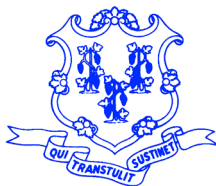


The Connecticut General Assembly

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Memorandum

To: Legislative Regulation Review Committee
From: Legislative Commissioners' Office
Committee Meeting Date: October 27, 2020

Regulation No:	2020-11A
Agency:	Labor Department
Subject Matter:	Unemployment Insurance Modernization
Statutory Authority: (copy attached)	4-8, 31-250

	Yes or No
Mandatory	N
Federal Requirement	N
Permissive	Y

For the Committee's Information:

This is a resubmittal of regulations that were rejected without prejudice at the committee's meeting on July 30, 2020. The resubmittal addresses the substantive concerns and technical corrections noted in the July 30, 2020 report, except as noted below. Additional technical corrections are noted below.

Substantive Concerns:

Technical Corrections:

1. In the introductory language of sections 1 to 13, inclusive, “to read” should be inserted after “amended”, for proper form.
2. On page 1, in section 31-235-1, in the second line, the extra space after "31-" should be deleted, for proper form.
3. On page 2, in section 31-235-1(k), "(1)" should be moved to before "the claimant" and "the claimant" should be inserted after "(2)", for proper form.
4. On page 2, in section 31-235-22(d), an underlined comma should be inserted after "include", for proper form.
5. On page 2, in section 31-235-23, in the catchline, the period after "exemptions" should be deleted, for consistency.
6. On pages 4 and 5, in section 31-235-27(d), in the fourth line, an underlined comma should be inserted after "including", for proper form; and in subdivision (1), an underlined comma should be inserted after "the individual", for proper form.
7. On page 5, in section 31-222-9(1), in the twelfth line, an underlined comma should be inserted after "including" and "limited to", for proper form.
8. On page 7, in section 31-222-9(3)(F), "Administrator" should be "administrator", for internal consistency.
9. On page 17, in section 31-273-8(b), in the second line, "of the Regulations of Connecticut State Agencies" should be inserted after "31-273-5", for proper form.
10. On page 18, in section 31-244-3a(a), the extra space before "The examiner" should be deleted, for proper form.
11. On page 20, in section 31-244-8a(a), "[will] shall" should be "[will] shall", for proper form.
12. On page 20, in section 31-244-8a(c), the two instances of "will" should be "[will] shall", in accordance with the committee's directive regarding mandates.
13. On page 21, in section 31-244-9a, in the catchline, "**hearing]**" should be "**hearing.]**" and the period after "Administrator" should be deleted, for consistency.
14. On pages 21 and 22, in section 31-235-6a(d), in the introductory language, "**Sec 11.**" should be "**Sec. 11.**" and "are" should be "is", for proper form; and in subdivision (1)(A)(ii), "[sections] section 31-235-6, and [through] sections 31-235-8 to 31-235-20 [31-235-21]," should be "sections 31-235-6 [through 31-235-21] and 31-235-8 to 31-235-20," for proper form.

15. On page 22, in section 31-235-11, in the introductory language, "**Sec 12.**" should be "**Sec. 12.**", for proper form; and in the text of said section, the two instances of "sections" should be deleted and "23" should be "31-235-23", for proper form.
16. On page 22, "**Sec 13.**" and "**Sec 14.**" should be "**Sec. 13.**" and "**Sec. 14.**", for proper form.

Recommendation:

<input checked="" type="checkbox"/>	Approval in whole
<input checked="" type="checkbox"/>	with technical corrections
	with deletions
	with substitute pages
	Disapproval in whole or in part
	Rejection without prejudice

Reviewed by: Richard Hanratty / Kumi Sato

Date: October 15, 2020

Sec. 4-8. Qualifications, powers and duties of department heads. Each department head shall be qualified by training and experience for the duties of his office. Each department head shall act as the executive officer of the Governor for accomplishing the purposes of his department. He shall conduct comprehensive planning with respect to the functions of his department and coordinate the activities and programs of the state agencies therein. He shall cause the administrative organization of said department to be examined with a view to promoting economy and efficiency. He shall organize the department and any agency therein into such divisions, bureaus or other units as he deems necessary for the efficient conduct of the business of the department and may from time to time abolish, transfer or consolidate within the department or any agency therein any division, bureau or other unit as may be necessary for the efficient conduct of the business of the department, provided such organization shall include any division, bureau or other unit which is specifically required by the general statutes. Each department head may appoint such deputies as may be necessary for the efficient conduct of the business of the department. Each department head shall designate one deputy who shall in the absence or disqualification of the department head or on his death, exercise the powers and duties of the department head until he resumes his duties or the vacancy is filled. Such deputies shall serve at the pleasure of the department head. Such appointees shall devote their full time to their duties with the department or agency and shall engage in no other gainful employment. Subject to the provisions of chapter 67, each department head shall appoint such other employees as may be necessary for the discharge of his duties. He is empowered to make regulations for the conduct of his department. Each department head may enter into such contractual agreements, in accordance with established procedures, as may be necessary for the discharge of his duties. Subject to the provisions of section 4-32, and unless otherwise provided by law, each department head is authorized to receive any money, revenue or services from the federal government, corporations, associations or individuals, including payments from the sale of printed matter or any other material or services. Each department head may create such advisory boards as he deems necessary.

Sec. 31-250. Administration. Duties and powers of administrator. (a) In administering this chapter, the administrator may adopt such regulations, employ such persons, make such expenditures, require such reports, make such investigations and take such other action as may be necessary or suitable, including, but not limited to, entering into a consortium with other states and entering into any contract or memorandum of understanding associated with such consortium. Such regulations shall be effective upon publication in the manner which the administrator prescribes. As provided in section 4-60, the administrator shall submit to the Governor a report covering the administration and operation of this chapter during the preceding fiscal year and shall make such recommendations for amendments to this chapter as he deems proper. The administrator shall comply with the provisions of Section 303(a)(6) and (7) of the federal Social Security Act, and of Section 303(c), added to the federal Social Security Act by Section 13(g) of

the federal Railroad Unemployment Insurance Act. The administrator is authorized to receive the reimbursement of the federal share of extended benefits paid under the provisions of sections 31-232b to 31-232h, inclusive, and section 31-232k that are reimbursable under the provisions of federal law.

(b) In the administration of this chapter, the administrator shall cooperate with the United States Department of Labor to the fullest extent consistent with the provisions of this chapter, and shall take such action, through the adoption of appropriate rules, regulations, administrative methods and standards, as may be necessary to secure to this state and its citizens all advantages available under the provisions of the Social Security Act that relate to unemployment compensation, the federal Unemployment Tax Act, the Wagner-Peyser Act, and other appropriate federal law.

(c) Notwithstanding the provisions of section 4b-23 to the contrary, the administrator shall have the authority to carry out all activities necessary to lease premises required for employment security operations, provided (1) said administrator has complied with all applicable federal requirements, (2) only federal funds are used for such leasing activities, and (3) the proposed terms of the lease have been submitted to the Commissioner of Administrative Services and approved by the State Properties Review Board, which board shall, not more than sixty days after receipt of such lease from said commissioner, issue its approval or disapproval based solely upon whether the proposed location and rent are reasonable when compared to available space and prevailing rents in the same geographic area.