

Act Number	Session	Bill Number	Total Number of Committee Pages	Total Number of House Pages	Total Number of Senate Pages
PA 71-188		292	0	4	2
<u>Committee Pages:</u>				<u>House Pages:</u>	<u>Senate Pages:</u>
				• 2077- 2080	• 1211- 1212

H-112

**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
1971**

**VOL. 14
PART 5
1968-2502**

Tuesday, May 4, 1971

34

djh

THE CLERK:

Calendar No. 611, Substitute for S.B. No. 292, An Act Concerning Investigations by The Judicial Review Council.

MR. CARROZZELLA (81st):

Mr. Speaker, I move acceptance of the Joint Committee's favorable report and passage of the bill.

THE SPEAKER:

The question is on acceptance of the Joint Committee's favorable report and passage of the bill. Will you remark?

MR. CARROZZELLA (81st):

Mr. Speaker, as you will recall, last session we passed a bill which created a Judicial Council. The bill was the outgrowth of the problems we had with certain judges on the floor of this House. The purpose of the bill was to have a Judicial Council investigate any complaints made against any judges. The bill before us amends that act and provides that in making such investigations, the Council may use the service of the State Police Department, any county detective, or any investigator on the staff of any State's Attorney. But in addition, the bill does something which I think is far more important. I think we're all concerned with the judiciary, with the people who come before us and we want those to be the best people, to give the best justice to the people of this state. As a result, we have inserted into this bill language which will require the Judicial Council to submit its recommendation to the Governor on all judicial reappointments. I think this is very important so that the Governor can be apprised of how the judges are acting on the bench, if they have judicial temperament and so forth before he makes a reappointment. I think it is a most significant bill. I move its passage.

THE SPEAKER:

Further remarks on the bill?

djh

MR. AJELLO (118th):

Mr. Speaker, as one who was instrumental in the passage of the original bill on this subject and who has been concerned about this kind of thing, I certainly can support this extension of the bill and agree with the remarks of the distinguished Chairman of the Committee. I wonder, however, whether or not the Judicial Council, the review council, has to this point shown any zeal for its task and along those lines, I would wonder whether or not they would be prepared to make any kind of sensible recommendation, not so much in the sense of sensible as to its meaning but whether or not they have indeed any records or any observations to offer and implicit in the language of this new bill is that they do keep some sort of track. I'm not aware that they've ever undertaken this task and I would certainly hope that they would by now begin to realize that it's our hope in this General Assembly that they will indeed do those things which our statutes request of them, in fact, mandate and keep track so that we can all avoid the kinds of things that have occurred here in the past and could well occur again.

THE SPEAKER:

Further remarks on the bill?

MR. CARROZZELLA (81st):

Mr. Speaker, just in response to the distinguished Majority Leader--

THE SPEAKER:

The gentleman from the 81st speaking for the second time.

MR. CARROZZELLA (81st):

I would say to him that I know for a fact that the Judicial Council has undertaken investigations already and has a permanent file on all of the

judges and will keep a record and I hope sincerely, as he said, that they will make meaningful recommendations to the Governor relative to reappointment.

djh

MR. STEVENS (122nd):

Thank you, Mr. Speaker. I rise in support of this bill but would also like to voice the concerns of the Majority Leader that the Judicial Review Council carry out a meaningful function. The passage of this act in 1969 grew out of the concern of many of us in this House over the way recommendations were being made, if at all. There has been some question about implementation of it and I am sure that with the concern that's expressed here today, the Judicial Council will take cognizance of our remarks. The bill is a meaningful one. The addition makes it stronger. However, the bill is only as strong as the Council wishes to make it and I share the concern of the Majority Leader that this will be meaningfully carried out so that the Governor, upon his request, can obtain complete information which is necessary in making that important determination as to whether or not a man shall be appointed to a high judicial office.

THE SPEAKER:

Further remarks on the bill?

MR. CARROZZELLA (81st):

Can I ask unanimous consent to speak for the third time?

THE SPEAKER:

Is there objection? Hearing none, the gentleman from the 81st.

MR. CARROZZELLA (81st):

Mr. Speaker, I would ask the distinguished gentlemen to also remind the executive that this is completely at his request and I trust that the executive will request on each and every renomination.

THE SPEAKER:

Tuesday, May 4, 1971

37

Is there anyone here to speak for the executive? Will you remark further on the bill? If not, all those in favor indicate by saying aye.

Opposed? The bill is PASSED.

THE CLERK:

Calendar No. 618, substitute for H.B. No. 5299, An Act Concerning the Confidentiality of Communications and Records of Mental Patients, File No. 571.

THE SPEAKER:

The Chair recognizes the Chairman of the Committee on Corrections, Welfare and Humane Institutions, Rep. Brown from the 148th.

MR. BROWN (148th):

Mr. Speaker, I move for acceptance of the Joint Committee's favorable report and passage of the bill.

THE SPEAKER:

Will you remark?

MR. BROWN (148th):

Mr. Speaker, this bill will allow for the Central Collection Division to be entitled to receive information and records of mental patients solely for the purpose of obtaining support for the care of such a mental patient. This would mean that it would be able to allow information for courts, for agencies and cooperation dispensing such benefits. This will be very helpful to the humane institutions and to the patients who unfortunately are in the position that they are in and will provide for their care. I would move for adoption, Mr. Speaker.

THE SPEAKER:

Further remarks on the bill? If not, all those in favor indicate by saying aye. Opposed? The bill is PASSED.

**S-78
CONNECTICUT
GENERAL ASSEMBLY**

SENATE

**PROCEEDINGS
1971**

**VOL. 14
PART 3
957-1456**

April 26, 1971

13.

THE CHAIR:

Will you remark?

SENATOR FAULISO:

This bill extends the gifts to minor act to permit gifts of real estate to children. It also establishes the form of creating such gifts both intervivos and testamentry.

THE CHAIR:

Any further remarks? Question is on the acceptance of the Committee's favorable report and passage of the bill. Those in favor indicate by saying aye. Opposed? The ayes have it. The bill is passed.

THE CLERK

Turn to page 3 please, second item from the top. Cal. no. 288, File No. 344. Substitute S.B. 292 An Act concerning Investigations by the Judicial Review Council.

THE CHAIR:

Senator FAuliso.

SENATOR FAULISO:

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

THE CHAIR:

Will you remark?

SENATOR FAULISO:

The bill amends Section 51B of the 1969 Supplement. It requires the Judicial Review Council at the request of the Governor to submit its recommendation concerning the reappointment of any Judge whose term of

April 26, 1971

14.

office is about to expire. They are also required to investigate all written complaints against the Judge. Also authorizes the council to use the services of the State Police, any county detective, any investigation on the staff of any State's Attorney to and in any of the council's investigations. I move for passage.

THE CHAIR:

Any further remarks? Question is on passage of the bill. Those in favor indicate by saying aye. AYE. Opposed? The ayes have it. The bill is passed.

THE CLERK:

Same page, fourth item down, Cal. No. 295, File No. 269 Substitute H.B. 5237 An Act Concerning Post-Arrest Warrants in Liquor Cases.

THE CHAIR:

Senator Fauliso.

SENATOR FAULISO:

Mr. President, I move acceptance of the Committee's Favorable report and passage of the bill.

THE CHAIR:

Will you remark:

SENATOR FAULISO :

This eliminates of retrispective warrants in cases where the arrests are otherwise legal. For a long time the police in the several departments in the towns of our state. Including the State Police. In liquor cases where the arrest was initially legal. They would have to get what was known in the law as a retrospective warrant. In many in-