

Act Number	Session	Bill Number	Total Number of Committee Pages	Total Number of House Pages	Total Number of Senate Pages
PA 71-505		6149	1	2	1
<u>Committee Pages:</u> <ul style="list-style-type: none"> • <i>State and Urban Development</i> 23 				<u>House Pages:</u> <ul style="list-style-type: none"> • 3693 • 3703 	<u>Senate Pages:</u> <ul style="list-style-type: none"> • 2708

H-115

**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
1971**

**VOL. 14
PART 8
3377-3877**

Tabled for the Calendar and printing.

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Will the House please return to order? Will the various caucuses and conferences adjourn to the hallway or the Speaker's office? The Clerk has called the last Calendar item on page 7, Calendar No. 1073, the Chair has recognized the gentleman from the 42nd. 4B 6149

MR. TUDAN (42nd):

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

THE SPEAKER:

Will you remark?

MR. TUDAN (42nd):

This bill, Mr. Speaker, concerns municipal development projects for industrial and business activities. It transfers the program in the Department of Community Affairs to the State Development Commission. Both the Commissioner and the Managing Director agree to this piece of legislation. There's no objection to it.

THE SPEAKER:

I suggest that we stand at ease while we do some plugging.

MR. COLLINS (165th):

Mr. Speaker, contrary to the representation of Rep. Tudan, there is an objection to it. I rise in opposition to this bill, Mr. Speaker, and I think it's a continuation of an objection I had to a bill that was up before us a week or two ago, wherein we transfer to the Connecticut Development Commission some definite planning activity rather than the promotional activities that the Connecticut Development Commission is primary engaged in. And I think that in spite of the title on this particular bill where it says, refers to municipal development projects, it goes far beyond that in section 2,

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it refers to development projects by preparing project plans; in section 3, it takes control out of the Department of Community Affairs and vests it in the Connecticut Development Commission wherein planning grants to municipalities are made available in connection with these development projects. I submit, Mr. Speaker, that the Connecticut Development Commission is not the proper place to vest authority where planning matters are concerned. This General Assembly in just the last few years took most of the planning functions away from the Connecticut Development Commission and vested them in the State Planning Council. It is not proper, in my opinion, to take these functions out of the Commissioner of Community Affairs jurisdiction and place them in the Connecticut Development Commission. That particular commission is primarily a promotional commission. It is not a planning commission. The changes outlined in this bill should not be made. The bill should be defeated and the authority left in the Department of Community Affairs.

THE SPEAKER:

Further remarks on the bill? The gentleman from the 42nd speaking for the second time.

MR. TUDAN (42nd):

Here we go again. Contrary to what Rep. Collins said, when we consult with both the Commissioner on the Department of Community Affairs and he has his problems and we're well aware of it, and we speak to the people from the State Development Commission and there's complete agreement on their part, we'll go along, we're going along. This is what they want. We approve of it.

MR. STEVENS (122nd):

Mr. Speaker, perhaps that's why we have three separate branches of government so that we, in the legislature, can exercise our own judgment and

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our judgment it should stay where it is. You saw fit two years ago to take it and put it in Community Affairs. I've seen nothing happen in the interim, excuse me, four years ago we transferred it to the Department of Community Affairs. It's worked well there. I see nothing new that would justify taking it and putting it back where it was transferred from four years ago. It's a bad bill. It should be defeated. djh

MR. TUDAN (42nd):

Mr. Speaker, I don't want to speak for the third time. I want to answer a question if he wants to ask me one.

THE SPEAKER:

No question's raised. Does the gentleman seek unanimous consent to speak for a third time?

MR. TUDAN (42nd):

I'll wait.

THE SPEAKER:

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

MR. COLLINS (165th):

Mr. Speaker, I move for a division of the House, sir.

MR. PAPANDREA (78th):

Mr. Speaker, I move that when the vote be retaken, it be taken by roll call.

THE SPEAKER:

Question is on a roll call.

MR. COLLINS (165th):

Point of order, Mr. Speaker. I believe there was a motion made by myself.

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THE SPEAKER:

It is the understanding of the Chair that the roll call motion is always in order. I think if you'll check the section relating to the procedures by which a vote can be taken, a roll call is in order at any time until such time as the vote is announced.

MR. COLLINS (165th):

Mr. Speaker, I would respectfully disagree and raise a point of order that when a motion on how the vote is to be taken is before the House, it cannot be superceded by any other motion to take a vote. And, I would respectfully request that we take a moment to determine that.

THE SPEAKER:

The House will stand at ease.

MR. COLLINS (165th):

I am informed by several lawyers here, Mr. Speaker, none of whom I trust, that it's covered in Rule 39.

THE SPEAKER:

The Chair would feel that Rule 42 is the rule which is applicable in this particular case and that the gentleman from the 78th was quite proper in moving for a roll call at the time that he did. And that is the position of the Chair. Do my worthy constituents wish more time?

MR. COLLINS (165th):

No, Mr. Speaker. I disagree with you but I'm not going to appeal your ruling.

THE SPEAKER:

The Chair thanks you, the press thanks you, the members thank you and Educational Television thanks you. Question is on a roll call. All those in favor indicate by saying aye. More than 20% having called for it, a roll

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call will be ordered.

The Clerk has further business to read in.

THE CLERK:

House Joint Resolution No. 221 Concerning the Withdrawal of Our Troops from Viet Nam, for reference to the Committee on Government Administration and Policy.

THE SPEAKER:

The resolution is referred to the Committee on Government Administration and Policy.

Further announcements or introductions? I think the only way we're going to get the members here is to announce an immediate roll call.

MR. COLLINS (165th):

Mr. Speaker, you might have had better luck if you had ruled on the division.

THE SPEAKER:

My good friend, Commissioner Gaffney, tells me at this time he would like to have it pass temporarily. Is that something that the gentleman from the 165th would entertain? Will the gentleman from the 78th withdraw his roll call motion?

MR. PAPANDREA (78th):

Certainly.

THE SPEAKER:

This item, for the benefit of the members just returning, the roll call has been withdrawn and we will continue with the call of the Calendar.

THE CLERK:

Page 9 of the Calendar, third from the top, on page 9, Calendar No. 1088, substitute for S.B. No. 0505, An Act Concerning the Statutory Duties and

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THE SPEAKER:

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Will the Assistant Clerk call that Calendar item while the Clerk checks the availability of other amendments, calling it by Calendar and page?

THE ASSISTANT CLERK:

On page 17, Calendar No. 661, in your files as Files 347 and 125, substitute for S.B. No. 490, An Act Concerning the Penalty for--

MR. MAHANEY (92nd):

Mr. Speaker, I'm informed that the committee has not yet reached agreement to report and I'd like to move that this matter be passed retaining it's place on the Calendar.

THE SPEAKER:

If there's not objection, so ordered. Will the Assistant Clerk now call the item on which a roll call was withdrawn? Page 7, the last Calendar item on page 7.

THE ASSISTANT CLERK:

On page 7, the last Calendar item on the page, Calendar No. 1073, in your files as 1177, substitute for H.B. No. 6149, An Act Concerning Municipal Development Projects for Industrial and Business Purposes.

MR. MATTLER (96th):

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

THE SPEAKER:

Will you remark?

MR. MATTLER (96th):

Mr. Speaker, this bill merely transfers the function of industrial development from the Department of Community Affairs to the Connecticut Development Commission and I urge it's passage.

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THE SPEAKER:

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Further remarks on the bill that's already been remarked upon? The Chair would observe that perhaps Rep. Tudan should have Rep. Mattler report out more bills. Will you remark further on the bill? If not, all those in favor indicate by saying aye. Opposed? The bill is PASSED.

Are there further announcements or introductions while we await the receipt of the amendment that's necessary to proceed with the debate on capital punishment?

MR. HOGAN (177th):

I might say in regards to coming out to my farm tomorrow, that this is not a summer resort. It's strictly a working farm. I suggest you wear some suitable clothes. Of course, some of you people that don't have poor clothes probably won't know what to wear. We have a lot of land. We have a lot of room and I figure that if you get the Assembly out in time for the girls to come, you ought to be able to find something to do. Now, those who like bass fishing, can bring their fishpoles, we have some fairly good bass fishing. If there's anybody belonging to the Polar Bear Club, we have a place to go swimming. If you want to knock some golf balls around and you've got your club and your own golf balls, we've got the place where you can do it and not lose them. If you want to play baseball, there's room. In other words, there's room. You can bring your, you can go gliding if you want to. You can bring your horseshoes if you want to pitch horseshoes. You can bring your teddy-bears, you can bring your bunnies if you want to. I will have food there. We'll have some mountain dew and if you don't have any ideas when you come and you drink enough of that, you surely will have some and I hope that you'll all talk to the Man upstairs and see that we have good weather. Thank you

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GENERAL ASSEMBLY**

SENATE

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afternoon, a large group from the Thomas Hooker School in Meriden. Will the Senate give them the usual warm welcome.

SENATOR CALDWELL:

Going to today's Calendar, Mr. President, on page 2, Cal. No. 694, may we recommit, may we take up Cal. 734; page 3, may we place Cal. 793 at the Foot of the Calendar; page 4, may we take up Cal. 832; page 5, may we place Cal. 881 at the Foot; page 6, may we take up Cal. 935; page 7, may we take up Cal. 951; page 8, may we place at the Foot 964; page 9, may we take up Cal. 986 and may we recommit Cal. 987; page 10, may we take up Cal. 999; page 11; may we take up Cal. 1026; page 12, may we take up Cal. 1032; 1035; page 26, may we take up Cal. 511 and 585; page 27, may we take up Cal. 586 and on page 29, on the Foot of the Calendar, may we place back in the regular place Cal. 39; page 38, may we take up Cal. 822; if any of these items are single starred, I move for suspension of the rules for immediate consideration

THE CHAIR:

It shall be as the Majority Leader has moved in each case, there being no objection.

SENATOR CALDWELL:

Mr. President, I now have another motion, concerning several bills on which we have mutual agreement. May we adopt the following bills accepting the recommendations of the joint committees involved in each particular case. On page 6, Cal. 935; File 1067, Substitute for House Bill 8566; page 9, Cal. 986, File 1177, Substitute House Bill 6149; page 10, Cal. 999, File 1394, Substitute Senate Bill 251; page 12, Cal. 1032, File 1237, Substitute House Bill 6364; page 26, Cal. 585, File 1316, Substitute Senate Bill 263; page 27 Cal. 586, File 1274, Substitute Senate Bill 798. I believe that's the last one.

**JOINT
STANDING
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STATE AND COMMUNITY DEVELOPMENT

WEDNESDAY

FEBRUARY 10, 1971

Mr. Charles Hills: My name is Charles Hills. I'm Assistant Managing Director of the Connecticut Development Commission. I'd like to support 6149 on behalf of the Commission. This program is now in the Department of Community Affairs. It's related to providing assistance for the development of industrial parks that are municipally owned. This program used to be in the Development Commission before there was a separation of the two agencies in 1967. We believe that the program would operate even more efficiently within the Development Commission. As an example, the Development Commission in '67 helped Norwich to develop a municipally owned industrial park. Since that time we've worked very closely with Norwich on the development of their park so that today it's practically filled up and Norwich is now applying to add about 200 more acres to that industrial park. And we believe that if the whole program was coordinated with the Development Commission like it used to be, it could work to the advantage of the community and the State.

Chairman Tudan: Charlie, you mention this Norwich project. Was this worked exclusively within your Department, State Development? Did ~~DPA~~ ^{DCA} have anything to do with it?

Mr. Hills: In what sense? Well you mean...no, entirely with the Development Commission.

Chairman Tudan: For how long a period of time ?

Mr. Hills: That project was about a year in the works in the Development commission. The package was a 50% grant from the Federal government, a 25% loan from the Development Commission, and 25% raised locally. That Development Commission loan was transferred to the DPA, and subsequently, converted to a grant, being administered by DPA. So the actual package and the execution was definitely Development Commission. The method of repayment, or no repayment, was converted because the program was for DPA.

Chairman Tudan: Did you work with them to a degree on this?

Mr. Hills: We backed the effort to covert it to a grant because the new legislation creating DPA made that whole program into a grant program, and Norwich was the only one that used it and it was obligated to repay, whereas other communities did not.

Chairman Tudan: Of course, we haven't spoken to the folks at DPA about this. Have you? DCA

STATE AND COMMUNITY DEVELOPMENT

WEDNESDAY

FEBRUARY 10, 1971

Mr. Hills: I talked with Commissioner Jones some time ago and told him that we thought this program and one other one ought to be put in the hands of the professional group in the Development Commission. The response was that we ought to at least explore it together. It was a friendly response, but it wasn't really an okay.

Senator Lieberman: If you ...have you had a chance to take this up with the new Commissioner?

Mr. Hills: No, sir.

Senator Lieberman: Will you?

Mr. Hills: Be glad to. The problem is that this program is now included in CDAP and our feeling is that it's so vital to the development of these communities that it ought to stand on its own legs.

Senator Lieberman: It would seem on its face that you are logically ... (coughing, not audible) ... in your jurisdiction. Are there any others to be heard on this? HB 6149? Against? If not, we'll declare the hearing closed. The next one is HB 6151, which is AN ACT CONCERNING THE PROMOTION AND COORDINATION OF THE ATOMIC DEVELOPMENT ACTIVITIES.

Mr. Charles Hills: My name is Charles Hills, Assistant Managing Director of the Development Commission, and I'm here to support HB 6151 on behalf of the Commission. This Bill relates to the promotion of Atomic Development activities in the State of Connecticut. To get underway, this is an activity that was transferred to another department-- finance and control--in 1969, and the former Atomic Development Committee in the State of Connecticut was disbanded. There was a separate committee for that purpose and it was transferred to finance and control. We feel that the promotional aspects of that, at least...

Senator Gunther: When you say Finance and Control, this is the office of State Planning, right?

Mr. Hill: Correct. We believe that the promotional aspects of that activity, Atomic Development, should be within the Development Commission. We're the economic agency that promotes business and industrial development in the State. We're not interested in the regulation of it. The office of State Planning can handle any of those matters, but we think that the official designation for the promotion of Atomic Development--we're thinking of business-related activities--the utilities are now deeply involved in atomic development;