicable at the time of project completion and were for named projects
426 pursuant to section 10a-109e, as amended by this act, completed prior to
427 January 1, 2007; to provide for the promulgation of such reasonable and
428 proper policies and procedures as may be necessary to assure the
429 maximum use of the facilities of any projects at all times; and

430 (13) Notwithstanding the provisions of subsection (b) of section 10a-
431 105, to provide for or confirm the establishment of various funds and
432 accounts respecting university operations, bond proceeds and special
433 debt service requirements for securities issued, renewal and
434 replacement and insurance, special capital reserve and operating
435 reserve, special external gifts, pending receipts, assured revenues,
436 project revenues to the extent not otherwise pledged and securing
437 outstanding general obligation bonds of the state or other revenues and
438 other funds or accounts as may be more particularly required under this
439 subdivision and the indentures of trust or resolutions authorizing
440 securities and to provide, subject to section 10a-109q and the provisions
441 of such indentures or resolutions for the following to be deposited
442 therein, as follows:

443 (A) All proceeds received from the sale of all securities;

444 (B) All fees, tuition, rentals and other charges from students, faculty,
445 staff members and others using or being served by, or having the right
446 to use or the right to be served by the university or any project;

447 (C) All fees for student activities, student services and all other fees,
448 tuition and charges collected from students matriculated, registered or
449 otherwise enrolled at and attending the university, pledged under the
450 terms of financing transaction proceedings;

451 (D) All rentals from any facility or building leased to the federal
452 government or any other third party;

453 (E) Federal and state grants, gifts, state appropriations and special
454 external gift funds;

455 (F) All other assured revenues; and

456 (G) Project revenues.

457 (b) Any and all powers granted to the university in subdivision (a) of
458 this section may be exercised by majority vote of the board of trustees
459 which, except as specifically required under sections 10a-109e, as
460 amended by this act, and 10a-109f, by majority vote of the board of
461 trustees, subject to retaining overall control, responsibility and
462 supervision, may be delegated to the finance committee or any officer,
463 official or trustee of the finance committee or other authorized officer or
464 employee of the university.

465 Sec. 4. Section 10a-109e of the general statutes, as amended by section
466 79 of public act 25-174, is repealed and the following is substituted in
467 lieu thereof (*Effective from passage*):

468 (a) The university may administer, manage, schedule, finance,
469 further design and construct UConn 2000, to operate and maintain the
470 components thereof in a prudent and economical manner and to reserve
471 for and make renewals and replacements thereof when appropriate, it
472 being hereby determined and found to be in the best interest of the state
473 and the university to provide this independent authority to the
474 university along with providing assured revenues therefor as the
475 efficient and cost effective course to achieve the objective of avoiding
476 further decline in the physical infrastructure of the university and to
477 renew, modernize, enhance and maintain such infrastructure, the
478 particular project or projects, each being hereby approved as a project of
479 UConn 2000, and the presently estimated cost thereof being as follows:

T1	UConn 2000 Project	Phase I	Phase II	Phase III
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		Bill No.		
T2		Fiscal Years	Fiscal Years	Fiscal Years
T3		1996-1999	2000-2005	2005-2031
T4				
T5	Academic and Research			
T6	Facilities			450,000,000
T7				
T8	Agricultural Biotechnology			
T9	Facility	9,400,000		
T10				
T11	Agricultural Biotechnology			
T12	Facility Completion		10,000,000	
T13				
T14	Alumni Quadrant			
T15	Renovations		14,338,000	
T16				
T17	Arjona and Monteith			
T18	(new classroom buildings)			66,100,000
T19				
T20	Avery Point Campus			
T21	Undergraduate and			
T22	Library Building			35,000,000
T23				
T24	Avery Point Marine			
T25	Science Research Center –			
T26	Phase I	34,000,000		
T27				
T28	Avery Point Marine			
T29	Science Research Center –			
T30	Phase II		16,682,000	
T31				
T32	Avery Point Renovation		5,600,000	15,000,000
T33				
T34	Babbidge Library	0		
T35				

		Bill No.	
T36	Balancing Contingency	5,506,834	
T37			
T38	Beach Hall Renovations		10,000,000
T39			
T40	Benton State Art Museum		
T41	Addition	1,400,000	3,000,000
T42			
T43	Biobehavioral Complex		
T44	Replacement		4,000,000
T45			
T46	Bishop Renovation		8,000,000
T47			
T48	Budds Building		
T49	Renovation	2,805,000	
T50			
T51	Business School		
T52	Renovation	4,803,000	
T53			
T54	Chemistry Building	53,700,000	
T55			
T56	Commissary Warehouse		1,000,000
T57			
T58	Deferred Maintenance/		
T59	Code Compliance/		
T60	ADA Compliance/		
T61	Infrastructure		
T62	Improvements &		
T63	Renovation Lump Sum and		
T64	Utility, Administrative		
T65	and Support Facilities	39,332,000	863,500,000
T66			
T67	Deferred Maintenance &		
T68	Renovation Lump Sum		
T69	Balance	104,668,000	

		<i>Bill No.</i>
T70		
T71	East Campus North	
T72	Renovations	11,820,000
T73		
T74	Engineering Building	
T75	(with Environmental	
T76	Research Institute)	36,700,000
T77		
T78	Equine Center	1,000,000
T79		
T80	Equipment, Library	
T81	Collections &	
T82	Telecommunications	60,500,000 470,000,000
T83		
T84	Equipment, Library	
T85	Collections &	
T86	Telecommunications	
T87	Completion	182,118,146
T88		
T89	Family Studies (DRM)	
T90	Renovation	6,500,000
T91		
T92	Farm Buildings Repairs/	
T93	Replacement	6,000,000
T94		
T95	Fine Arts Phase II	20,000,000
T96		
T97	Floriculture Greenhouse	3,000,000
T98		
T99	Gant Building Renovations	
T100	and	
T101	New Life Sciences Building	403,500,000
T102		
T103	Gant Plaza Deck	0

Bill No.			
T104			
T105	Gentry Completion		10,000,000
T106			
T107	Gentry Renovation	9,299,000	
T108			
T109	Grad Dorm Renovations	7,548,000	
T110			
T111	Gulley Hall Renovation	1,416,000	
T112			
T113	Harry A. Gampel Pavilion		
T114	and		
T115	Hugh S. Greer Field House		164,000,000
T116			
T117	Hartford Relocation		
T118	Acquisition/Renovation	56,762,020	70,000,000
T119			
T120	Hartford Relocation Design	1,500,000	
T121			
T122	Hartford Relocation		
T123	Feasibility Study	500,000	
T124			
T125	Heating Plant Upgrade	10,000,000	
T126			
T127	Hilltop Dormitory New	30,000,000	
T128			
T129	Hilltop Dormitory		
T130	Renovations	3,141,000	
T131			
T132	Ice Rink Enclosure	2,616,000	
T133			
T134	Incubator Facilities		10,000,000
T135			
T136	International House		
T137	Conversion	800,000	

T138			
T139	Intramural, Recreational		
T140	and Intercollegiate		
T141	Facilities		31,000,000
T142			
T143	Jorgensen Renovation		7,200,000
T144			
T145	Koons Hall Renovation/		
T146	Addition		7,000,000
T147			
T148	Lakeside Renovation		3,800,000
T149			
T150	Law School Renovations/		
T151	Improvements		15,000,000
T152			
T153	Library Storage Facility		5,000,000
T154			
T155	Litchfield Agricultural		
T156	Center - Phase I	1,000,000	
T157			
T158	Litchfield Agricultural		
T159	Center - Phase II		700,000
T160			
T161	Manchester Hall		
T162	Renovation		6,000,000
T163			
T164	Mansfield Apartments		
T165	Renovation	2,612,000	
T166			
T167	Mansfield Training School		
T168	Improvements	27,614,000	29,000,000
T169			
T170	Natural History Museum		
T171	Completion		4,900,000

<i>Bill No.</i>			
T172			
T173	North Campus Renovation	2,654,000	
T174			
T175	North Campus Renovation		
T176	Completion	21,049,000	
T177			
T178	North Hillside Road		
T179	Completion		11,500,000
T180			
T181	North Superblock Site		
T182	and Utilities	8,000,000	
T183			
T184	Northwest Quadrant		
T185	Renovation	2,001,000	
T186			
T187	Northwest Quadrant		
T188	Renovation	15,874,000	
T189			
T190	Observatory		1,000,000
T191			
T192	Old Central Warehouse		18,000,000
T193			
T194	Parking Garage #3		78,000,000
T195			
T196	Parking Garage – North	10,000,000	
T197			
T198	Parking Garage – South	15,000,000	
T199			
T200	Pedestrian Spinepath	2,556,000	
T201			
T202	Pedestrian Walkways	3,233,000	
T203			
T204	Psychology Building		
T205	Renovation/Addition		20,000,000

<i>Bill No.</i>		
T206		
T207	Residential Life Facilities	162,000,000
T208		
T209	Roadways	10,000,000
T210		
T211	School of Business	20,000,000
T212		
T213	School of Pharmacy/	
T214	Biology	3,856,000
T215		
T216	School of Pharmacy/	
T217	Biology Completion	61,058,000
T218		
T219	Shippee/Buckley	
T220	Renovations	6,156,000
T221		
T222	Social Science K Building	20,964,000
T223		
T224	South Campus Complex	13,127,000
T225		
T226	Stamford Campus	
T227	Improvements/Housing	13,000,000
T228		
T229	Stamford Downtown	
T230	Relocation - Phase I	45,659,000
T231		
T232	Stamford Downtown	
T233	Relocation - Phase II	17,392,000
T234		
T235	Storrs Hall Addition	4,300,000
T236		
T237	Student Health Services	12,000,000
T238		
T239	Student Union Addition	23,000,000

<i>Bill No.</i>			
T240			
T241	Support Facility		
T242	(Architectural and		
T243	Engineering Services)		2,000,000
T244			
T245	Technology Quadrant -		
T246	Phase IA	38,000,000	
T247			
T248	Technology Quadrant -		
T249	Phase IB	16,611,000	
T250			
T251	Technology Quadrant -		
T252	Phase II	72,000,000	
T253			
T254	Technology Quadrant -		
T255	Phase III	15,000,000	
T256			
T257	Torrey Life Science		
T258	Renovation and Demolition	17,000,000	25,000,000
T259			
T260	Torrey Renovation		
T261	Completion and Biology		
T262	Expansion		42,000,000
T263			
T264	Torrington Campus		
T265	Improvements		1,000,000
T266			
T267	Towers Renovation	17,794,000	
T268			
T269	UConn Products Store		1,000,000
T270			
T271	Undergraduate Education		
T272	Center	650,000	
T273			

		<i>Bill No.</i>
T274	Undergraduate Education	
T275	Center	7,450,000
T276		
T277	Underground Steam &	
T278	Water Upgrade	3,500,000
T279		
T280	Underground Steam &	
T281	Water Upgrade	
T282	Completion	9,000,000
T283		
T284	University Programs	
T285	Building – Phase I	8,750,000
T286		
T287	University Programs	
T288	Building – Phase II	
T289	Visitors Center	300,000
T290		
T291	Waring Building	
T292	Conversion	7,888,000
T293		
T294	Waterbury Downtown	
T295	Campus	3,000,000
T296		
T297	Waterbury Property	
T298	Purchase	325,000
T299		
T300	West Campus Renovations	14,897,000
T301		
T302	West Hartford Campus	
T303	Renovations/	
T304	Improvements	25,000,000
T305		
T306	White Building Renovation	2,430,000
T307		

		Bill No.
T308	Wilbur Cross Building	
T309	Renovation	3,645,000
T310		
T311	Young Building	
T312	Renovation/Addition	17,000,000
T313		
T314	HEALTH CENTER	
T315		
T316	CLAC Renovation	
T317	Biosafety Level 3 Lab	14,000,000
T318		
T319	Deferred Maintenance/	
T320	Code Compliance/ADA	
T321	Compliance/Infrastructure	
T322	& Improvements	
T323	Renovation Lump Sum	
T324	and Utility, Administrative	
T325	and Support Facilities	
T326	- Health Center	86,000,000
T327		
T328	Dental School Renovation	5,000,000
T329		
T330	Equipment, Library	
T331	Collections and	
T332	Telecommunications -	
T333	Health Center	75,000,000
T334		
T335	Library/Student Computer	
T336	Center Renovation	5,000,000
T337		
T338	Main Building Renovation	125,000,000
T339		
T340	Medical School Academic	
T341	Building Renovation	9,000,000

T342				
T343	Parking Garage – Health			
T344	Center			8,400,000
T345				
T346	Research Tower			60,000,000
T347				
T348	Support Building			
T349	Addition/Renovation			4,000,000
T350				
T351	The University of			
T352	Connecticut			
T353	Health Center			
T354	New Construction and			
T355	Renovation			394,900,000
T356				
T357	Planning and Design Costs			25,000,000
T358				
T359	<u>The University of</u>			
T360	<u>Connecticut Health Center</u>			
T361	<u>Joint Venture Initiative</u>			<u>390,000,000</u>
T362				
T363				
T364	Total – Storrs and Regional			
T365	Campus Project List			3,200,000,000
T366				
T367				
T368	Total – Health Center			
T369	Project List			[786,300,000]
T370				<u>1,201,300,000</u>
T371				
T372	TOTAL	382,000,000	868,000,000	[4,011,300,000]
T373				<u>4,401,300,000</u>

480 (b) The plan of funding UConn 2000 shall be the proceeds of general
481 obligation bonds of the state in an amount authorized before June 7,
482 1995, and the proceeds of securities subject to the authorized funding
483 amount established in subdivision (10) of subsection (a) of section 10a-
484 109d, as amended by this act, and the proceeds of the Special External
485 Gift Fund becoming available to the university pursuant to section 10a-
486 109i.

487 (c) The amount of the state debt service commitment in each fiscal
488 year shall be pledged by the university for the punctual payment of
489 special debt service requirements as the same arise and shall become
490 due and payable. As part of the contract of the state with the holders of
491 the securities secured by the state debt service commitment and
492 pursuant to section 10a-109u, appropriation of all amounts of the state
493 debt service commitment is hereby made out of the resources of the
494 General Fund and the Treasurer shall pay such amount in each fiscal
495 year, to the paying agent on the securities secured by the state debt
496 service commitment or otherwise as the Treasurer shall provide. The
497 university shall be entitled to rely on the amount of the state debt service
498 commitment and minimum state operating provision as and for assured
499 revenues in any financing transaction proceeding, provided, to the
500 extent any such proceeding includes reliance on such state debt service
501 commitment and such minimum state operating provision, the
502 university commits to a rate covenant and covenants, in substance, with
503 the state and the holders of its securities to the effect that as long as any
504 securities thereunder are outstanding that it has established and will
505 charge, collect and increase, from time to time, and in time tuition fees
506 and charges for its educational services, its auxiliary enterprises,
507 including dormitory housing, food services and sale of textbooks and
508 use of the physical university plant and for all other services and goods
509 provided by the university, the amount of which, together with other
510 assured revenues or other revenues otherwise available to the
511 university including proceeds available from the Special External Gift
512 Fund shall in each of its fiscal years be sufficient to pay when due, the

513 special debt service requirements on outstanding securities and to
514 permit the university to operate and maintain itself as an institution
515 dedicated to excellence in higher education and to operate and maintain
516 the physical university plant in sound operating condition and to
517 otherwise permit the performance of all covenants included in the
518 financing documents.

519 (d) With respect to UConn 2000 and within the authorized funding
520 amount, the university may, from time to time, and shall whenever
521 appropriate or necessary, revise, delete and add a particular project or
522 projects, provided (1) a formal approving vote of its board of trustees
523 shall be needed for a material revision, deletion or addition dictated by
524 a change in university planning as determined by its board of trustees
525 or otherwise necessary because of reasons beyond the control of the
526 university, (2) any material revision shall be subject only to such formal
527 approval of the board of trustees as long as the board finds and
528 determines that such revision is consistent with the intent or purpose of
529 the original project, (3) a material addition or deletion shall be
530 conditioned not only upon such formal approval of the board of trustees
531 but also upon a request by the board of trustees for, and enactment of, a
532 subsequent public or special act approving such addition or deletion, if
533 such addition is to add a project not outlined in subsection (a) of this
534 section or the deletion is the deletion of a project outlined in subsection
535 (a) of this section, and (4) no revision, addition or deletion shall reduce
536 the amount of any state debt service commitment. Further, with respect
537 to UConn 2000 and subject to the limitations in the authorized funding
538 amount, the university may determine the sequencing and timing of
539 such project or projects, revise estimates of cost and reallocate from any
540 amounts estimated in subdivision (a) of this section, for one or more
541 projects to one or more other projects then constituting a component of
542 UConn 2000 as long as, at the time of such reallocation, it has found that
543 any such project to which a reallocation is made has been revised or
544 added in accordance with this section and such project from which a
545 reallocation is made either has been so revised or added and can be

546 completed within the amounts remaining allocated to it, or has been so
547 deleted. University actions under this section shall be included in
548 reports to the General Assembly under section 10a-109y.

549 (e) Until such time as the State Bond Commission allocates the bonds
550 authorized pursuant to section 10a-109gg for the UConn health network
551 initiatives, the university shall not expend any funds authorized by
552 subdivision (10) of subsection (a) of section 10a-109d, as amended by
553 this act, subsection (a) of this section or subdivision (1) of subsection (a)
554 of section 10a-109g, as amended by this act, for The University of
555 Connecticut Health Center new construction and renovation, except for
556 twenty-five million dollars for planning and design costs.

557 (f) The University of Connecticut Health Center shall (1) contribute
558 not less than sixty-nine million dollars of funds from operations, special
559 eligible gifts or other sources toward The University of Connecticut
560 Health Center new construction and renovation, and (2) provide for
561 construction of a new ambulatory care center through debt or equity
562 financing obtained from one or more private developers who contract
563 with the university to construct such new ambulatory care center.

564 (g) Notwithstanding the provisions of subsection (d) of this section,
565 within the authorized funding amount, the university may (1) revise,
566 delete or add a particular project or projects to finance implementation
567 of an electronic medical records system at The University of Connecticut
568 Health Center, provided a formal approving vote of its board of trustees
569 shall be needed, and (2) use such funds to make loans or provide grants
570 to any subsidiary or joint venture established pursuant to The
571 University of Connecticut Health Center Joint Venture Initiative.
572 University actions under this subsection shall be included in reports to
573 the General Assembly at the time and in the manner set forth in
574 subsection (c) of section 10a-109x.

575 (h) (1) No employee of a hospital or hospital system acquired,
576 operated, funded or improved by a subsidiary or joint venture

577 established pursuant to The University of Connecticut Health Center
578 Joint Venture Initiative shall be considered an employee, as defined in
579 section 5-196 or subsection (b) of section 5-270. Such subsidiary or joint
580 venture shall fix compensation for such employees and establish all
581 necessary or appropriate personnel practices and policies, including,
582 but not limited to, policies related to hiring, promotion, compensation,
583 retirement and collective bargaining, which need not be in accordance
584 with chapter 68. For the purposes of The University of Connecticut
585 Health Center Joint Venture Initiative, neither The University of
586 Connecticut Health Center nor such subsidiary or joint venture shall be
587 an employer, as defined in subsection (a) of section 5-270, but such
588 subsidiary or joint venture shall be an employer, as defined in section
589 31-101, provided that, unless the National Labor Relations Board asserts
590 jurisdiction over such subsidiary or joint venture and notwithstanding
591 section 31-111a, a strike by employees of such subsidiary or joint
592 venture, or their representatives, shall be permissible under chapter 561,
593 if the notice required pursuant to 29 USC 158(g), as amended from time
594 to time, is also provided to the State Board of Mediation and Arbitration.

595 (2) Notwithstanding any provision of the general statutes, a
596 subsidiary or joint venture established pursuant to The University of
597 Connecticut Health Center Joint Venture Initiative may conduct
598 contracting and purchasing operations subject only to the policies and
599 procedures on contracting and purchasing established by such
600 subsidiary or joint venture. No such subsidiary or joint venture shall be
601 a public agency or a political subdivision of the state.

602 Sec. 5. Section 10a-109g of the general statutes, as amended by section
603 80 of public act 25-174, is repealed and the following is substituted in
604 lieu thereof (*Effective from passage*):

605 (a) (1) The university is authorized to provide by resolution, at one
606 time or from time to time, for the issuance and sale of securities, in its
607 own name on behalf of the state, pursuant to section 10a-109f. The board
608 of trustees of the university is hereby authorized by such resolution to

609 delegate to its finance committee such matters as it may determine
610 appropriate other than the authorization and maximum amount of the
611 securities to be issued, the nature of the obligation of the securities as
612 established pursuant to subsection (c) of this section and the projects for
613 which the proceeds are to be used. The finance committee may act on
614 such matters unless and until the board of trustees elects to reassume
615 the same. The amount of securities the special debt service requirements
616 of which are secured by the state debt service commitment that the
617 board of trustees is authorized to provide for the issuance and sale in
618 accordance with this subsection shall be capped in each fiscal year in the
619 following amounts, provided, to the extent the board of trustees does
620 not provide for the issuance of all or a portion of such amount in a fiscal
621 year, all or such portion, as the case may be, may be carried forward to
622 any succeeding fiscal year and provided further, the actual amount for
623 funding, paying or providing for the items described in subparagraph
624 (C) of subdivision (10) of subsection (a) of section 10a-109d, as amended
625 by this act, may be added to the capped amount in each fiscal year:

T374	Fiscal Year	Amount
T375		
T376	1996	\$112,542,000
T377	1997	112,001,000
T378	1998	93,146,000
T379	1999	64,311,000
T380	2000	130,000,000
T381	2001	100,000,000
T382	2002	100,000,000
T383	2003	100,000,000
T384	2004	100,000,000
T385	2005	100,000,000
T386	2006	79,000,000
T387	2007	89,000,000

T388	2008	115,000,000
T389	2009	140,000,000
T390	2010	0
T391	2011	138,800,000
T392	2012	157,200,000
T393	2013	143,000,000
T394	2014	204,400,000
T395	2015	315,500,000
T396	2016	312,100,000
T397	2017	240,400,000
T398	2018	200,000,000
T399	2019	200,000,000
T400	2020	197,200,000
T401	2021	260,000,000
T402	2022	215,500,000
T403	2023	125,100,000
T404	2024	84,700,000
T405	2025	122,000,000
T406	2026	[128,000,000] <u>276,000,000</u>
T407	2027	[116,000,000] <u>192,000,000</u>
T408	2028	[103,500,000] <u>158,500,000</u>
T409	2029	[101,500,000] <u>156,500,000</u>
T410	2030	[100,000,000] <u>156,000,000</u>
T411	2031	25,000,000

626 (2) Subject to amount limitations of such capping provisions in
627 subdivision (1) of this subsection and following approval of such
628 resolution as provided in subsection (b) of section 10a-109f, the principal
629 amount of the securities authorized therein for such project or projects
630 shall be deemed to be an appropriation and allocation of such amount
631 for such project or projects, respectively, and such approval by the
632 Governor of such resolution shall be deemed the allotment by the
633 Governor of such capital outlays within the meaning of section 4-85 and

634 the university (A) may award a contract or contracts and incur an
635 obligation or obligations with respect to each such project or projects
636 authorized pursuant to and within the amount authorized in such
637 resolution, notwithstanding that such contract or obligation may at any
638 particular time exceed the amount of the proceeds from the sale of
639 securities theretofore received by the university, and (B) may issue and
640 sell securities respecting such contracts or obligations referred to in
641 subparagraph (A) only at such time or times as shall be needed to have
642 the proceeds thereof available to pay requisitions expected thereunder
643 within the year following issuance of such securities and to provide for
644 costs of UConn 2000 of not more than twenty per cent in excess and
645 regardless of such anticipated cash expenditure requirements but
646 subject to section 10a-109q, provided the amount needed for funding,
647 paying or providing for the items described in subparagraph (B) of
648 subdivision (10) of subsection (a) of section 10a-109d, as amended by
649 this act, may be added to the amount of securities so issued.

650 (b) After issuance, all securities of the university shall be conclusively
651 presumed to be fully and duly authorized and issued under the laws of
652 the state, and any person or governmental unit shall be estopped from
653 questioning their authorization, sale, issuance, execution or delivery by
654 the university.

655 (c) Securities issued by the university may be issued under an
656 indenture of trust or bond resolution, shall be general obligations of the
657 university, for which its full faith and credit shall be pledged, payable
658 out of any revenues or other assets, receipts, funds or moneys of the
659 university and may be additionally secured by a pledge of revenues to
660 be derived from the operation of a project, by assured revenues and by
661 other assets other than a mortgage, subject only to any agreements with
662 the holders of particular securities pledging any particular assets,
663 revenues, receipts, funds or moneys, unless the university shall
664 otherwise expressly provide by the indenture or resolution that such
665 securities shall be special obligations of the university payable solely
666 from any revenues or other assets, including project revenues, such

667 assured revenues that may be restricted by the terms of receipt thereof
668 to a particular project or projects to be financed by such special
669 obligations subject only to any agreements with the holders of particular
670 securities pledging any particular assets, revenues, receipts, funds or
671 moneys. The form of the master resolution or indenture for securities,
672 the special debt service requirements for which, are secured by the state
673 debt service commitment and containing the state covenant pursuant to
674 section 10a-109u shall be approved by the State Bond Commission prior
675 to the first issue of such securities and any substantive amendment
676 thereof shall also be approved by the State Bond Commission. At such
677 time as the master resolution or indenture is submitted to the State Bond
678 Commission the university shall file with the State Bond Commission
679 the list of projects to be financed by securities secured by the state debt
680 service commitment for the second phase of UConn 2000. The form of
681 the master resolution or indenture for securities for the third phase of
682 UConn 2000, the special debt requirements for which are secured by the
683 state debt service commitment and containing the state covenant
684 pursuant to section 10a-109u, shall be approved by the State Bond
685 Commission prior to the first issue of such securities and any
686 substantive amendment thereof shall also be approved by the State
687 Bond Commission. At such time as the master resolution or indenture
688 for the third phase of UConn 2000 is submitted to the State Bond
689 Commission, the university shall file with the State Bond Commission
690 the list of projects to be financed by securities secured by the state debt
691 service commitment for the third phase of UConn 2000.

692 (d) The resolution or indenture pursuant to which securities are
693 issued shall provide for the dates of the securities, the maturity dates,
694 which in the case of securities issued to finance equipment and
695 collections, shall not exceed five years and, in the case of securities
696 issued for any other purpose shall not exceed thirty years from their
697 dated dates, the special debt service requirements and dates thereof, the
698 rate or rates of interest or the manner of varying or determining such
699 rate or rates, the cash flow requirements to cover the cost of UConn 2000

700 or components thereof to be funded from the proceeds of such
701 securities, and by whom, on behalf of the university, such securities
702 shall be delivered, signed or countersigned, and by whom, on behalf of
703 the university, disbursements and investments may be made and all
704 other particulars thereof and may contain for the benefit of holders,
705 from time to time and as a contract therewith, any agreements and the
706 provisions deemed necessary or appropriate by the university in
707 connection with the issuance of such securities and may provide for the
708 terms and security thereof, including, without limitation, (1) terms and
709 pledges respecting assured revenues or project revenues and respecting
710 the fixing and collection of other revenues of the university or from any
711 project covered by such resolution or indenture provisions, if any; (2)
712 provisions respecting custody of the proceeds from the sale of such
713 securities; (3) provisions for the investment and reinvestment of
714 proceeds of the securities until used to pay costs of a project and for the
715 disposition of any excess proceeds of the securities or investment
716 earnings thereon; (4) provisions for the execution of reimbursement
717 agreements or similar agreements in connection with credit facilities,
718 including, but not limited to, letters of credit or policies of bond
719 insurance, remarketing agreements and, subject to the approval of the
720 State Treasurer under section 10a-109j, agreements for the purpose of
721 moderating interest rate fluctuations, and of such other agreements
722 entered into pursuant to section 3-20a; (5) provisions for the collection,
723 custody, investment, reinvestment and use of revenues or other receipts,
724 funds or moneys pledged therefor; (6) provisions regarding the
725 establishment and maintenance of reserves, sinking funds and any other
726 funds and accounts as shall be approved by the university in such
727 amounts as the university may establish and the requirements,
728 investments and application thereof; (7) covenants for the establishment
729 of pledged revenue coverage requirements for such securities; (8)
730 covenants for the establishment of maintenance and insurance
731 requirements with respect to a project or projects; (9) provision for the
732 issuance of additional securities on a parity with securities theretofore
733 issued, including establishment of coverage requirements with respect

734 thereto; (10) the terms to be incorporated in any loan of the proceeds of
735 such securities, and in any lease of a project or projects; (11) the creation
736 and maintenance of special funds from the revenues of a project or
737 projects; (12) the rights and remedies available to the holder or holders
738 of securities in the event of default, the vesting in a trustee or trustees of
739 such property, rights, powers and duties in trust as the university may
740 determine, which may include any or all of the rights, powers and duties
741 of any trustee appointed by the holders of any securities and limiting or
742 abrogating the right of the holders of any securities of the university to
743 appoint a trustee under sections 10a-109a to 10a-109y, inclusive, or
744 limiting the rights, powers and duties of such trustee; (13) provision for
745 a trust indenture by and between the university and a corporate trustee
746 which may be any trust company or bank having the powers of a trust
747 company within or without the state, which agreement may provide for
748 the pledging or assigning of any revenues, assets or income from assets
749 to which or in which the university has any rights or interest, and may
750 further provide for such other rights and remedies exercisable by the
751 trustee as may be proper for the protection of the holders of any
752 securities and not otherwise in violation of law, and such agreement
753 may provide for the restriction of the rights of any individual holder of
754 securities of the university and may contain any further provisions
755 which are reasonable to delineate further the respective rights, duties,
756 safeguards, responsibilities and liabilities of the university, persons and
757 collective holders of securities of the university and the trustee; (14)
758 covenants to do or refrain from doing such acts and things as may be
759 necessary or convenient or desirable in order to better secure any
760 securities of the university or to maintain the federal or state tax
761 exemption thereon, or which, in the discretion of the university, will
762 tend to make any securities to be issued more marketable
763 notwithstanding that such covenants, acts or things may not be
764 enumerated above; (15) and any other matters of like or different
765 character, which in any way affect the security or protection of the
766 securities of the university, all as the university shall deem advisable
767 and not in conflict with the provisions of sections 10a-109a to 10a-109y,

768 inclusive.

769 (e) Securities issued under authority of sections 10a-109a to 10a-109y,
770 inclusive, shall be sold by the Treasurer of the state, on behalf of the
771 university, subject in all respects to the indenture of trust or bond
772 resolution approved by the university respecting the securities to be
773 sold, at public or private sale at such price, whether par, premium or
774 discount, and at such time or times, subject in each fiscal year to the cash
775 flow requirements of the university to cover the cost of UConn 2000, as
776 may be determined in the best interest of the state and university by the
777 Treasurer and evidenced by his execution of a certificate of
778 determination to be filed with the university and the secretary of the
779 State Bond Commission upon completion of the sale pursuant to
780 subsection (f) of this section. All costs of issuance in connection with the
781 authorization, sale and issuance of the securities, including interest
782 during construction of any projects being financed with the proceeds
783 thereof, costs and expenses of financial advisers, underwriters, counsel,
784 initial trustee, interest rate protection, credit enhancement, liquidity,
785 letter of credit, and ratings, if any, shall be paid from the proceeds and
786 accrued interest of the securities unless the university determines to pay
787 any of such costs and expenses out of other funds available to it.

788 (f) The Treasurer shall set the terms and provisions of the sale of any
789 securities, receive bids or proposals, award and sell any securities, and
790 take all other action appropriate or necessary in connection therewith
791 including rejecting any bid or proposal not meeting the sale
792 requirements, in conjunction with the board of trustees of the university
793 which is hereby authorized by a majority vote to delegate such matters
794 to its finance committee or to any officer, official or trustee serving on
795 such finance committee.

796 (g) The proceeds of the securities of any issue shall be used solely for
797 the purpose or purposes identified in the master indenture, and shall be
798 disbursed in such manner and under such restrictions, if any, as the
799 university may provide in the resolution authorizing the issuance of

800 such securities or in the indenture or resolution securing the same. The
801 resolution providing for the issuance of securities, and any indenture or
802 resolution securing such securities, may contain such limitations upon
803 the issuance of additional securities as the university may deem proper,
804 and such additional securities shall be issued under such restrictions
805 and limitations as may be prescribed by such indenture or resolution,
806 provided, no such resolution or indenture shall include a covenant
807 committing the university to the issuance of additional securities
808 secured by a pledge of the state debt service commitment. The
809 university may provide for the replacement of any securities which
810 become mutilated, or are destroyed, stolen or lost. Securities may be
811 issued under sections 10a-109a to 10a-109y, inclusive, without obtaining
812 the consent of any department, division, commission, board, bureau, or
813 agency of the state and without any other proceedings or the happening
814 of any other conditions or things other than those proceedings,
815 conditions or things which are specifically required by sections 10a-109a
816 to 10a-109y, inclusive.

817 (h) Money borrowed and securities issued and delivered by the
818 university shall not constitute a debt or liability of the state or of any
819 municipality or any political subdivision of the state, but shall be
820 payable solely from the resources of the university described in and
821 pursuant to the indenture of trust or resolution under which they are
822 issued, and all such securities shall contain on their face a statement to
823 that effect. The borrowing of money and the issuance of securities by the
824 university shall not directly or indirectly or contingently obligate the
825 state or any municipality or political subdivision to levy or to pledge
826 any form of taxation and such securities shall not constitute an
827 indebtedness of the state within the meaning of any constitutional or
828 statutory debt limitation or restriction and accordingly, shall not be
829 subject to any statutory limitation on the indebtedness of the state and
830 such securities, when issued, shall not be included in computing the
831 aggregate indebtedness of the state in respect to and to the extent of any
832 such limitation, except that the amount of securities in each fiscal year

833 in which the General Assembly has authorized the board of trustees to
834 provide for the issuance and sale of securities pursuant to subsection (a)
835 of this section for purposes of section 3-21, but subject to the exclusions
836 or deductions provided in said section 3-21, shall be deemed to be
837 indebtedness of the state until deemed paid or retired. For any years for
838 which there is not an estimate of net tax revenues, the Wharton
839 Econometric Forecasting Associates projection of consumer price index
840 growth shall be applied to the most recently adopted state revenue
841 estimate and shall be deemed to satisfy the provisions of subsection (d)
842 of said section 3-21.

843 (i) In connection with the issuance of securities, the university may
844 create and establish one or more reserve funds to be known as special
845 capital reserve funds and may pay into such special capital reserve
846 funds (1) any moneys appropriated and made available by the state for
847 the purposes of such funds, (2) any proceeds of sale of securities, to the
848 extent provided in the resolution of the university authorizing the
849 issuance thereof, and (3) any other moneys which may be made
850 available to the university for the purpose of such funds from any other
851 source or sources. The moneys held in or credited to any special capital
852 reserve fund established under this subsection, except as provided in
853 this subsection, shall be used solely for the payment of the principal of
854 special obligation securities of the university secured by such special
855 capital reserve fund as the same become due, the purchase of such
856 special obligation securities of the university, the payment of interest on
857 such special obligation securities of the university or the payment of any
858 redemption premium required to be paid when such special obligation
859 securities are redeemed prior to maturity; provided the university may
860 provide that moneys in any such fund shall not be withdrawn therefrom
861 at any time in such amount as would reduce the amount of such funds
862 to less than the maximum amount of principal and interest becoming
863 due by reason of maturity or a required sinking fund installment in the
864 succeeding calendar year on the special obligation securities of the
865 university then outstanding and secured by such special capital reserve

866 fund or such lesser amount specified by the university in its resolution
867 authorizing the issuance of any such special obligation securities, such
868 amount being referred to in this subsection as the "required minimum
869 capital reserve", except for the purpose of paying such principal of,
870 redemption premium and interest on such special obligation securities
871 of the university secured by such special capital reserve becoming due
872 and for the payment of which other moneys of the university are not
873 available. The university may provide that it shall not issue special
874 obligation securities at any time if the required minimum capital reserve
875 on the special obligation securities outstanding and the special
876 obligation securities then to be issued and secured by a special capital
877 reserve fund will exceed the amount of such special capital reserve fund
878 at the time of issuance, unless the university, at the time of the issuance
879 of such special obligation securities, shall deposit in such special capital
880 reserve fund from the proceeds of the special obligation securities so to
881 be issued, or otherwise, an amount which, together with the amount
882 then in such special capital reserve fund, will be not less than the
883 required minimum capital reserve. On or before December first,
884 annually, there is deemed to be appropriated from the state General
885 Fund such sums, if any, as shall be certified by the chairperson of the
886 board of trustees to the Secretary of the Office of Policy and
887 Management and Treasurer of the state, as necessary to restore each
888 such special capital reserve fund to the amount equal to the required
889 minimum capital reserve of such fund, and such amounts shall be
890 allotted and paid to the university for deposit therein. For the purpose
891 of evaluation of any such special capital reserve fund, obligations
892 acquired as an investment for any such fund shall be valued at
893 amortized costs. Nothing contained in this section or section 10a-105
894 shall preclude the university from establishing and creating other debt
895 service reserve funds in connection with the issuance of securities of the
896 university. Subject to any agreement or agreements with holders of
897 outstanding special obligation securities of the university, any amount
898 or amounts allotted and paid to the university by the state pursuant to
899 this section shall be repaid to the state from moneys of the university at

900 such time as such moneys are not required for any other of its corporate
901 purposes and in any event shall be repaid to the state on the date one
902 year after all special obligation securities of the university theretofore
903 issued on the date or dates such amount or amounts are allotted and
904 paid to the university or thereafter issued, together with interest on such
905 special obligation securities, with interest on any unpaid installments of
906 interest and all costs and expenses in connection with any action or
907 proceeding by or on behalf of the holders thereof, are fully met and
908 discharged. A special capital reserve fund shall not be created,
909 established or applicable or available pursuant to this subsection unless
910 the board of trustees of the university is of the opinion and determines
911 its self-sufficiency in that (A) project revenues or assured revenues,
912 other than those to be derived from the state debt service commitment
913 and the minimum state operating provision, and as a result of the
914 implementation of its rate covenant, are estimated and expected,
915 assuming continued compliance by the state and the university with the
916 provisions of sections 10a-109a to 10a-109y, inclusive, be sufficient (i) to
917 pay the applicable special debt service requirements on special
918 obligation securities, (ii) to establish, increase and maintain any reserves
919 deemed by the university to be advisable to secure the payment of the
920 special debt service requirements on such special obligation securities
921 and to maintain its renewal and replacement fund and (iii) to operate
922 and maintain in a prudent and economical manner the physical
923 infrastructure of the university and (B) the university has recently
924 reviewed and resolved that it is in compliance with its rate covenant
925 referred to in section 10a-109e, as amended by this act. Prior to the
926 issuance of special obligation securities, the security for which is to be
927 enhanced by such a special capital reserve fund, the aforementioned
928 self-sufficiency finding by the university shall be submitted to and
929 confirmed as not unreasonable or arbitrary in the certificate of
930 determination referred to in subsection (e) of this section by the
931 Treasurer of the state. In addition, a special capital reserve fund shall be
932 used only if such use improves or is essential to the rating of the
933 securities or provides interest savings as determined by the Treasurer of

934 the state. The provisions of this subsection respecting the creation,
935 establishment and enhancement of a special capital reserve fund shall
936 not be available or applicable to any general obligation securities issued
937 by the university pursuant to sections 10a-109a to 10a-109y, inclusive.

938 Sec. 6. Section 10a-109n of the general statutes is repealed and the
939 following is substituted in lieu thereof (*Effective from passage*):

940 (a) For the period from July 1, 2001, to June 30, 2031, or until
941 completion of the UConn 2000 infrastructure improvement program,
942 whichever is later, the university shall have charge and supervision of
943 the design, planning, acquisition, remodeling, alteration, repair,
944 enlargement or demolition of any real asset or any other project on its
945 campuses.

946 (b) (1) The university shall cause to be prepared, proposed
947 construction standards for all projects. The proposed standards shall,
948 subject to applicable law, include, among other things, provisions
949 relating to the quality and type of materials to be used, provisions for
950 safety, fire protection, health and sanitation, provisions for the
951 installation of fixtures, furnishings, equipment, machinery and
952 apparatus, and construction features.

953 (2) Pursuant to such construction standards in effect at such time, the
954 university shall cause to be prepared, within the costs available therefor,
955 the detailed plans and specifications for each project. The university
956 may from time to time modify, or authorize modifications to, such
957 detailed plans and specifications, provided the plans and specifications
958 as so modified shall comply with the construction standards, if any,
959 adopted pursuant to sections 10a-109a to 10a-109y, inclusive, and in
960 effect at the time of the modifications, and the provisions of section 10a-
961 109e, as amended by this act, are complied with.

962 (3) The university shall identify the scope of work and hire, and
963 contract with persons with the necessary experience and capability to
964 perform such scope of work.

965 (4) The university may contract with a design professional for the
966 design of any project, with a general contractor for the construction of
967 any project; and with one or more prime trade contractors with respect
968 to such construction work if the university determines that to do so will
969 be in the public interest of the state.

970 (c) (1) Any construction contract to which the university is a party
971 may include a provision that the design professional who designed the
972 project, or an architect or professional engineer or construction manager
973 retained or employed specifically for the purpose of supervision, may
974 supervise the work to be performed through to completion and ensure
975 that the materials furnished and the work performed are in accordance
976 with the drawings, plans, specifications and contracts therefor.

977 (2) (A) Except as provided in subparagraph (D) of this subdivision,
978 any total cost basis contract or other contract for the construction of a
979 university project which is estimated to cost more than five hundred
980 thousand dollars, shall be publicly let by the university. The university
981 shall give notice to contractors interested in submitting a project
982 proposal or bid, by posting any such notice on the university web site
983 and on the State Contracting Portal. The notice to contractors shall
984 contain (i) the requirement that contractors be prequalified pursuant to
985 section 4a-100, or subparagraph (B) of this subdivision, as applicable to
986 such contract, (ii) a statement of the time and place where the responses
987 shall be received, and (iii) such additional information as the university
988 deems appropriate. Upon receipt of such responses, the university shall
989 select any contractor who (I) to the extent required pursuant to the
990 provisions of section 4b-91, has been prequalified pursuant to section
991 4a-100, (II) has shown itself able to post surety bonds required by such
992 contract, (III) has no conflict of interest in the performance of work
993 required by such contract, and (IV) for any such contract that is
994 estimated to cost more than one million dollars, has been prequalified
995 by the university pursuant to subparagraph (B) of this subdivision.

996 (B) For any contract subject to the provisions of subparagraph (A) of

997 this subdivision that is estimated to cost more than one million dollars,
998 the university shall prequalify each contractor by evaluating whether (i)
999 such contractor (I) has demonstrated that it possesses the financial,
1000 managerial and technical ability and integrity necessary to faithfully
1001 and efficiently perform work for the university in accordance with the
1002 requirements set forth in the prequalification application issued by the
1003 university, and (II) is responsible and qualified based on its experience
1004 with projects similar to that for which the bid or proposal is to be
1005 submitted and based on objective written criteria included in the
1006 prequalification application issued by the university, and (ii) any
1007 subcontractor on the contractor's previous projects, has been in
1008 compliance with the provisions of part III of chapter 557 and chapter 558
1009 during the previous five calendar years. The university, in its discretion,
1010 may include additional qualification requirements in the notice posted
1011 pursuant to subparagraph (A) of this subdivision.

1012 (C) The university may issue a confirmation of prequalification for
1013 contracts subject to the provisions of this subdivision to any contractor
1014 who meets the requirements set forth in subparagraph (B) of this
1015 subdivision. Such confirmation of prequalification shall be effective for
1016 one year from the date of issuance and, upon receipt of a completed
1017 renewal application and any other materials as prescribed by the
1018 university, may be renewed for a period not exceeding two years.

1019 (D) Notwithstanding the provisions of subparagraph (A) of this
1020 subdivision, the board of trustees may approve a total cost basis contract
1021 or other contract for the construction of a university project which is
1022 estimated to cost more than five hundred thousand dollars that has not
1023 been publicly let pursuant to the provisions of said subparagraph (A),
1024 provided the board deems the contract to address an emergency.

1025 (3) Each bid or proposal shall be kept sealed until opened publicly at
1026 the time and place as set forth in the notice soliciting such bid or
1027 proposal. The university shall not award any construction contract,
1028 including, but not limited to, any total cost basis contract, after public

1029 letting, except to the responsible qualified contractor, submitting the
1030 lowest bid or proposal in compliance with the bid or proposal
1031 requirements of the solicitation document. The university may,
1032 however, waive any informality in a bid or proposal, and may either
1033 reject all bids or proposals and again advertise for bids or proposals or
1034 interview at least three responsible qualified contractors and negotiate
1035 and enter into with any one of such contractors that construction
1036 contract which is both fair and reasonable to the university.

1037 (4) The construction contract, including each total cost basis contract,
1038 awarded by the university shall contain such other terms and
1039 conditions, and such provisions for penalties as the university may
1040 deem appropriate.

1041 (5) No payments shall be made by the university on account of any
1042 contract for the project awarded by or for the university until the bills
1043 or estimates presented for such payment shall have been duly certified
1044 to be correct by the university. No payments shall be made from any
1045 other fund on account of any contract for any project awarded by or for
1046 the university until the bills or estimates presented for such payment
1047 shall have been duly certified to be correct by the university.

1048 (6) Provision shall be made in each contract to the effect that payment
1049 is limited to the amount provided therein and that no liability of the
1050 university or state shall and may be incurred beyond such amount.

1051 (7) The university shall require, for the protection of the state and the
1052 university, such deposits, bonds and security in connection with the
1053 submission of bids or proposals, the award of construction contracts and
1054 the performance of work as the university shall determine to be
1055 appropriate and in the public interest of the state.

1056 (8) Any contract awarded by the university shall be a contract with
1057 the state acting through the university.

1058 (9) (A) The university shall not enter into a construction manager at-

1059 risk project delivery contract that does not provide for a maximum
1060 guaranteed price for the cost of construction which shall be determined
1061 not later than the time of the receipt and approval by the university of
1062 the trade contractor bids. Each construction manager at-risk shall invite
1063 bids and give notice of opportunities to bid on project elements, by
1064 posting any such invitation or notice on the State Contracting Portal.
1065 Each bid shall be kept sealed until opened publicly at the time and place
1066 as set forth in the notice soliciting such bid. The construction manager
1067 at-risk shall, after consultation with and approval by the university,
1068 award any related contracts for project elements to the responsible
1069 qualified contractor, who shall be prequalified pursuant to section 4a-
1070 100, submitting the lowest bid in compliance with the bid requirements,
1071 provided (i) the construction manager at-risk shall not be eligible to
1072 submit a bid for any such project element, and (ii) construction shall not
1073 begin prior to the determination of the maximum guaranteed price,
1074 except (I) for the project elements of site preparation and demolition that
1075 have been previously put out to bid and awarded, and (II) for the project
1076 elements of site preparation, demolition, public utility installation and
1077 connections and building envelope components, including the roof,
1078 doors, windows and exterior walls, as provided in subparagraph (B) of
1079 this subdivision.

1080 (B) Construction may begin prior to the determination of the
1081 maximum guaranteed price for the project elements of site preparation,
1082 demolition, public utility installation and connections and building
1083 envelope components, including the roof, doors, windows and exterior
1084 walls, provided (i) the project involves the renovation of an existing
1085 building or facility; (ii) the project element or elements involved in such
1086 early work have been previously put out to bid and awarded; and (iii)
1087 the total cost of construction of the early work does not exceed twenty-
1088 five per cent of the estimated cost of construction for the entire project.

1089 (C) If such project involves the renovation of an existing building or
1090 facility that will be performed in multiple phases while such building or
1091 facility remains occupied, the university may enter into a construction

1092 manager at-risk project delivery contract that provides for the
1093 maximum guaranteed price to be determined for each phase of the
1094 project, prior to beginning each such phase, provided each party to the
1095 contract complies with all of the requirements of subparagraph (A) of
1096 this subdivision, except the timing of the determination of the maximum
1097 guaranteed price set forth in subparagraph (A)(ii) of this subdivision.

1098 (10) If the university designates a project as suitable for a design-build
1099 contract, the university may enter into a single contract with a design-
1100 builder recommended by a selection panel and selected by the
1101 university. The university shall give notice of such project and
1102 specifications for such project by posting such notice on the State
1103 Contracting Portal. The university shall establish a selection panel for
1104 each project to score the qualifications and past performance of each
1105 design-builder who submits a competitive proposal to the university for
1106 such project. The selection panel shall score the qualifications and past
1107 performance of each design-builder using a predetermined scoring
1108 method developed by the university and provided to each design-
1109 builder in advance of such design-builder's development of the
1110 competitive proposal. The selection panel's scoring method may be
1111 unique to each project, but shall consist of combining the score of each
1112 design-builder's qualifications and past performance and evaluating the
1113 technical merit of the competitive proposal and each design-builder's
1114 projected project cost. The design-build contract shall (A) include, but
1115 not be limited to, such project elements as permitting, engineering,
1116 design, construction and, if applicable, site acquisition, and (B) be based
1117 on the competitive proposal submitted by the design-builder that is
1118 selected by the university. No design-build contract for which the total
1119 cost is estimated to be more than the amount set forth in subdivision (2)
1120 of subsection (a) of section 4b-91 may be awarded to a design-builder
1121 who is not prequalified for the project in accordance with section 4a-100.
1122 Such design-build contracts shall state the responsibilities of the design-
1123 builder to deliver a completed and acceptable project on a date certain
1124 and the maximum costs of the project and, if applicable, as a separate

1125 item, the cost of any site acquisition. The university shall determine all
1126 other requirements and conditions for such competitive proposals,
1127 selection of a design-builder and other awards and shall have sole
1128 responsibility for all other aspects of such design-build contracts.

1129 (d) For the purposes of part III of chapter 557, a project undertaken
1130 by the university shall be deemed to be a state public works project and
1131 consist of public buildings.

1132 (e) (1) Notwithstanding any provision of the general statutes, any
1133 license, permit, and approval required or permitted to be issued and any
1134 administrative action required or permitted to be taken pursuant to the
1135 general statutes in connection with any project by the university shall
1136 be issued or taken upon application to the particular commissioner or
1137 commissioners having jurisdiction over such license, permit, approval
1138 or other administrative action or such other state official as such
1139 commissioner shall designate. As used in this section, the term
1140 commissioner shall mean commissioners if more than one
1141 commissioner has jurisdiction over the subject matter and their
1142 designee, if any. No agency, commission, council, committee, panel or
1143 other body whatsoever other than such commissioner shall have
1144 jurisdiction over or cognizance of any licenses, permits, approvals or
1145 administrative actions concerning any project and no notice of any
1146 tentative determination or any final determination regarding any such
1147 license, permit, approval or administrative action and no notice of any
1148 such license, permit, approval or administrative action shall be required
1149 except as expressly provided pursuant to this subsection. For purposes
1150 of sections 10a-109a to 10a-109y, inclusive, a capital project is a state
1151 facility and accordingly, no ordinance, law or regulation promulgated
1152 by or any authority granted to any municipality or any other political
1153 subdivision of the state shall apply to a capital project. The State
1154 Properties Review Board shall have jurisdiction over any project in the
1155 same manner as provided in chapter 60 for a priority higher education
1156 facility project. Such commissioner may issue licenses and permits, give
1157 such approval and take such administrative action as shall be necessary

1158 or desirable.

1159 (2) All applications, supporting documentation and other records
1160 submitted to the commissioner and pertaining to any application for
1161 any license, permit, approval or other administrative action, together
1162 with all records of the proceedings of the commissioner relating to any
1163 license, permit, approval or administrative action shall be a public
1164 record and shall be made, maintained and disclosed in accordance with
1165 the Freedom of Information Act, as defined in section 1-200.

1166 (3) All applications for licenses, permits, approvals and other
1167 administrative action required by any applicable provision of the
1168 general statutes shall be submitted to the commissioner as provided in
1169 subdivision (1) of this subsection.

1170 (4) (A) Any hearing regarding all or any part of any project, provided
1171 for by this section, shall be conducted by the particular commissioner
1172 having jurisdiction over the applicable license, permit, approval or other
1173 administrative action. Legal notice of such hearing shall be published in
1174 a newspaper having general circulation in an area which includes the
1175 municipality in which the particular part of such project is proposed to
1176 be built or is being built not more than ten nor less than five days in
1177 advance of such hearing.

1178 (B) In rendering any decision in connection with any project, the
1179 commissioner shall weigh all competent material and substantial
1180 evidence presented by the applicant and the public in accordance with
1181 the applicable statute. The commissioner shall issue written findings
1182 and determinations upon which the commissioner's decision is based.
1183 Such findings and determinations shall consist of evidence presented,
1184 including such matters as the commissioner deems appropriate,
1185 provided such matters, to the extent applicable to the particular permit,
1186 shall include the nature of any major adverse health and environmental
1187 impact of any project. The commissioner may reverse or modify any
1188 order or action at any time on the commissioner's own motion. The

1189 procedure for such reversal or modification shall be the same as the
1190 procedure for the original proceeding.

1191 (C) Any administrative action taken by any commissioner in
1192 connection with any project may be appealed by an aggrieved party to
1193 the superior court for the judicial district of New Britain in accordance
1194 with the provisions of section 4-183, except as otherwise provided in
1195 sections 10a-109a to 10a-109y, inclusive. Such appeal shall be brought
1196 not later than ten days after the date of mailing to the parties to the
1197 proceeding of a notice of such order, decision or action by certified mail,
1198 return receipt requested, and the appellant shall serve a copy of the
1199 appeal on each party listed in the final decision at the address shown in
1200 such decision. Failure to make such service within such ten days on
1201 parties other than the commissioner who rendered the final decision
1202 may not, in the discretion of the court, deprive the court of jurisdiction
1203 over such appeal. Within ten days after the service of such appeal, or
1204 within such further time as may be allowed by the court, the
1205 commissioner who rendered such decision shall cause any portion of
1206 the record that had not been transcribed to be transcribed and shall
1207 cause either the original or a certified copy of the entire record of the
1208 proceeding appealed from to be transmitted to the reviewing court.
1209 Such record shall include the commissioner's findings of fact and
1210 conclusions of law, separately stated. If more than one commissioner
1211 has jurisdiction over the matter, such commissioners shall issue joint
1212 findings of fact and conclusions of law. Such appeal shall state the
1213 reasons upon which it is predicated and, notwithstanding any provision
1214 of the general statutes, shall not stay the development of any project.
1215 The commissioner who rendered such decision shall appear as the
1216 respondent. Such appeals to the superior court shall each be privileged
1217 matters and shall be heard as soon after the return date as practicable.
1218 A court shall render its decision not later than twenty-one days after the
1219 date that the entire record, with the transcript, is filed with the court by
1220 the commissioner who rendered the decision.

1221 (D) The court shall not substitute its judgment for that of the

1222 commissioner as to the weight of the evidence presented on a question
1223 of fact. The court shall affirm the decision of the commissioner unless
1224 the court finds that substantial rights of the party appealing such
1225 decision have been materially prejudiced because the findings,
1226 inferences, conclusions or decisions of the commissioner are: (i) In
1227 violation of constitutional or statutory provisions, (ii) in excess of the
1228 statutory authority of the commissioner, (iii) made upon unlawful
1229 procedure, (iv) affected by an error of law, (v) clearly erroneous in view
1230 of the reliable, probative and substantial evidence on the whole record,
1231 or (vi) arbitrary, capricious or characterized by abuse of discretion or
1232 clearly unwarranted exercise of discretion.

1233 (E) If the court finds material prejudice, it may sustain the appeal.
1234 Upon sustaining an appeal, the court may render a judgment which
1235 modifies the decision of the commissioner, orders particular action of
1236 the commissioner or orders the commissioner to take such action as may
1237 be necessary to effect a particular action and the commissioner may
1238 issue a permit consistent with such judgment. Notwithstanding the
1239 foregoing, an applicant may file an amended application and the
1240 commissioner may, pursuant to the procedures set forth in sections 10a-
1241 109a to 10a-109y, inclusive, consider an amended application for an
1242 order, permit or other administrative action following court action.

1243 (F) Notwithstanding the provisions of section 3-125, in consultation
1244 with the Attorney General, the university may use the legal services of
1245 any private attorney, in connection with the construction, operation and
1246 maintenance of any project. The board of trustees shall determine the
1247 effective and efficient method or methods of legal services to accomplish
1248 the construction, operation and maintenance of all projects, taking into
1249 account the capacity, cost and expense of private counsel for such
1250 services and the capacity and direct and indirect cost and expense of and
1251 identified by the Attorney General for such services.

1252 (f) On or before December thirty-first and June thirtieth of each year,
1253 the university shall submit a report to the joint standing committee of

1254 the General Assembly having cognizance of matters relating to finance,
1255 revenue and bonding. Such report shall include the following
1256 information: (1) The names and addresses of contractors and
1257 subcontractors performing repair, addition, alteration and new
1258 construction on the university's campuses in the previous six calendar
1259 months, (2) the extent to which such contractors and subcontractors
1260 have been in compliance with the provisions of part III of chapter 557
1261 and the provisions of chapter 558, and (3) any actions taken by the
1262 university to cooperate with the Labor Department in the enforcement
1263 of said provisions.

1264 (g) Notwithstanding any provision of the general statutes, The
1265 University of Connecticut Health Center Joint Venture Initiative shall
1266 not be subject to the requirements of this section.

1267 Sec. 7. Section 10a-109bb of the general statutes is repealed and the
1268 following is substituted in lieu thereof (*Effective from passage*):

1269 (a) The Board of Trustees of The University of Connecticut, or a
1270 committee of the board, shall review and approve the policies and
1271 procedures developed by The University of Connecticut to undertake
1272 any project of UConn 2000, as described in subdivision (25) of section
1273 10a-109c, as amended by this act, concerning the selection of design
1274 professionals and contractors, as defined in subdivision (27) of section
1275 10a-109c, as amended by this act, contract compliance, building and fire
1276 code compliance, deferred maintenance, as defined in subdivision (29)
1277 of section 10a-109c, as amended by this act, and an annual budget for
1278 such maintenance prepared pursuant to section 10a-109dd, project and
1279 program budgets and schedules and the authorization and review of
1280 contract changes. The university shall prepare, biennially, a summary of
1281 construction performance of UConn 2000 based on reports submitted at
1282 least quarterly by the construction assurance office established pursuant
1283 to section 10a-109cc, and the board, or committee of the board, shall,
1284 upon the completion of each named project pursuant to section 10a-
1285 109e, as amended by this act, conduct a review of the university's

1286 management of such project for its conformance with the applicable
 1287 policies and procedures governing construction undertaken pursuant to
 1288 section 10a-109n, as amended by this act. Such review of completed
 1289 projects shall incorporate information, including, but not limited to, that
 1290 which is derived from reviews of the reports submitted at least quarterly
 1291 by the construction assurance office, in accordance with section 10a-
 1292 109cc.

1293 (b) Upon completion of each assessment, summary and review
 1294 conducted pursuant to this section by The University of Connecticut or
 1295 a committee of the board, the university or such committee, as
 1296 applicable, shall submit such assessment, summary and review to the
 1297 board. The board shall initially review each such assessment, summary
 1298 and review without the presence of university staff members.

1299 (c) The University of Connecticut Health Center Joint Venture
 1300 Initiative shall not be subject to the requirements of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	10a-109b(b)
Sec. 2	<i>from passage</i>	10a-109c
Sec. 3	<i>from passage</i>	10a-109d
Sec. 4	<i>from passage</i>	10a-109e
Sec. 5	<i>from passage</i>	10a-109g
Sec. 6	<i>from passage</i>	10a-109n
Sec. 7	<i>from passage</i>	10a-109bb