

Legislative History for Connecticut Act

| HB/1475 | S.A. 207 | 1957 |
|---|-------------------------------------|------------------|
| House: | 849, 1123, 1124 1203, 1498, 1499 | 6 |
| Senate: | 1688-1690 | 3 |
| Judiciary & Governmental Functions: | 335-337 | 3 |
| | | Total: <u>12</u> |

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

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CONNECTICUT
GEN. ASSEMBLY

HOUSE

PROCEEDINGS
1957

VOL. 7
PART 2
580-1197

DBK
5
General Law (Cont'd.) (Bills tabled for Calendar & Printing)

House Bill No. 1354. An act concerning fees for filing and for certified copies of certificates of incorporation.

House Bill No. 1353. An act concerning directors of corporations.

JUDICIARY AND GOVERNMENTAL FUNCTIONS

Substitute for House Bill No. 1475. An act authorizing the City of New Haven to convey the Children's Building to the State of Connecticut.

APPROPRIATIONS

House Bill No. 740. An act concerning Commitment fees and expenses.

House Bill No. 159. An act concerning the distribution of Poliomyelitis Vaccine and making an appropriation to the State Department of Health.

House Joint Resolution No. 6. Resolution authorizing and directing the State Librarian to procure a portrait of former State Librarian James Brewster.

THE CLERK:

Business from the Senate. Committee Bills.

CLAIMS

Senate Bill No. 1093. An act concerning reimbursing William J. Canty for permanent injuries sustained while involved in Civilian Defense activities.

(Tabled for the Calendar.)

Senate Bill No. 1094. An act reimbursing L. G. DeFelice and Son, Incorporated for gasoline taxes.

(Tabled for the Calendar.)

Wednesday, April 10, 1957

DEK
A-11

THE SPEAKER:

The bill will be passed retaining its place on the Calendar.

THE CLERK:

Calendar No. 403. File No. 326. Substitute for House Bill No. 1475. An act authorizing the City of New Haven to convey the childrens building to the State of Connecticut. Favorable report of Committee on Judiciary and Governmental Functions.

MR. CADY: (KENT)

The Clerk has an amendment.

THE CLERK:

House Amendment Schedule "A" is offered by Mr. Cady of Kent, to Substitute for House Bill No. 1475, File No. 326. In Section 3, Line 1, strike out the words "the executive secretaries of the Judicial Department" and insert in lieu thereof "the Chief Clerk of the Juvenile Court".

MR. CADY:

This bill concerns the transfer of real estate on the corner of Orange and Wall St. in New Haven from the City of New Haven to the State by vote of the Board of Aldermen of the City of New Haven. The building will be used primarily for purposes of the Juvenile Court and the amendment which simply placed the management of this property under the Juvenile Court rather than under the Executive Secretary of the Judicial Department. I move for adoption of the House Amendment

Schedule "A".

DBK
A-12

THE SPEAKER:

Question is on adoption of the amendment. Will you remark further. If not, those in favor say 'aye'; opposed 'no'. The 'ayes' have it. The amendment is adopted, and now under the rules of this House this bill will be transmitted to the Legislative Commissioner for editing.

LADY FROM DARIEN:

Before the bill goes to the Legislative Commissioner, may I ask a question? I wonder if this is the building that is being used now for a Detention Home?

MR. CADY:

It is. This building was accepted by the City Of New Haven by special act 414 of the special acts of 1917. It has been under the City of New Haven and it is now proposed to transfer it to the State of Connecticut and will be used for the same purposes.

THE CLERK:

Calendar No. 410. File No. 325. House Bill No. 1259.
An act amending the Pension Plan for employees of the City of Bristol.

Favorable report of Committee on Cities and Boroughs.

MR. LEWIS: (PUTNAM)

I move for the acceptance of the Committee's favorable report and the passage of the bill.

THE SPEAKER:

Question is on acceptance and passage. Will you remark

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CONNECTICUT
GEN. ASSEMBLY

HOUSE

PROCEEDINGS
1957

VOL. 7
PART 3
1198-1825

Thursday, April 11, 1957

DBK
A-6Favorable reports: (BILLS TABLED FOR THE CALENDAR & PRINTING)

GENERAL LAW (Cont'd.)

Substitute for House Bill No. 87. An act concerning false information as to bombs or other hazards.

House Bill No. 283. An act validating the notice given by John F. Benson and granting him permission to prosecute to final effect suit against the City of New Haven.

JUDICIARY AND GOVERNMENTAL FUNCTIONS

Substitute for House Bill No. 1502. An act concerning service on a motor vehicle operator or owner not found at his last recorded address.

House Bill No. 2212. An act concerning the report of the Commission on the celebration of the 100th anniversary of the birth of Theodore Roosevelt.

Substitute for House Bill No. 301. An act concerning the Commission on Official Legal Publications.

House Bill No. 1021. An act providing for a Small Claims Division of the Town Court of Guilford.

THE CLERK:

Favorable report returned from the Legislative Commissioner amended by House Amendment Schedule "A" on House Bill No. 1475, from the Joint Standing Committee on Judiciary and Governmental Functions. An act authorizing the City of New Haven to convey the Children's Building to the State of Connecticut.

THE SPEAKER:

Tabled for the Calendar and Re-printing.

DBK
A-20
THE CLERK:

Calender No. 460. File 476. House Bill No. 633.

An act amending the City of Middletown to provide for City Planning.

Favorable report of Committee on Cities and Boroughs.

MRS. HYDE: (HAMDEN)

I move for the acceptance and adoption of the bill.

THE SPEAKER:

Question is on acceptance and passage. Remark.

MRS. HYDE:

The purpose of this bill is to amend Section 1 in Special Acts #135 of 1931 pertaining to city planning in Middletown, by revising the definition of the word 'sub-division' so as to conform to the definition as used in the ~~new~~ ^{general} statutes making it more workable and ethical.

THE SPEAKER:

Will you remark further on the passage of this bill as offered by the lady from Hamden. If not, those in favor say 'aye'; opposed 'no'. Bill is passed.

THE CLERK:

Cal. #638. File 470. Substitute for House Bill 1475.

An act authorizing the City of New Haven to convey the Children's Building to the State of Connecticut (as amended by House Amendment Schedule "A". approved by the Legislative Commissioner April 10, 1957).

Favorable report of Judiciary and Governmental Functions.

Thursday, April 25, 1957

1499

DBK
A-21

MR. CADY: (KENT)

I move for the acceptance of the Committee's favorable report and passage of this bill as amended by House Amendment Schedule "A".

THE SPEAKER:

Will you remark.

MR. CADY:

By special act of the 1917 Legislature the City of New Haven was authorized to accept in trust certain property on the corners of Orange and Wall Sts. in New Haven for usage of detention quarters for minors, probation officers, disciplinary school and other similar purposes. This bill transfers this property into the State of Conn. to be used for similar purposes. The amendment provides that the control of this property instead of being under the executive director of the Judicial Dept., will now be under the Clerk of the Juvenile Court. I hope the bill passes.

THE SPEAKER:

Remark further. If not, question is on acceptance and passage. Those in favor say 'aye'; opposed 'no'. The bill is passed.

THE CLERK:

Cal. No. 652. File 477. H.B. No. 1255. An act concerning the Board of Police Commissioners in the town of Walcott. Favorable report of Cities and Boroughs.

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1957

VOL. 7
PART 3
1214-1913

MAY 1, 1957

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SENATOR BARRINGER:

Will the Clerk call up Cal. 707.

THE CLERK:

Will you please return to the top of page 8, Cal. 707, File 470. Sub. for House Bill 1475. An act authorizing the city of New Haven to convey the children's building to the state of Connecticut as amended by House Amendment Schedule A. approved by the Legislative Commissioner. Favorable report, committee on Judiciary and Governmental Functions.

THE CHAIR:

The Senator from the 32nd.

SENATOR BARRINGER:

Mr. President, I think we got along to the point where I was supposed to move for the adoption of the amendment. Now, having waded through the impossibility of these new rules as submitted, I find that the only way you can find out an amendment is to go through the bill as amended in comparison with the original bill and I would suggest that that would be a wonderful job on a 75 page bill on the last day of the session when time is of the essence and I think you someday might look at these rules with a more realistic light. In any event, the amendment substitutes the words 'Chief Clerk of the Juvenile Court' instead of 'The executive secretary of the Judiciary Department'. I move, therefore the adoption of the amendment.

THE CHAIR:

Question is on adoption of the amendment. Will you remark

MAY 1, 1957

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further. All in favor signify by saying AYE, opposed NO. The amendment is adopted.

SENATOR BARRINGER:

I move for acceptance as amended by Schedule A.

THE CHAIR:

Question is on acceptance of the committee's favorable report and passage of the bill as amended by House Amendment Schedule A. Will you remark?

SENATOR BARRINGER:

This bill authorizes New Haven to deed the children's building located on Harwinton and Wall Streets in New Haven to the state of Connecticut to be used as a detention quarters for minors and the various personnel in connection with the Juvenile Court of that department. As I understand it, this building was originally acquired by the good ladies of New Haven many years ago and over the years it has served a very useful function and it is now their feeling in view of the progress that the Juvenile Court has made that this building should be in the judicial system and the expenses borne by the state. It's a good bill and it should pass despite the necessary complications of finding out what an amendment is.

THE CHAIR:

Will you remark further? If not, question is on the acceptance of the committee's favorable report and passage of the bill as amended by House Amendment, Schedule A. Those in favor say AYE, opposed NO. The report is accepted and the

MAY 1, 1957

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bill as amended is passed.

SENATOR WATSON:

I now make a blanket motion for suspension of the rules to take up the one starred items beginning at the top of page 10 to the end of the calendar. There are some we will hold but I would like to move that we suspend the rules for immediate consideration of these bills that are one starred.

THE CHAIR:

If there is no objection, the rules will be suspended for consideration of the one starred items beginning at the top of page 10.

THE CLERK:

Czl. 722, File 503, Sub. for House Bill 833. An act providing for representative town meetings in the town of South Windsor. Favorable report, cities and boroughs.

THE CHAIR:

The Senator from the 3th

SENATOR SNYDER:

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

THE CHAIR:

Question is on acceptance of the committee's favorable report and passage of the bill. Will you remark?

SENATOR SNYDER:

Mr. President, this bill sets up a representative ;town meeting form of government for South Windsor. Everybody in

JOINT
STANDING
COMMITTEE
HEARINGS

JUDICIARY
AND
GOVERNMENTAL
FUNCTIONS
PART 2
AGES 28

CONN.
GENERAL
ASSEMBLY
1957

JUDICIARY

- 10 -

FEBRUARY 26, 1957

Mr. Dowling: The salary was set that we would like to try. It is now working at a loss. The idea is to keep it down and see how it does.

Chrmn. Rep. Pruyn: This has not been brought to a Town Meeting?

Mr. Dowling: No it hasn't.

Rep. Kucharski: What does paragraph reading "Court may tax and allow legal fees, at its discretion, to any officer making..." etc. mean?

Mr. Dowling: I think that is standard revision in the Acts. This was patterned by the town of Sprague.

Rep. Keeler: It was modeled after the Town of Sprague.

Mr. Shields, Judge of Probate: I would like to endorse what has been said. I am in support of this bill. The geography of Ridgefield is such that civil actions less than 1,000 should come to us. It is difficult for people to go to Bridgeport. It would be a great service to the people to have the Town court close at hand. Also here, appearing for this bill are Mr. Harry Hull, Mr. Paul Hargante and Mr. William Haite

Chrmn. Barringer: Hearing on H. B. 1811 is closed. Yes sir,

Town Clerk of Bristol (no name given) I am late but wish to appear in favor of H. B. 1432.

Chrmn. Barringer: Thank you. H. B. 1454 is now open for hearing.

H. B. 1454 - Curtis and Terrell - AN ACT CONCERNING PETITIONS FOR REFERENDA ON ORDINANCES IN THE TOWN OF NEWTOWN.

Mr. Edward Coleman, Newtown: Since reading 1333 I think Section 8 on Page 6 will now answer the problem. On 1454, I don't think it will be necessary for you to consider this.

Chrmn. Barringer: You suggest this bill be withdrawn?

Mr. Coleman: Yes, it is covered in 1333.

Rep. Terrell: Assuming that H. B. 133 passes, it would not be necessary. If not passed, we have one in Citys and Boroughs Committee that would enable town to enact ordinances.

Chrmn. Barringer: Hearing on 1454 is closed. H. B. 1475 is open for hearing.

H. B. 1475 - Cook and Tomasino - AN ACT AUTHORIZING THE CITY OF NEW HAVEN TO CONVEY THE CHILDREN'S BUILDING TO THE STATE OF CONNECTICUT AND AMENDING SPECIAL ACT NO. 414 OF THE SPECIAL LAWS OF CONNECTICUT VOLUME XVII, 1915 - 1917.

Edith V. Cook, New Haven: This authorizes City to convey to State a building was was given to the City of New Haven in order to detail children who were delinquents. This building has been used for this purpose. The Juvenile Court is now using it and keeping children there. There is really dual authority; there is Commission in city and Court has use and their offices at the Court. - We are all in favor of this bill. The Court has been contributing - insisting on paying board of children staying there and City has been running building - the necessary amount which is not very much is in the budget of the Juvenile Courts. If it is decided that this should be accomplished, I think everybody is agreed this would be a better administration of the building.

Harold Mulvey, Assistant Corporation Counsel of New Haven: Speaking on behalf of the Mayor in support of 1475 which requires authority from legislature to transfer children's building to the State of Connecticut. In 1916 a small group of citizens purchased a piece of property on the corner of Wall and Orange Streets. They gave building as a gift to the City. A special act was passed and is found in the Special laws of 1917 that this could be done. This group was not incorporated - they kept no minutes. They decided Commission should be made up of Mayor, Chairman of Board of Education, 2 citizens and that was changed to the Juvenile Court Judge later on. Building was operated through 1925 when it was discovered a deed was never given to City. The Court was in the building but the City operated it. We have situation where Juvenile Court is operating building; the city has title but that is about all. The children's building commission met, discussed the matter and they entered into a resolution under which they recommend that this building be taken over by the State so it can operate at it as its own property.

John F. McLinden, Chief Clerk of Juvenile Court: Speaking for the Court, the situation is desirable as far as the Juvenile Court is concerned. It will provide for a unified administration of the building. The Court has its Court room, its detention home and offices in one building. Some years ago - the State, through the Juvenile Court, contributes \$7500. to the City of New Haven in addition to taking care of other matters in relation to the building. Included in the budget is the amount of money necessary to operate this building. This is not added cost to the State. At present time it is operating a home in New London which it intends to close and the amount saved will amply repay to the State the complete operation of the home in New Haven.

Phyllis R. Trask, Chairman of Children's Building Commission by the Mayor. It is the concensus of opinion of Commission that this change take place. We feel the children will have better service and that in general everying thing will run more smoothly. I would recommend that this Committee pass favorable on this bill.

Mr. Mulvey: The other two members of the Commission, Miss Trowbridge and Mrs. Barnett are in favor of this bill.

Chrmn. Barringer: Hearing on H. B. 1475 is closed. H. B. 1799 is open for hearing.

H. B. 1799 - Smyth - AN ACT CONCERNING THE REGULATION OF THE MOORING, ANCHORING OF BOATS AND VESSELS IN THE HARBOR OF THE TOWN OF STRATFORD AND THE SPEED AND OPERATION OF SUCH BOATS AND VESSELS IN THE HOUSATONIC RIVER FROM THE MOUTH OF SAID RIVER TO THE LINE BETWEEN STRATFORD AND THE TOWN OF SHELTON.

Mr. Smyth: I would like to say that the Stratford Town Council has voted this require - request favorable action by this Committee on this bill. I have Harbor Master, Mr. Lewis here -

Mr. J. F. Lewis: I have served town for last 6 years. I have used this waterway for nearly 60 years. This bill has two major parts and is purely a safety measure. It gives the town police overseeing moorings, determining the safety of moorings and the operation of boats in the harbor as respects speed, etc. I have investigated fine system in the Town of Greenwich and we find it works excellently and it would appear to me that it would be a good system for us to adopt. Present Statutes in regard to the setting of moorings are very vague. It is State Statute but about the only power it gives to the Harbor Master is to have channel clear. We have no authority over setting moorings in any other part of the waterway and we have no power over type of moorings. As far as speed and operation - it is chore for Coast Guard - but Coast Guard does not have enough men. Someone locally must do the job. Boating has increased 500% in the last 5 years. Under present set up if violator of the law, operator of a craft, his case has to come before a higher Court. We don't think this is necessary. I think a man could be warned. If need be, the case can be taken to local Court. This bill won't cost the State a cent if passed. The Town will defray expense.

Sen. Barringer: Do you hold office under State or Federal Government?
Mr. Smyth, don't you have conflict between these two?

Rep. Smyth: Is the Housatonic River Federal Water?

Mr. Lewis: Yes.

Chrmn. Barringer: I think you are under Federal Jurisdiction in regard to this.

Mr. Lewis: How would Greenwich get this through?

Chrmn. Barringer: I think you have a conflict of interest here. I think this is under Jurisdiction of Coast Guard.