



General Assembly

Substitute Bill No. 7220

January Session, 2019



AN ACT ESTABLISHING A RIGHT TO APPEAL THE DECISION OF A MUNICIPAL ETHICS BOARD TO THE SUPERIOR COURT UNDER THE UNIFORM ADMINISTRATIVE PROCEDURES ACT.

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

1 Section 1. Subsection (a) of section 4-183 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2019*):

4 (a) A person who has exhausted all administrative remedies
5 available within the agency and who is aggrieved by a final decision
6 may appeal to the Superior Court as provided in this section. The filing
7 of a petition for reconsideration is not a prerequisite to the filing of
8 such an appeal. As used in this section, "agency" also includes a
9 municipal board, commission, council, committee or other agency, that
10 is established under section 7-148h, as amended by this act, to
11 investigate allegations of unethical conduct, corrupting influence or
12 illegal activities levied against any official, officer or employee of the
13 municipality.

14 Sec. 2. Subsection (a) of section 7-148h of the general statutes is
15 repealed and the following is substituted in lieu thereof (*Effective*
16 *October 1, 2019*):

17 (a) Any town, city, district, as defined in section 7-324, or borough
18 may, by charter provision or ordinance, establish a board, commission,

19 council, committee or other agency to investigate allegations of
20 unethical conduct, corrupting influence or illegal activities levied
21 against any official, officer or employee of such town, city, district or
22 borough. The provisions of subsections (a) to (e), inclusive, of section
23 1-82a shall apply to allegations before any such agency of such
24 conduct, influence or activities, to an investigation of such allegations
25 conducted prior to a probable cause finding, and to a finding of
26 probable cause or no probable cause. Any board, commission, council,
27 committee or other agency established pursuant to this section may
28 issue subpoenas or subpoenas duces tecum, enforceable upon
29 application to the Superior Court, to compel the attendance of persons
30 at hearings and the production of books, documents, records and
31 papers. Any person aggrieved by a decision of a board, commission,
32 council, committee or other agency established pursuant to this section
33 shall have a right of appeal pursuant to section 4-183, as amended by
34 this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2019	4-183(a)
Sec. 2	October 1, 2019	7-148h(a)

Statement of Legislative Commissioners:

In Section 1(a), "'agency' has the same meaning as provided in section 4-166 and" was changed to "'agency' also" for accuracy and clarity.

JUD *Joint Favorable Subst. -LCO*