

Legislative History for Connecticut Act

HB 2279 PA 417 1957
House: 1002 (2518-2519)
Senate: 2868-2869
Gen Law: 754, 779

Transcripts from the Joint Standing Committee Public Hearing(s) and/or Senate
and House of Representatives Proceedings

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JOINT
STANDING
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HEARINGS

CONN.
GENERAL
ASSEMBLY
1957

SPECIAL SESSION

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Thursday, April 4, 1957
 Thursday, April 4, 1957

THE SPEAKER:

Refer to the Committee on Education.

THE CLERK:

House Bill No. 2280. An Act concerning Unfair Rating and Dividends Plans.

THE SPEAKER: Bill No. 2277. An Act concerning License Required for ~~Refer to the~~ Committee on Insurance.

THE CLERK:

House Bill No. 2278. An Act concerning Service of Process on Foreign Insurance Company in Actions Commenced in Small Claims Court. House Bill No. 226. An Act concerning the Establishment of ~~the~~ ~~Speaker's~~ ~~Refund~~ Fund in the Town of Branford.

THE SPEAKER: Refer to the committee on General Law.

THE CLERK: Refer to the committee on Cities and Boroughs.

THE CLERK: House Bill No. 2279. An Act concerning Releases Given by Minor's Parent or Guardian. An Act concerning Refund of Gasoline ~~the~~ ~~Speaker's~~ ~~Refund~~ ~~Used~~ on Farms.

THE SPEAKER: Refer to the Committee on General Law.

THE CLERK: Refer to the committee on Agriculture.

THE CLERK: House Bill No. 2271. An Act concerning Reimbursement of Hartford Hospital. House Bill No. 2265. An Act concerning the Amendment of ~~the~~ ~~Speaker's~~ ~~Refund~~ ~~of~~ ~~the~~ ~~Regular~~ ~~1955~~ ~~Session~~.

THE SPEAKER: No. 328 of the Regular 1955 session.

House Bill No. 2277. An Act changing the Date for Biennial ~~Refer to the~~ Committee on Claims.

THE CLERK: in the Town of Wilton.

House Bill No. 2268. An Act concerning a Pension for Joseph ~~Refer to the~~ ~~Speaker's~~ ~~Refund~~ ~~of~~ ~~the~~ ~~Regular~~ ~~1955~~ ~~Session~~. House Bill No. 2272. An Act concerning Refund of Sales Tax

Paid by Anthony Bonasera.

House Bill No. 2269. An Act authorizing the Pawcatuck Fire

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THE CLERK:

Cal. 1489. File 1017. H.B. 1908. Concerning the speed of vessels along wharves on the Mystic River.

GENERAL LAW.

MR. WARREN: (EAST HARTFORD)

I move for acceptance and passage of the bill.

Section 4760 of the General Statutes now provides that vessels shall not move at a greater speed than 6 miles per hr., when passing wharves, docks or piers in Hartford, New Haven Harbor, Bridgeport and other harbors including any wharf on either side of the Mystic River between Mystic Bridge and a point 200 yds. south of the wharf at Joseph S. Avery. This wharf has long been gone. The only purpose of this bill is to clarify the locations.

THE SPEAKER:

Remark further. If not, question is on acceptance and passage. The 'ayes' have it. Bill is passed.

THE CLERK:

Cal. 1490. File 1026. Sub. for H.B. 2279. Concerning releases given by minor's parent or guardian.

GENERAL LAW.

MR. LARSON: (DEEP RIVER)

Move for acceptance and passage of the bill.

This bill amends the present law and makes provisions for the holding of security under a fiduciary arrangement in an amount over \$2,000 under the terms of chapter 337a for which an amendment is being suggested this year without the necessity of having

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a legal guardian appointed. This bill also points out specifically that a release by the parent or guardian will be binding.

THE SPEAKER:

Remark further. If not, question is on acceptance and passage. The 'ayes' have it. Bill is passed.

THE CLERK:

Cal. 1490. File 1027. Sub. for H.B. 2122. Concerning fractional shares and rights of stock.

GENERAL LAW.

MR. LARSON: (DEEP RIVER)

I move for acceptance and passage of the bill.

This bill amends the present law regarding the issuance of fractional shares in that the directors of corporations are given discretion to decide in what manner the payments in lieu of such fractional shares shall be made.

THE SPEAKER:

Will you remark further. If not, question is on acceptance and passage. The 'ayes' have it. Bill is passed.

THE CLERK:

Cal. 1492. File 1011. H.B. 2404. Concerning Home Rule.

JUDICIARY AND GOVERNMENTAL FUNCTIONS.

MR. PRUYN: (COLEBROOK)

Clerk has an amendment.

THE CLERK:

H. Amend. Sched. "A" as offered by Mr. Pruyne of Colebrook to Sub. H.B. 2404, File 1011. In Section 19, line 15, after (b).

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SENATOR FILER:

Mr. President, I move for acceptance of the committee's favorable report and passage of the bill.

THE CHAIR:

The question is upon acceptance and passage.

SENATOR FILER:

Mr. President, this is a general validating act concerning certain omissions or irregularities in drawing jurors this term. The bill was checked carefully with the Judiciary Department and the Legislative Commissioner's office. It's a good bill and should pass.

THE CHAIR:

Further remarks? The question is upon the acceptance of the committee's favorable report and the passage of the bill. All those in favor signify by saying AYE, opposed? The report is accepted and the bill is passed.

THE CLERK:

Cal. No. 1412, File 1026, Substitute for House Bill 2279.
An Act concerning releases given by minor's parent or guardian.
Favorable report, General Law.

THE CHAIR:

The Senator from the 12th.

SENATOR FILER:

Mr. President, I move for acceptance of the committee's

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favorable report and passage of the bill.

THE CHAIR:

The question is upon acceptance and passage. Remarks?

SENATOR FILER:

Mr. President, this bill provides that releases up to Tow Thousand Dollars may be given on behalf of the minor by a parent or guardian. It's a good bill and should pass.

THE CHAIR:

Further remarks? The question is upon the acceptance of the committee's favorable report and the passage of the bill. All those in favor signify by saying AYE, opposed? The report is accepted and the bill is passed.

THE CLERK:

Cal. No. 1413, File 1014, Substitute for House Bill 1732.
An Act concerning proof of citizenship for admission as an elector.
Favorable report, Elections.

THE CHAIR:

The Senator from the 20th.

SENATOR JOHNSTONE:

Mr. President, I move acceptance of the committee's favorable report and the passage of the bill.

THE CHAIR:

Question is upon acceptance and passage. Will you remark?

Mr. Hallot: (Continued) case of a foreign insurance company and I note that this is not including the alien insurance company, you can serve process through the insurance commissioner.

To my knowledge, there has been no trouble. I think it is a question of notice. You can see very easily that if you have a company, the home office of which is in another state, all that is necessary is a notice that they have been getting by registered mail from the commissioner upon payment of a \$3 fee.

The definition here of a definition of a claim office and mailing a copy of the small claims process to a claims office which might be an agent, I think would have serious consequences.

I think that unless this bill is amended substantially to provide for registered mail, 30 days' notice, etc., it should be unfavorably reported.

Sen. Filer: How is service made now?

Mr. Hallot: Registered mail by the Commissioner who mails it to the home office of the insurer. Any service now can be effected by serving the commissioner directly.

Sen. Filer: Anyone else to speak in opposition to H. B. 2278?
We will take H. B. 2279.

H. B. 2279 ✓ (Committee) AN ACT CONCERNING RELEASE GIVEN BY MINOR'S PARENT OR GUARDIAN.

Anyone to be heard on this bill?

H. B. 2303 ✓ (Committee) AN ACT CONCERNING LOCAL ACTION ON BAZAAR AND RAFFLE OPERATION.

Anyone to appear in favor of that bill? Any opposition?

H. B. 2304 ✓ (Committee) AN ACT VALIDATING NOTICE BY EMMA LEPRE TO THE BOROUGH OF BRANFORD FOR INJURIES INCURRED IN A FALL ON A DEFECTIVE SIDEWALK.

Alphonse DiBenedetto, Attorney, New Haven: Mrs. Lepre is an elderly woman who lives off an old-age pension. She lost her son in the second World War and unfortunately last year, on or about May 11th, she fell on a defective sidewalk in front of the

APRIL 18, 1957

Ernest Inglis, Jr. (Continued) I would like the opportunity to report back to you on this.

Rep. August: We will hold up action on this bill for a few days.

Mr. Inglis: I will have an answer for you one way or another. It is really more of a drastic change that the purpose would indicate. I have no personal feelings on it one way or the other.

May I speak to the Committee only briefly on H. B. 2279 - AN ACT CONCERNING RELEASE GIVEN BY MINOR'S PARENT OR GUARDIAN.

I am speaking as an individual now because the State Bar again has not had an opportunity to pass on this exact legislation. I would like to speak in favor of it. I would also like to add that the State Bar did approve the portion of the bill that was here two weeks ago which allowed the motor vehicle commissioner to accept a release of the parent. We did not speak in favor of that bill because we disapproved of the portion which allowed the Commissioner to judge whether the sum of the release was sufficient or not. We did not feel that the commissioner was a judicial body and should have that control.

However, I do know that they did favor allowing the releases by the parents for sums under \$2,000.

The Committee must know that for several years now, insurance companies and others have been accepting releases signed by parents for sums under \$2,000 and there has been some question raised as to whether under the statutes it is correct or not.

I put in two days full work on investigation on this problem and I am not prepared to say whether for certainty you can accept a release signed by a parent for a sum under \$2,000. I personally believe it was the legislative intent to allow such releases.

I would therefore request that you might make this bill more specific by stating under a new portion that a release which has been given or which shall be given by parents, so you will make it clear that you are validating present releases as well as future releases. If you