



General Assembly

***Amendment***

***January Session, 2025***

**LCO No. 9770**



Offered by:

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To: Subst. Senate Bill No. 7

File No. 604

Cal. No. 631

(As Amended)

***"AN ACT CONCERNING PROTECTIONS FOR ACCESS TO HEALTH CARE AND THE EQUITABLE DELIVERY OF HEALTH CARE SERVICES IN THE STATE."***

1 Strike section 5 in its entirety and insert the following in lieu thereof:

2 "(a) As used in this section:

3 (1) "Collateral costs" means any out-of-pocket costs, other than the  
4 cost of the procedure itself, necessary to receive reproductive health care  
5 services or gender-affirming health care services in the state, including,  
6 but not limited to, costs for travel, lodging and meals;

7 (2) "Gender-affirming health care services" means all medical care  
8 relating to the treatment of gender dysphoria, as set forth in the most  
9 recent edition of the American Psychiatric Association's "Diagnostic and  
10 Statistical Manual of Mental Disorders", and gender incongruence, as  
11 defined in the most recent revision of the "International Statistical

12 Classification of Diseases and Related Health Problems";

13 (3) "Nonprofit organization" means an organization that is exempt  
14 from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code  
15 of 1986, or any subsequent corresponding internal revenue code of the  
16 United States, as amended from time to time;

17 (4) "Patient-identifiable data" means any information that identifies,  
18 or may reasonably be used as a basis to identify, an individual patient;

19 (5) "Reproductive health care services" means all medical, surgical,  
20 counseling or referral services relating to the human reproductive  
21 system, including, but not limited to, services relating to fertility,  
22 pregnancy, contraception and abortion; and

23 (6) "State contract" means an agreement or a combination or series of  
24 agreements between a state agency and a person, firm or corporation  
25 having a total value of more than one thousand dollars in a calendar or  
26 fiscal year, for (A) a project for the construction, alteration or repair of  
27 any public building or public work, (B) services, including, but not  
28 limited to, consulting and professional services, (C) the procurement of  
29 supplies, materials or equipment, (D) a lease, or (E) a licensing  
30 arrangement;

31 (7) "Principals and key personnel" means officers, directors,  
32 shareholders, members, partners and managerial employees; and

33 (8) "State agency" means any office, department, board, council,  
34 commission, institution or other agency in the executive, legislative or  
35 judicial branch of state government.

36 (b) There is established an account to be known as the "safe harbor  
37 account", which shall be a separate, nonlapsing account of the State  
38 Treasurer. The account shall contain any funds received from any  
39 private contributions, gifts, grants, donations, bequests or devises to the  
40 account and all earnings on such funds. The State Treasurer shall invest  
41 the moneys deposited in the account in a manner that is reasonable and

42 appropriate to achieve the objectives of such account while exercising  
43 the discretion and care of a prudent person in similar circumstances  
44 with similar objectives. The State Treasurer shall give due consideration  
45 to the rate of return risk, term or maturity, the diversification of the total  
46 portfolio within such account, the liquidity of funds, the projected  
47 disbursements and expenditures of funds, and the expected payments,  
48 deposits, contributions and gifts to be received. The moneys in the  
49 account shall be continuously invested and reinvested in a manner  
50 consistent with the objectives of the account until disbursed in  
51 accordance with this subsection. Any administrative costs associated  
52 with maintenance or disbursement of moneys in the account shall be  
53 paid from the account and no taxpayer funds shall pay for such  
54 administrative costs, except nothing in this subsection shall prohibit the  
55 State Treasurer from utilizing available staff resources to administer the  
56 account. Moneys in the account shall be expended by the board of  
57 trustees, established pursuant to subsection (c) of this section, for the  
58 purpose of providing grants to (1) nonprofit organizations that provide  
59 funding for reproductive health care services or gender-affirming health  
60 care services or the collateral costs incurred by individuals in receiving  
61 such services in the state, or (2) nonprofit organizations that serve  
62 LGBTQ+ youth or families in the state for the purpose of reimbursing  
63 or paying directly to such youth or family members for the collateral  
64 costs incurred by such youth or family members in receiving  
65 reproductive health care services or gender-affirming health care  
66 services in the state.

67 (c) The safe harbor account shall be administered by a board of  
68 trustees consisting of the following members:

69 (1) The Treasurer, or the Treasurer's designee, who shall serve as  
70 chairperson of the board of trustees; and

71 (2) Four members appointed by the Treasurer, (A) one of whom shall  
72 be a provider of reproductive health care services in the state, (B) one of  
73 whom shall have experience working with members of the LGBTQ+  
74 community, (C) one of whom shall have experience working with

75 providers of reproductive health care services, and (D) one of whom  
76 shall have experience working with providers of health care or mental  
77 health services to members of the LGBTQ+ community. When making  
78 such appointments, the Treasurer shall use the Treasurer's best efforts  
79 to ensure that the board of trustees reflects the racial, gender and  
80 geographic diversity of the state.

81 (d) Not later than September 1, 2025, the board of trustees shall adopt  
82 policies and procedures concerning the awarding of grants pursuant to  
83 the provisions of this section. Such policies and procedures shall  
84 include, but need not be limited to, (1) grant application procedures,  
85 including procedures regarding subgrants, (2) eligibility criteria for  
86 applicant nonprofit organizations, including, but not limited to,  
87 subgrantees, and for individuals served by such grants, (3) eligibility  
88 criteria for collateral costs, (4) consideration of need of the individuals  
89 served by such grants, including, but not limited to, the urgency or time  
90 sensitivity of the circumstances and financial need, and (5) procedures  
91 to coordinate with any national network created to perform similar  
92 functions to those of the safe harbor account, including, but not limited  
93 to, procedures for the acceptance of funding transferred to the safe  
94 harbor account for a particular use. Such policies and procedures shall  
95 not require the collection or retention of patient-identifiable data in  
96 order to receive a grant. Such policies and procedures may be updated  
97 as deemed necessary by the board of trustees. In the event that the board  
98 of trustees determines that the policies and procedures adopted  
99 pursuant to the provisions of this subsection are inadequate with respect  
100 to (A) determining the eligibility of a certain health care provider or  
101 nonprofit organization for a grant, or (B) whether a certain health care  
102 service received by or collateral cost incurred by an individual is eligible  
103 to be reimbursed or paid by a health care provider or nonprofit  
104 organization using grant moneys received pursuant to this section, the  
105 board of trustees may make a fact-based determination as to such  
106 eligibility.

107 (e) Notwithstanding the provisions of subsections (a) to (d), inclusive,

108 of this section, the Treasurer shall not accept any contributions, gifts,  
109 grants, donations, bequests, or devises to the safe harbor account if such  
110 contributions, gifts, grants, donations, bequests, or devises are made by  
111 or on behalf of:

112 (1) A nonprofit organization or other entity that receives funding,  
113 either directly or indirectly, from a state agency, whether in the form of  
114 grants, direct transfer, loan, or any other means;

115 (2) A person, as defined in section 1-91 of the general statutes, who is  
116 engaged in state service, as defined in section 5-196 of the general  
117 statutes;

118 (3) A principal, key personnel or agent of a firm or corporation that  
119 is a party to a state contract;

120 (4) A principal, key personnel or agent of a firm or corporation that  
121 has submitted a bid or proposal for a state contract in the preceding  
122 thirty-six months; or

123 (5) A principal, key personnel or agent of a firm or corporation that  
124 intends to submit a bid or proposal for a state contract in the proceeding  
125 thirty-six months."