



House Bill No. 7063

Public Act No. 19-46

AN ACT CONCERNING LEASING OF MILITARY DEPARTMENT FACILITIES.

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

Section 1. Subsections (b) to (d), inclusive, of section 27-39 of the general statutes are repealed and the following is substituted in lieu thereof (*Effective July 1, 2019*):

(b) The Adjutant General is charged with the responsibility for the use, maintenance, security and leasing of all military facilities and other military property under the provisions for such use imposed by the statutes. Each military facility shall be under the charge of a commissioned officer, designated by the Adjutant General. Each application for the lease or use of such facility shall be made to the Adjutant General, who shall approve or disapprove such application and so advise the applicant. Prior to any such approval, each applicant for lease or use of such facility shall furnish a certificate of insurance or self-insurance indemnifying the state and federal governments against any bodily injury to persons or damage to property. Any cost of such certificate shall be in addition to any other cost incurred as a result of such lease or use. Except as provided in subsection (e) of this section, the Adjutant General shall limit the lease or use of military facilities to (1) military organizations, including youth military organizations, (2)

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nonprofit organizations, (3) organizations receiving state aid, [and] (4) governmental agencies, and (5) members of the armed forces of the state. Proceeds from the lease of military facilities shall be paid to the Adjutant General, who shall promptly transmit such proceeds, except proceeds received from the lease of certain military facilities pursuant to subsection (e) of this section, to the State Treasurer for deposit in the military facilities account established under subsection (f) of this section. The Adjutant General shall, in military facilities where space is available, assign space to veterans' service organizations for their joint uses, subject to the regulations concerning military facilities. Units of the armed forces of the state and veterans' organizations jointly utilizing military facilities shall be allowed the use of the drill shed and such other common areas of the facility.

(c) Nothing in this chapter shall be construed as allowing the lease or use of, or assignment of space in, any military facility (1) on the drill night of any active military organization stationed in the facility or in a manner that conflicts with the military usage of the facility, (2) at a reduced rate, except as provided in subdivision (2) of subsection (d) of this section, or (3) in a manner that conflicts with federal military regulations or the use of the facility for military purposes. In no case shall any lease approved by the Adjutant General pursuant to subsection (b) of this section permit subleasing.

(d) (1) [The] Except as provided in subdivision (2) of this subsection, the Adjutant General may allow lease or use of any military facility, at a cost not exceeding the actual operating cost of such facility during the period of such lease or use, to (A) any public or private nonprofit elementary or secondary school or any public institution of higher education for purposes of athletic events with respect to which no admission is charged, (B) the American Red Cross for purposes of blood supply programs, (C) any local, state or federal governmental agency, (D) any agricultural or other association that receives state aid,

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[or] (E) any charitable military organization, [except as provided in subdivision (2) of this subsection] or (F) any member of the armed forces of the state for the limited purpose of holding a ceremony to recognize such member's significant military career event, including promotion, receipt of an award, enlistment, commission as an officer, marriage or retirement.

(2) The Adjutant General may allow use of any military facility, at no cost, to any youth military organization.