

Act Number	Session	Bill Number	Total Number of Committee Pages	Total Number of House Pages	Total Number of Senate Pages
PA 71-210		5254	3	2	2
<u>Committee Pages:</u> <ul style="list-style-type: none"> • <i>Corrections, Welfare & Humane Institutions 116</i> • <i>Corrections, Welfare & Humane Institutions 123-124</i> 				<u>House Pages:</u> <ul style="list-style-type: none"> • <i>1857-1858(Consent)</i> 	<u>Senate Pages:</u> <ul style="list-style-type: none"> • <i>1588-1589</i>

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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
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0482, an Act concerning appointment and certification of local Fire Marshals and Deputies, File No. 247; Calendar No. 549, S.B. No. 0483, an Act concerning aid to dependent Children, File No. 249; at the bottom of the page, Calendar No. 557, S.B. No. 0878, an Act concerning termination or removal of notice of a vessel lien, File No. 306. And also, Mr. Speaker, on Page 1, I would ask you to remove Calendar No. 529, Substitute for H.B. No. 6167, an Act providing one appraiser of real estate for savings banks and savings and loan associations, File No. 487.

EFH

MR. SPEAKER:

So ordered.

RONALD A. SARASIN:

Mr. Speaker, I move acceptance of the Joint Committees' favorable reports and passage of the Bills on today's Consent Calendar. Bills on today's Consent Calendar, Mr. Speaker, are Calendar No. 519, H.B. No. 5254, an Act concerning estates of welfare recipients, File No. 484; Calendar No. 526, Substitute for H.B. No. 5540, an Act concerning indemnification of directors, officers and employees of mutual insurance companies, File No. 486, Calendar No. 530, Substitute for H.B. No. 6172, an Act concerning home improvement and personal loans by savings and loan associations, File No. 479; Calendar No. 543, S.B. No. 0014, an Act concerning the taking of oysters in the Housatonic River, File No. 325; Calendar No. 550, S.B. No. 0491, an Act concerning Schoolhouse construction, File No. 342; Calendar No. 553, skipping 551, Substitute for S.B. No. 0610, an Act concerning the definition of

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correctional institutions, File No. 290; on Page 3, Calendar No. 558, S.B. No. 0881, an Act concerning notice of a vessel lien, File No. 343; Calendar No. 561, S.B. No. 1011, an Act concerning the keeping of prescription records by pharmacies, File No. 292; Calendar No. 564, Substitute for S.B. No. 1513, an Act concerning testimonial affairs in honor of candidates, File No. 372; Calendar No. 566, S.B. No. 1642, an Act authorizing the State Park and Forest Commission to exchange certain land. Mr. Speaker, referring you, sir, to Page 2, I would ask that Calendar No. 551, S.B. No. 0598, an Act concerning the entering of unauthorized items or persons into correctional institutions, File No. 210, be removed from the Consent Calendar.

MR. SPEAKER:

So ordered.

RONALD A. SARASIN:

An I would ask the adoption of the other Bills.

MR. SPEAKER:

You've heard the motion. Is there objection on the part of any individual member to any of the enumerated items being considered on Consent? Hearing none, the motion is for acceptance and passage on consent of the enumerated items. All those in favor will indicate by saying "aye". All those opposed. The Bills are passed.

RONALD A. SARASIN:

Mr. Speaker, I move the following items be placed on the Consent Calendar, pursuant to Rule 48. On Page 10, the middle of

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THE CHAIR:

Are there further remarks on the amendment? If not, all those in favor signify by saying, "aye". Opposed, "nay". The amendment is adopted. It is ruled technical. The bill, itself as amended, is before the chamber.

SENATOR EDDY:

Mr. President, It merely makes it law that employees should not be charged to park on lots or facilities operated by the State. I think it's a good bill and I urge its passage.

THE CHAIR:

Question is on passage. Will you remark further? If not, all those in favor signify by saying, "aye". Opposed, "nay". The bill is passed.

THE CLERK:

CAL. NO. 513. File No. 484. Favorable report of the joint committee on Corrections, welfare and Humane Institutions. House Bill 5254. An Act Concerning Estates of Welfare Recipients.

SENATOR CIARLONE:

Mr. President, I move acceptance of the joint committee's favorable report and passage of the bill. This bill now combines two provisions and cuts in half, the work of Finance and Control. Under the old provision, all cases from probate were referred to Finance and Control. With this bill, now all cases that have received aid and care from the State at any time, are sent to Finance and Control for collection. Also the period of time to file, shall take effect when Finance and Control is notified rather than take effect when the will is filed. A good bill and urge adoption.

THE CHAIR:

Question is on passage. Will you remark further? If not, all those

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in favor of passage signify by saying, "aye". Opposed, "nay". The ayes have it the bill is passed.

THE CLERK:

CAL. NO. 516. File No. 483. Favorable report of the joint committee on Judiciary. House Bill 5719. An Act Concerning Municipal Liability for Damages Done By Mobs.

SENATOR JACKSON:

Mr. President, I move acceptance of the joint committee's favorable report and passage of the bill. This bill will repeal section 107-108 of the General Statutes. Said section is the section which provides liability for damage done by mobs to a city or municipality. The bill as written, as the bill is written it is practically impossible to gain a judgment against the municipality. What is happening is, that, suits are being brought which cost the cities a great deal to defend, without any reasonable expectation on the part of the plaintiff prevailing. I believe that it would be in the best interest of the State of Connecticut as well as the cities to repeal this section.

THE CHAIR:

Will you remark further?

SENATOR MACAULEY:

Mr. President, members of the circle, I rise to oppose this bill. I feel that whatever section 708 does, at least it imposes some virtue vested of responsibility on the municipality. The repeal that we give them, complete immunity, I don't think this is a good idea. I think there are areas there may be times, when the city should be liable for its actions in mob control. True, it's a very difficult situation to prove but, there are

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icated his keen interest in the matter of Child Day Care and definitely favors this Bill. As a matter of face, the Department currently has what we call Mini Day Care Centers in low cost public housing projects. The one question we have is the child staff ratio which we believe is too rigid and our statement which again will be made available to this Committee gives the child staff ratio as we consider it, will be a little bit less rigid. House Bill 5252, we take no position on this Bill, Mr. Chairman. House Bill 5254, Estates of Welfare Recipients, I would like to have Mr. Bauer, who is the Director of Administration for the Department, speak to this Bill.

Mr. Bauer: M. B. Bauer, Director of the Bureau of Business Administration, the State Welfare Department. The State Welfare Department is in support of this Bill because it will reduce Administrative costs in the Agency. At the present time, all the applications for Probate and the a for administration of the decedent estate, are submitted to the State Welfare Department to determine if this individual ever received assistance. And there's a great deal of searching through our records to determine whether the individual ever had or has not received assistance. Under this Bill, only those matters that are entered into, estates that are entered into Probate, where the administrator indicates that a person was on assistance will be submitted to the Welfare Department for the Welfare Department to prepare statements of assistance and forward to the Division of Central Collections of the Department of Finance and Control for collection. Thank you.

Sen. Ciarlone: One question, Mr. Bauer. As our statutes are set up now, do we collect very much?

Mr. Bauer: Yes, sir, we do. I can't give you the exact figure but I will be glad to submit it to you. Right now I can't give you the exact figure.

Sen. Ciarlone: We have one question from Representative Lowell. Question from Representative Lowell is, would we lose that?

Mr. Bauer: No, sir. This is a little bit different procedure is all that is involved in this Bill, as I see it. I would assume that the administrators of these estates are honorable persons and will answer the question correctly as to whether the individual was ever on Welfare or not.

Sen. Ciarlone: So, if there is an estate, we would be able to seek recourse there?

Mr. Bauer: Yes, sir.

Sen. Ciarlone: Thank you. Would you proceed Mr. Bernstein?

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Mrs. Anziano: Right now, between the two of us, we come to \$257 a month. This brings us to three hundred and eighty seven I believe, or somewhere along there, a year. Three thousand rather, and eighty seven dollars a year. This is a hundred and eighty seven above what you are just now giving us. Before, this legislation was brought back down, we were allowed thirty two for two people. But now, we're only allowed six hundred extry for the second person, the wife. I'm sure you must pay that much to feed your dogs.

Sen. Ciarlone: Okay. Thank you. If we start entertaining questions from the audience, we'll never get through this hearing. The portion of the questions here that we entertain is from the Committee, so I'll have to cut that off. Mr. Halstedt, would you proceed please?

Mr. Halstedt: Thank you, Mr. Chairman. Assistant Attorney General Ernie Halstedt, Counsel for both the Welfare Commissioner, part of the Finance and Control Commissioner's operation. I should like to speak briefly on three bills which I drafted and which were introduced at my request by Dr. Cohen. First one is House Bill 5252. An Act concerning service by state investigators, At the present time, investigators employed by both the Welfare Department and the Department of Finance and Control can, under laws that you previously passed, serve certain process, such as support petitions, wage executions, and things of that kind. This would extend it to all civil process involving either department an example, if the Juvenile Court issues atemporary custody order for custody of a childwhich is in a serious situation, the Welfare Department has a great deal of difficulty in getting somebody to serve that petition and take the child and bring him to the custody of the Welfare Commissioner. Similarly with respect to ordinary civil action, we have a great deal of difficulty getting service on these things because sometimes the people involved are hard to find. We would simply like to extend this across the board where it is about three quarters of the way at presenttime. Incidentally, Mr. Chairman, I should appreciate the opportunity of filing supporting statements with the Committee on these Bills.

Sen. Ciarlone: I'll accept them.

Mr. Halstedt: The second one is House Bill 5254. At the present time, we have two sections of statute, 45196a, 4516a, both of which, as Mr. Bauer said earlier involve a great deal of work on the part of both the Probate Court and the Welfare Department and the Finance and Control Department. I might add that a very prominent Probate judge suggested to me that it was time this was pulled together and this is exactly what I'm trying to do in this Bill. Because this will cut the work down of both Probate Court and the Welfare Department and the Department of Finance and Control. In limiting the matter to instances in which there is an allegation that the person involved, that is the decedant either did or did not receive assistance or care from the State. In other words, it

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takes the best of both worlds, the two existing statutes puts them together in what we hope to be a far more workable situation, as Mr. Bauer stated. The third bill is House Bill 5293. I was a little surprised when Mr. Marostica got up and said he was not in favor of this Bill. As a matter of fact, the one who is asking for this Bill is the Commissioner of Finance and Control. This is with respect to acquiring information concerning property and wages of people involved in public assistance cases. Now, the change in the law is not mandatory. There seems to have been a misunderstanding on that. Mr. Marostica indicated that the Welfare Department felt that they would have to do something. They don't have to do anything under this Bill. The change is in the sentence starting six lines from the bottom, which says such a disclosure may be obtained. And! I call your attention specifically to that because it is the Commissioner of Finance and Control that wants to obtain this, not the Welfare Commissioner. The Welfare Commissioner will not have to do anything as far as this Bill is concerned. However, under a Bill which you passed two years ago, you may recall, you charged the Commissioner of Finance and Control with collecting all juvenile court orders and as you can see, this adds a reference that such disclosure may be obtained in like manner, may be. From persons including the parents of the child for committment of whom a petition has been made. Now that means that the matter is up before the Juvenile Court. Quite obviously, the Juvenile Court judge is not in a position to determine what the parents ought to do in the way of supporting of that child unless he is furnished with exact and accurate information of a verified nature concerning the financial circumstances of the parent. So, it is the Department of Finance and Control that needs this and I urge its passage. Thank you.

Sen. Ciarlone: Thank you, Mr. Halstedt. Any questions of Mr. Halstedt before we proceed? Representative Lowell?

Rep. Lowell: Mr. Halstedt, when you ask for this, you're asking for a bigger case load for Finance and Control and I wonder how up to date current you are on investigations as they now stand.

Mr. Halstedt: We're not asking for a greater case load at all, Mr. Mr. Lowell, because the case load of the Department of Finance and Control includes all parents at the present time. What we're asking for is the right to acquire verified information in order to process the cases with which they are now charged under the present law which you passed two years ago.

Rep. Lowell: Well, wouldn't this Bill say that only if the, as I understood the Department's statement, the only time that they felt they should verify it is when the child is actually committed and that what you're saying is that any time that they're applying to be committed, whether they are committed or not, they should still carry out this investigation.

Mr. Halstedt: I can tell you this, Mr. Lowell, at the present time,