

Act Number	Session	Bill Number	Total Number of Committee Pages	Total Number of House Pages	Total Number of Senate Pages
PA 71-321		8010	0	7	2
<u>Committee Pages:</u>				<u>House Pages:</u> <ul style="list-style-type: none"> • 1761(<i>consent</i>) • 2066-2068 • 3002-3004 	<u>Senate Pages:</u> <ul style="list-style-type: none"> • 1769- 1770

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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
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1451-1967**

Wednesday, April 28, 1971 11.

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On page 2, Calendar No. 482, House Bill No. 5163, An Act Concerning Actions for Partition or Sale of Property, file number 403.

Calendar No. 483, Substitute for House Bill No. 5165, An Act Concerning Record of Discharge of Mechanic's and Judgment Liens, file number 414.

Calendar No. 484, Substitute for House Bill No. 5283, An Act Concerning the Rendering of Professional Services Through a Professional Service Corporation by Psychologists, file number 413.

Calendar No. 488, Substitute for House Bill No. 8026, An Act Concerning the Return Day for Appeals in Civil Actions, file number 407.

Calendar No. 490, Substitute for House Bill No. 8010. An Act Concerning Copies of Files and Testimony in Criminal Cases, file number 406.

Calendar No. 498, Substitute for House Bill No. 6136, An Act Concerning the Definition of Annual Salary for Teacher Retirement Purposes, file number 448.

Calendar No. 502, Substitute for House Bill No. 7955, An Act Concerning Election of Retirement Benefits by New State Employees, file number 455.

On page 3, Calendar No. 506, Substitute for House Bill No. 8699, An Act Concerning Municipal Public Health Directors, file number 463.

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1968-2502**

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of the General Law Committee is that we too are all enthusiastic about this measure. We have an identical bill coming out of our committee and we were hopeful that our committee would have received the credit for the bill. But under the circumstances, we'll support this one.

THE SPEAKER:

Are there further cogent remarks? If not, all those in favor of the bill as amended indicate by saying aye. Opposed? The bill is PASSED.

THE CLERK:

Calendar No. 490, Substitute for H.B. No. 8010, An Act Concerning Copies of Files and Testimony in Criminal Cases.

MR. SULLIVAN (130th):

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

THE SPEAKER:

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

MR. SULLIVAN (130th):

Mr. Speaker, the Clerk has an amendment.

THE SPEAKER:

Will the Clerk call House Amendment Schedule "A"?

THE CLERK:

House Amendment Schedule "A" offered by Mr. Sullivan of the 130th.

MR. SULLIVAN (130th):

Will you read the amendment?

THE CLERK:

In line 3, insert --

THE SPEAKER:

djh

Can we have the members' attention? This is going to take a while.

djh

THE CLERK:

In line 3, insert "(a)" before the word "When".

In line 5 immediately after the word "court" and before the comma insert the following: "And such person has not been released upon his written promise to appear on a bond with or without surety at the time of bindover."

In line 6 bracket the word "ten" and insert "three".

In line 15 place a bracket before the word "trial" and after the word "or".

In line 18 after the period insert the following: Notice of such bindover shall be given to the Clerk of the Superior Court for such County. When such person has been released upon his written promise to appear on a bond with or without surety at the time of the bindover, the Circuit Court shall transmit copies of such files and records to the State's Attorney within seven days after bindover period. (b) When any criminal case is disposed of in the Superior Court and a proceeding under Section 54-33g of the General Statutes is pending in the Circuit Court with respect to property seized in connection with the criminal case, the State's Attorney shall, within ten days thereafter, notify the Clerk of the Circuit in which such proceedings are pending of the disposition of the criminal case.

MR. SULLIVAN (130th):

Mr. Speaker, the amendment is designed to reduce the number of days in which the circuit court has to forward the file after a bindover hearing to the Superior Court. In reducing the number of days from ten to three, we hope that this will speed up the movement of criminal business and we believe that it's important especially when the person who is being charged is not free on bond or bail. This limits the time that he would be

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in jail. It also cuts down the period of time when a person is free on bond to seven days and it, in general, provides for notice to go to the Clerk of the Court in addition to the State's Attorneys' Office. This is in line with the intent of the committee to provide a structure of notice within the criminal business similar to what we have in the civil business. Accordingly, I would move passage of the amendment.

THE SPEAKER:

Question is on adoption of Amendment Schedule "A". Would you remark further? If not, all those in favor indicate by saying aye. Opposed? The amendment is ADOPTED. It's ruled technical.

MR. SULLIVAN (130th):

My remarks concerning the amendment cover the entire bill and I would now urge passage of the bill.

THE SPEAKER:

Will you remark further on the bill, as amended? If not, all those in favor indicate by saying aye. Opposed? The bill is PASSED.

THE CLERK:

The Clerk has a favorable change of reference from Judiciary, on substitute H.B. No. 9233, An Act Concerning the Treatment of Persons Arrested for Violation of the Controlled Drug Statute, for reference to Appropriations.

THE SPEAKER:

So ordered.

THE CLERK:

Page 4 of the Calendar, Calendar No. 499, H.B. No. 6635. An Act Concerning the Validation of Certain Resubdivision Maps of The Lochwood Development in the Town of Clinton, File No. 485.

MR. COSTELLO (72nd):

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rather, allows a sort of portability. We do now have the transfer of state to municipal and now this allows municipal to state. I therefore urge adoption of this amendment.

DEPUTY SPEAKER:

Will you remark further on the amendment. If not, the question is on adoption of Senate Amendment Schedule "A".
in
All those in favor will indicate by saying AYE. Opposed. THE AMENDMENT IS ADOPTED. It is ruled technical. The gentleman from the 3rd.

MR. MOTTO: (3rd)

I move acceptance of the bill as amended by Senate amendment Schedule "A". The bill, with the amendment, speaks for itself. It now allows our people to transfer from one system to another and it also takes care of a small group that were in Fund A that will now be able to transfer to Fund B. I do urge this bill to be passed as amended.

DEPUTY SPEAKER:

Will you remark further. If not, all those in favor will indicate by saying AYE. Opposed. THE BILL IS PASSED.

THE CLERK:

Cal. 490, H.B. 8010. AN ACT CONCERNING COPIES OF FILES AND TESTIMONY IN CRIMINAL CASES, as amended by Senate Amendment Schedule "A" and House Amendment Schedule "A".

DEPUTY SPEAKER:

The gentleman from the 130th.

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MR. SULLIVAN: (130th)

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

DEPUTY SPEAKER:

Question is on acceptance and passage.

The gentleman seeks permission to summarize Senate Amendment Schedule "A". Is there objection. The gentleman from the 130th for the purpose of outlining the amendment.

MR. SULLIVAN: (130th)

Mr. Speaker, the amendment as passed in the Senate merely changes the period of time in which a file must be sent from the Circuit Court to the Superior Court when the defendant is not free on bail, from three days to seven days. It appears that there was some feeling that three days was too short a period in which to process the papers and get them sent over and the seven-day period represents a compromise between three days and the ten-day period that was initially within the bill as it is initially in our files. I move adoption of Senate Amendment schedule "A".

DEPUTY SPEAKER:

Will you remark further on the adoption of Senate "A". If not, all those in favor will indicate by saying AYE. Opposed.
THE AMENDMENT IS ADOPTED. The Chair rules it technical. The gentleman from the 130th.

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MR. SULLIVAN: (130th)

I now move passage of the bill in concurrence with the Senate and in view of the fact that the amendment as outlined was the only change in the bill as it was inacted in the House.

DEPUTY SPEAKER:

Will you remark further on the bill as amended. If not, all those in favor will indicate by saying AYE. Opposed. THE BILL IS PASSED.

THE CLERK:

MATTER RECALLED FROM LEGISLATIVE COMMISSIONER. Cal. 448, Sub. for H.B. 5703. AN ACT CONCERNING INTEREST CHARGES ON DELINQUENT PROPERTY TAXES.

DEPUTY SPEAKER:

The gentleman from the 166th.

MR. SPAIN: (166th)

Mr. Speaker, I move acceptance of the Committee's report and passage of the bill as amended. I believe the Clerk has an amendment. If there is no objection, Mr. Speaker, I would like to outline the amendment.

DEPUTY SPEAKER:

Question is on acceptance and passage. Will you outline the amendment.

MR. SPAIN: (166th)

Mr. Speaker, the purpose of the amendment in the Clerk's possession at this time to make this bill apply to delinquent taxes but not to those owned to fire districts, lighting

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SENATE

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mittee on Judiciary on H.B. 8010 An Act Concerning Copies of Files and Testimony in Criminal Cases. The Clerk has an amendment.

THE CHAIR:

Senator Alfano.

SENATOR ALFANO:

Will the clerk please read the amendment.

THE CLERK:

Senate Amendment A. In line 9 delete the word "Three" and insert inlieu there of the word "seven."

THE CHAIR:

Senator Alfano.

SENATOR ALFANO:

Mr. President, I move the adoption of the Amendment.

THE CHAIR:

Will you remark?

SENATOR ALFANO:

I think the amendment is sefl explanatory.

THE CHAIR:

The question is on passage of the amendment, will you remark further? If not all those in favor of passage of the amendment signify by saying aye. AYE. Opposed nay. The ayes have it. The Amendment is passed. Ruled technical. You may remark on the bill as amended.

SENATOR ALFANO:

Mr. President, I move for acceptance of the committee's

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favorable report and passage of the bill as amended.

THE CHAIR:

Will you remark?

SENATOR ALFANO:

The bill as amended requires the Clerk of the Circuit Court on a bind over to notify the Clerk of the Superior Court and State's Attorney's within three days rather than within ten days as the law now provides. Where a person has been released on his own promise to appear or on bond without surety. The Circuit Court Clerk must notify within seven days. Where a criminal case is disposed of and an inrem proceeding is still pending in the Circuit Court, the Clerk of the Superior Court must notify the Circuit Court within ten days of the disposition.

THE CHAIR:

The question is on passage of the bill, as amended. Will you remark further? If not all those in favor of passage signify by saying aye. AYE. Opposed nay. The ayes have it. The bill is passed.

THE CLERK:

Cal. 587, File 799. Favorable report of the joint standing committee on Corrections Welfare and Human Institutions on S.B. 1375 An Act Concerning Setting a Time Limit for the Transfer of Assets and Providing for Transfer of Assets and Providing for Exceptions when Fair Value was not Received.

THE CHAIR:

Senator Ciarlone.