

| Act Number | Session | Bill Number | Total Number of Committee Pages | Total Number of House Pages | Total Number of Senate Pages |
|--|----------------|------------------------|--|---|--|
| PA 71-219 | | 822 | 2 | 2 | 2 |
| <u>Committee Pages:</u> <ul style="list-style-type: none"> • <i>Judiciary</i> 448 • <i>Judiciary</i> 434 | | | | <u>House Pages:</u> <ul style="list-style-type: none"> • 2131-2132(<i>Consent</i>) | <u>Senate Pages:</u> <ul style="list-style-type: none"> • 1357-1358 |

H-112

**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
1971**

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

Wednesday, May 5, 1971

12

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Extension of Time for the Organization of the Constitution State Equity Life Insurance Company, File 439.

Calendar 664, Senate Bill No. 0783 - An Act Concerning the Duties of the Public Utilities Commission to Make Reports and Records on the Causes, Facts and Circumstances of Each Accident, File 438.

Calendar 665, Substitute for Senate Bill No. 0822 - An Act Concerning the Activities of Certain Charitable Corporations, File 466.

Calendar 666, Substitute for Senate Bill No. 0824 - An Act Concerning the Administration of Charitable Trusts, File 461.

Calendar 667, Substitute for Senate Bill No. 0861 - An Act Requiring Notice to the Family Relations Division of the Circuit Court of Address Changes on all Support Cases, File 475.

Calendar 668, Substitute for Senate Bill No. 0863 - An Act Concerning Support Executions, File 493.

Calendar 669, Senate Bill No. 0870 - An Act Concerning the Payment of Fees by the State Under the Uniform Commercial Code, File 436.

Calendar 670, Substitute for Senate Bill No. 0876 - An Act Concerning Service of Process on Foreign Corporations, File 430.

Calendar 672, Senate Bill No. 1107 - An Act Concerning Conformity of Subdivision Plans to Regulation Changes, File 471.

Calendar 673, Substitute for Senate Bill No. 1158 - An Act Concerning Members of the Policeman and Fireman's Survivors' Benefit Fund Naming Beneficiaries, File 496.

Wednesday, May 5, 1971

13

Calendar 674, Senate Bill No. 1326 - An Act Concerning the Bond Required of a Person Appointed as Guardian of a Minor, File 504.

Calendar 676, Senate Bill No. 1594 - An Act Amending the Charter of the Hartford Hospital, File 373.

Calendar 677, Senate Bill No. 1713 - An Act Concerning Limitation of Action for Damages by Employees of Municipalities, File 503.

Calendar 678, Senate Bill No. 0471 - An Act Concerning Branch Offices of State Banks and Trust Companies, File 426.

I move the adoption of these items on the Consent Calendar.

MR. SPEAKER:

You heard the motion and the items enumerated by the gentleman of the 95th, is there objection on the part of any individual member at this time considering under Rule 48, the Consent Calendar on the items in the motion.

Gentleman from the 163rd.

REPRESENTATIVE CAMP:

Item on Page 2, 657, Senate Bill 0043, File No. 499, I object.

MR. SPEAKER:

Your objection is noted under Rule 48, so ordered, the matter is removed from Consent. It is not contained in the motion. I'll try your minds on the motion. All those in favor will indicate by saying "Aye". Those opposed. The bills are passed.

**S-78
CONNECTICUT
GENERAL ASSEMBLY**

SENATE

**PROCEEDINGS
1971**

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

April 28, 1971

90.

SENATOR JACKSON:

Mr. President, I move acceptance of the Joint Committee's Favorable Report and passage of the Bill.

THE CHAIR:

Remarks?

SENATOR JACKSON:

The Bill is self-explanatory.

THE CHAIR:

Questions on passage of the Bill? Further remarks? All those in favor, indicate by saying aye. Opposed? Ayes have it. The Bill is passed.

THE CLERK:

Page 6, top of the page, Calendar No. 351, File No. 466, Favorable Report, Joint Standing Committee on Judiciary, Substitute Senate Bill 822, An Act concerning the activities of certain charitable corporations.

THE CHAIR:

Senator Jackson.

SENATOR JACKSON:

Mr. President, I move acceptance of the Joint Standing Committee's Favorable Report and passage of the Bill.

THE CHAIR:

Remarks?

SENATOR JACKSON:

Sir, this is one I just cannot say is self-explanatory. Mr. President, under changes in the Internal Revenue Code, charitable foundations and charitable trusts lose their favored Federal Income Tax status unless the

April 28, 1971

91.

creating instruments for local law specifically prohibits certain transactions. Included in the ban is self dealing retention of excess business holdings, certain investments and taxable expenditures. All of which are spelled out in detail, in the Code. In many instances, it would be either impractical or impossible to change the creating instrument. Accordingly, it is urged that these, that this Bill be adopted in order to oppose required bans by local law.

THE CHAIR:

Further remarks? Questions on passage of the Bill. Those in favor indicate by saying aye. Opposed, nay. The Ayes have it, the Bill is passed.

THE CLERK:

Calendar No. 352, File No. 461, Favorable Report Joint Standing Committee on Judiciary, Substitute Senate Bill 824, An Act concerning the administration of charitable trusts.

THE CHAIR:

Senator Jackson.

SENATOR JACKSON:

Mr. President, I move acceptance of the Joint Committee's Favorable Report and passage of the Bill.

THE CHAIR:

Will you remark?

SENATOR JACKSON:

Mr. President, may my remarks on the preceding File be incorporated by reference?

THE CHAIR:

**JOINT
STANDING
COMMITTEE
HEARINGS**

JUDICIARY

**PART 2
393-688**

1971

41
BC
THURSDAY

JUDICIARY COMMITTEE

FEBRUARY 25, 1971

The first two Bills are S.B. #919 and H.B. #6888 both of which may be characterized as relating to Right to Legislation.

S.B. #919 - AN ACT RELATING TO CONTEMPT PROCEEDINGS AGAINST JOURNALISTS AND BROADCASTERS WHO FAIL TO DISCLOSE NEW SOURCES.

H.B. #6888 - AN ACT CONCERNING ACCESS TO PUBLIC RECORDS.

This Committee has extended the curiosity to the Connecticut Daily Newspaper Association to hear these Bills with other right to know Bills on March 19th and therefore I will refrain from taking up your time on those today.

H.B. #6579 - AN ACT CONCERNING GARNISHMENT OF BANK ACCOUNTS.

H.B. #6579 is of interest to the Connecticut Bankers Association on whose behalf I appear with respect to that Bill. The Connecticut Bankers Association is not the sponsor of this Bill but it favors an enactment of this further liberalization of the Law for the reasons stated so well by Representative Morano a little earlier.

S.B. #822 - AN ACT CONCERNING THE ADMINISTRATION OF CHARITABLE TRUSTS.

S.B. #822 and S.B. #824 are identical Bills and are identical in their fact and the Connecticut Bankers Association favors the enactment of these Bills also. I understand that the Connecticut Bar Association has council her who will explain these Bills briefly. The purpose of these Bills is to prevent the inadvertent disqualification of private foundations from the tax exempt status and Mr. Anthony will be along in a few minutes to tell you all about that but I would like to register the Bar Association in favor of those, I beg your pardon, the Bankers Association favor those two Bills.

H.B. #7249 - AN ACT CONCERNING ADMISSIBILITY AS EVIDENCE OF BUSINESS ENTRIES AND PHOTOGRAPHIC COPIES.

The last Bill is H.B. #7249, is the Connecticut Bankers Association's Bill and it is rather simple in its effect if you will note on the reverse side it brackets out the **exclusion** of business records which are held in a custodial or fiduciary capacity. This Bill, of course, is directed to the substitution of microfilm or other photographic process document to assure their admissibility in evidence in lieu of the original documents and I do not know the history of that exclusion but it does present a great many problems to the Trust Department of the Banks of this State because they are uncertain as to the degree to which they are permitted to destroy original records which have been put on microfilm and are readily available in the event there is

55
BC
THURSDAY

JUDICIARY COMMITTEE

FEBRUARY 25, 1971

H.B. #6113 - AN ACT CONCERNING THE LEGAL STATUS OF POLICEMEN, FIREMEN, AND OTHER MUNICIPAL EMPLOYEES ON PRIVATE PROPERTY IN PERFORMANCE OF THEIR DUTY.

Under the present law a municipal employee entering onto private property has the same right as a trespasser for purposes of litigation for neglect on the part of the property owner. We would like to have the status changed to that of a business invitee. I think that policemen and firemen and other city employees should be accorded the same status as the milkman, the breadman and the plumber. I request favorable action on this. Thank you.

Rep. Carrozzella: Henry Ora to be followed by Allen C. Gurson.

Mr. Ora: Mr. Chairman, I am Henry Ora Deputy Director of the Art Department of Social Services. I am here to talk in favor of H.B. #6116 concerning the personal effects of evicted persons.

H.B. #6116 - AN ACT CONCERNING PERSONAL EFFECTS OF EVICTED PERSONS.

As the present law stands, the agent who has to carry out the legal eviction has to hire a crew and remove the furniture to the street or sidewalk, then he also has to arrange with - in the case of the city of Hartford, the Department of Public Works to have a truck come and pick up the furniture and take it for storage. Usually this is an open truck and the crews hired by the city are not trained to handle furniture.

Now this Bill would eliminate the duplication of having two crews to move the furniture to begin with. It would provide that the State's permission of welfare will be responsible for removal and storage of the furniture for a period of 15 days when it can be auctioned. It should be also noted that in the city of Hartford, approximately 60 evictions a year take place and a great majority of those evictions are clients of the State Welfare Department. So it would seem appropriate that this would be the agency to deal with the removal and storage of furniture. Thank you very much and I hope you

Rep. Bingham: Are there any questions? Thank you. Is it Mr. Anthony Danford or Danford Anthony?

Mr. Anthony: My name is J.D. Anthony. I am an attorney practicing law in Hartford and I am here on behalf of the Connecticut Bar Association to speak in favor of S.B. #822 and S.B. #824.

S.B. #822 - AN ACT CONCERNING THE ACTIVITIES OF CERTAIN CHARITABLE CORPORATIONS.