

Legislative History for Connecticut Act

HB 5110	PA 753	1967
House 4188-4190		(3)
Senate 2287		(1)
Judiciary 0		

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CONNECTICUT
GENERAL ASSEMBLY

HOUSE

PROCEEDINGS

1967

VOL. 12

PART 9

3813 - 4447

June 2, 1967

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THE CLERK:

ds

This is amendment schedule A offered by Mr. Tierney of the 147th. Strike out all after the enacting clause and insert in lieu thereof the following: no persons shall interfere with the exercise by any person of his free choice, selection of a license under chapter 370 or 380 of the general statutes. Provided this act shall not apply to any public health care center or clinic.

MR. TIERNEY 147th

Mr. Speaker, I move adoption of this amendment. Mr. Speaker, this is a good amendment, it takes the bill back to where it was in the beginning originally the bill was substantially the same as the amendment. Subsequently in committee was changed and given a new definition for optometry. However it developed that was some opposition primarily from Optometrist to this definition and in order to make everybody satisfied the amendment was prepared. An amendment as far as I know was supported by both Optometrist and Optomologist. As a matter of fact they have a quote here from a spokesman for the Conn. State Medical Society whose stated that they original was relatively simple and innocuous and we have now gone back in substance to the original proposal. It is a good amendment. I move its adoption.

THE SPEAKER:

Remark further on the amendment. If not the question is on adoption of House Amendment Schedule A. All in favor say aye. Opposed no. the amendment is adopted. The question now is on the bill as amended. Will you remark? If not then all those in favor say aye. Opposed no. The bill is passed as amended by house amendment schedule a.

THE CLERK:

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by reference of certain powers in Trust Instruments. File 1131.

MR. BRINKERHOFF 161st

Mr. Speaker, I move for the acceptance of the committees favorable report and the passage of the bill. Mr. Speaker, the clerk has an amendment and if the chair so desires I would ask to waive the reading of the amendment and I will try to describe it briefly.

THE SPEAKER:

If there is not objection the reading of the amendment will be waived and the gentleman will give us a brief resume of it.

MR. BRINKERHOFF 161st.

I would ask that the amendment be printed in the journal as provided by the rules. The amendment to this bill are indeed technical in that they relate specifically to tying in a protection with reference to the applicable federal tax laws under the internal revenue code and to be sure that the provisions of this bill use words that to become a statute that there is a direct tie in between the applicable state law and the federal law. I move adoption of the amendment.

THE SPEAKER:

Remark further on the amendment. If not the question is on adoption of House Amendment Schedule A. All in favor say aye. Opposed. The amendment is adopted and the question is now on acceptance and passage of the bill as amended. Will you remark?

MR. BRINCHERHOFF 161st

Mr. Speaker, this bill as amended would simplify the procedure insofar as the definition of trust powers are concerned in the draftsmanship either of wills or other trust instruments. It would enable a set law of a trust

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in the instrument to refer to the statutory powers contained in this bill or to certain of the powers without the necessity of reciting them in full. Generally referred to as an incorporation by reference. This is merely a simplified procedure which is followed in other states in this connection for the use of so called boiler plate powers contained as a matter of course in trusts and wills. I move passage of the bill as amended. ds

THE SPEAKER:

Question is on passage of the bill as amended. All in favor say aye. Opposed no. The bill is passed.

THE CLERK"

Calendar 995. Substitute for House Bill No. 3654. An act concerning use of water from rivers for public consumption. File 1135.

MR. PAWLAK 95th

Mr. Speaker, I move acceptance of the committee's favorable report and the passage of the bill. Mr. Speaker, the clerk has an amendment. Will he please read it.

THE CLERK:

House Amendment Schedule A offered by the Mr. Pawlak of the 95th. In section 1 line 16 after the word act insert a comma and the words January 1, 1967.

MR. PAWLAK 95th

Mr. Speaker, the purpose of the amendment is to permit any group, corporation or commission which enjoys the privilege now of diverting water from a river to do so without hinderance by this act. It does require however that any new diversion which takes place after the a passage of this act shall be governed by this act. I urge the adoption of the resolution.

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS

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PART 5

2035-9530

June 6, 1967

THE CLERK:

Calendar 1407, file 1131, HB 5110, An Act Authorizing Incorporation by reference of Certain Powers in Trust Instruments. As amended by House Amendment Schedule "A". Favorable report of the Joint Committee on Judiciary.

SENATOR JACKSON:

Mr. President, I move acceptance of the joint committee's favorable report and passage of the bill as amended. This new legislation would permit the incorporation by reference in wills or trusts of certain fiduciary powers. Thirty such powers are set out in this bill and relate to the powers to sell or retain property, invest, etc. What they are is basically what is known in the trade as boiler plate provisions, and this is an excellent bill to allow people to incorporate these by reference.

THE CHAIR:

All those in favor of the passage of this bill, indicate by saying Aye. AYE. Opposed? The bill is passed.

THE CLERK:

File 1411, file 1247, HB 4815, An Act aconcerning the Licensing of Drivers' Schools. Favorable report of the Joint Committee on Transportation.

SENATOR BURKE:

Mr. President, I move acceptance of the joint committee's favorable report and the passage of the bill. This bill would require a deposit or a bond to be posted by any one whose application for a driver's school licensed is approved. The reason