

Act Number	Session	Bill Number	Total Number of Committee Pages	Total Number of House Pages	Total Number of Senate Pages
PA 71-322		1408	3	2	2
<u>Committee Pages:</u> <ul style="list-style-type: none"> • <i>Banking</i> 386 • <i>Banking</i> 436-437 				<u>House Pages:</u> <ul style="list-style-type: none"> • 2998-2999 	<u>Senate Pages:</u> <ul style="list-style-type: none"> • 1650-1651

H-113

**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
1971**

**VOL. 14
PART 6
2503-3010**

Monday, May 17, 1971

155.

DEPUTY SPEAKER:

Question is on acceptance and passage in concurrence.
Will you remark.

MR. SPAIN: (166th)

Mr. Speaker, this bill changes the franchise tax for corporations. The purpose is to encourage corporations to incorporate in Connecticut rather than moving to states where the tax climate may be more favorable. I move acceptance.

DEPUTY SPEAKER:

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

THE CLERK:

Cal. 923, Senate Bill 1408. AN ACT CONCERNING CORRECTIONS, CLARIFICATIONS AND CONFORMING CHANGES IN THE CONNECTICUT BANK HOLDING AND BANK ACQUISITION ACT.

DEPUTY SPEAKER:

The gentleman from the 87th.

MR. HEALEY: (87th)

Mr. Speaker, I move 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 in concurrence.
Will you remark.

roc

Monday, May 17, 1971

156.

MR. HEALEY: (87th)

Mr. Speaker, this is a rather lengthy bill but I have gone through it item by item and I can assure the Body that it does nothing except what it says, technical cleaning up language in the Bank Holding Company Act. There is no change whatsoever of substance in the entire bill. It is a good bill and it ought to pass. The language was prepared by the Banking Department.

DEPUTY SPEAKER:

Will you remark further on the bill. If not, the question is on acceptance and passage in concurrence with the Senate. All those in favor will indicate by saying AYE. Opposed. THE BILL IS PASSED.

THE CLERK:

Page 22, Cal. 984 was marked the Order of the Day for Friday at 4:30.

MR. PRETE: (114th)

That is correct.

THE CLERK:

DISAGREEING ACTION. Cal. 437, H.B. 5374. AN ACT CONCERNING THE SALE OF ALCOHOLIC LIQUOR TO CERTAIN PERSONS, as amended by Senate Amendment Schedule "A" and House Amendment Schedule "A".

deputy SPEAKER:

The gentleman of the 92nd.

roc

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**CONNECTICUT
GENERAL ASSEMBLY**

SENATE

**PROCEEDINGS
1971**

**VOL. 14
PART 4
1457-1920**

May 10, 1971

21.

SENATOR JACKSON:

Mr. President, this bill requires that medical and surgical sterilization procedures to prevent human procreation shall be performed only by a duly licensed doctor of medicine. And only after legal consent for such a procedure has been obtained. As it is spelled out to applicable statutes.

THE CHAIR:

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

THE CLERK:

Cal. 510, File 680. Favorable report of the joint standing committee on Banks and regulated Activities..S.B.1408 An Act Concerning Corrections, Clarifications and Conforming Changes in the Connecticut Bank Holding and Bank Acquisition Act.

THE CHAIR:

Senator Buckley.

SENATOR BUCKLEY:

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

THE CHAIR:

Will you remark?

SENATOR BUCKLEY:

Mr. President, the bill cle cleans up a lot of language

May 10, 1971

22.

in the previous act we passed two years ago. Allowing state banks and trust companies to become one bank holding company. They were to my reading and by the explanation of the Banking Department technical changes.

THE CHAIR:

The question is on passage of the bill. 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. 515, File 482 Favorable substitute report of the joint standing committee on Judiciary Substitute H.B. 5665 An Act Concerning Extortionate Credit Transactions.

THE CHAIR:

Senator Jackson.

SENATOR JACKSON:

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

THE CHAIR:

Will you remark?

SENATOR JACKSON:

Mr. President this bill makes it a Class B. felony for anyone to engage in any extortion extension of credit. Sec. 2B spells out the factors that must be present in order to establish a prima facie case of extortion. A pre-payment plan is civilly unenforcable. Rate of interest involved is in excess of the 18%

**JOINT
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BANKS AND REGULATED ACTIVITIES

WEDNESDAY

MARCH 24, 1971

Rep. Blake: Seeing none, the hearing on 1270 is concluded. We'll now move on to 1406. Any wish to speak in favor of 1406?

SB-1406 (Sen. Buckley, Rep. Blake) AN ACT CONCERNING AUTHORITY OF BANKS TO INVEST IN OBLIGATIONS OF THE UNITED STATES POSTAL SERVICE.

Rep. Blake: Any opposition to 1406? Seeing none, the hearing on 1406 is concluded. I believe 1407 and 1408 have already been heard. That brings us up...

Sen. Buckley: 1407 has, but not 1408.

Rep. Blake: O.K. In that case, we open up the hearing on 1408. Anyone in favor of 1408?

SB-1408 (Sen. Buckley, Rep. Blake) AN ACT CONCERNING CORRECTIONS, CLARIFICATIONS AND CONFORMING CHANGES IN THE CONNECTICUT BANK HOLDING AND BANK ACQUISITION ACT.

Josiah Chandler: My name is Josiah Chandler, Executive Vice President of the Connecticut Bankers Association. This is a bill which has been worked in conjunction with the Banking Department to clear up some misunderstanding of language in connection with the Connecticut Bank Holding and Acquisition Act of 1969. A memorandum is being filed on this. (SEE ATTACHMENT TWENTY-ONE)

Rep. Blake: Anyone else who wishes to speak in favor of 1408? Seeing none, any opposition to 1408? Seeing none, the hearing on 1408 is concluded. We'll now move on to 1467. Any wish to speak in favor of 1467?

SB-1467 (Sen. Gunther) AN ACT CONCERNING FINDERS OR ORIGINATION FEES CHARGED BY BANKS.

Rep. Blake: Any opposition to 1467? Seeing none, the hearing on 1467 is concluded and I believe that concludes today's hearings.

Time: 5:20 p.m.

COMMITTEE ON BANKS AND REGULATED ACTIVITIES

SB 1408

AN ACT CONCERNING CORRECTIONS, CLARIFICATIONS AND CONFORMING CHANGES IN THE CONNECTICUT BANK HOLDING COMPANY AND BANK ACQUISITION ACT

MEMORANDUM SUBMITTED ON BEHALF OF THE CONNECTICUT BANKERS ASSOCIATION

This Bill is intended to make various corrections and clarifying changes in the Connecticut Bank Holding Company and Bank Acquisition Act enacted in 1969 and to make minor changes to conform the Act to other provisions of the banking law. No major substantive changes are intended.

The following section-by-section analysis refers to the sections of the general statutes that would be affected by the amendment and specifies the intended changes:

§46-419(a). The only change would be to eliminate the word "any" which was inadvertently included in the Act as originally enacted.

§46-419(b). The language of this definition would be revised to make it consistent with similar language in §46-419(h).

§46-419(d). The only change in this section would be to make the spelling of "percent" consistent with the spelling used elsewhere in the same Act.

§46-419(f). The language of this provision would be slightly revised to make this consistent with similar language in §46-419(d).

§46-419(h). The language of this provision would be revised to make it consistent with §46-419(b).

§36-420. The principal change in this section would be to make it clear that voluntary plans for the acquisition by a holding company of the shares of a bank need cover only the acquisition of the common stock of the bank. Banks are authorized to have both preferred and common stock. If a holding company were to affiliate with a bank having both common and preferred stock, there would be no purpose in its acquiring the preferred stock under normal circumstances. In addition, minor corrections have been made in the language of subsections (b) and (c) of § 36-420 and a change is being made in subsection (c) to make it clear that the written notice required to be given by an objecting shareholder of the bank is to be given to the bank.

§36-423. The principal change in this section is to make clear the treatment of an acquisition where the securities to be acquired are convertible securities. In addition, various minor changes are made in subsection (a) and (b) to correct the language or to make the various parts of the section more consistent with each other.

§36-425. Subsection (a) of this section would be amended to correct an inaccurate cross-reference to another section of the Act. Minor language corrections would be made in subsection (b). In subsection (d) "or" would be substituted for "and" near the end of the section to make it clear that the Commissioner may disapprove a proposed acquisition if he makes any one of the findings provided for.

§36-426. A phrase would be added to this section to make it clear that the Attorney General may bring an injunction action against a tender offer in advance of the offer being made.

§36-429. This section will be amended only to correct minor errors in the language.