

HB 7490

PA 583

1971

Judiciary

672

House

4348

Senate

3091

**JOINT  
STANDING  
COMMITTEE  
HEARINGS**

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**PART 2  
393-688**

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practical to at least have the authority to turn it over to the State Treasury at the end of five years. It can be reclaimed there if the owner of the property is found.

H.B. #7486 - AN ACT CONCERNING RETIREMENT OF A JUDGE OF PROBATE AFTER TWELVE YEARS OF SERVICE.

This Bill is to provide for the retirement of a Probate Judge after 12 years of service.

H.B. #7490 - AN ACT CONCERNING THE DEFINITION OF "AVERAGE FINAL COMPENSATION FOR A JUDGE OF PROBATE".

In connection with H.B. #7490, Judge Dowling remarked on that Bill and we do have a substitute Bill here. The main change would be that it would include the highest paid three years of service and it would also include in the pension, the amount of fees that a Judge earned as acting Judge of Probate. We have had cases in Fairfield County where there has been a death for incapacity and the Judge has earned fees in his capacity as acting Judge but in the present pension system, while they pay into the State Treasurer's Fund, for those fees he received as acting Judge, they would not be included in his pension - in his pension service.

H.B. #7491 - AN ACT CONCERNING REPRIMAND OR SUSPENSION OF JUDGE OF PROBATE COURT.

As a Bill designed to provide for some means of arbitration where there is a disagreement between a Judge of Probate and the Chief Administrator of the Probate Court who is now Judge Rubinow. The statutes provide that it could be any Judge of the Superior Court. There is no method of resolving any disagreement at the present time. There is no right of appeal and we are suggesting in this Bill, that if there is any such disagreement, that it be submitted to arbitration before a committee of three persons; one designated by the president of the Probate Assembly, one by the Chief Court Administrator and one by the Attorney General. There seems only fair there should be some right of appeal.

H.B. #7492 - AN ACT CONCERNING THE APPOINTMENT OF A PROBATE COURT ADMINISTRATOR.

This is a Bill designed to provide that the Chief Court - Judge of the Chief Court - Judge of the Probate Courts could be a member of the Judiciary of Connecticut. The statutes now provide that it must be a judge of the Superior Court. Of course, the Superior Court on appeal from Probate, is hearing the case .....and I am sure there is going to be occasions when that results and the disqualification of the Chief Court Administrator. We are not suggesting that it be from the Probate Court, but that it be from any member of the Judiciary of the State of Connecticut - any court. And we think it would be more practical and efficient if it was other than the Superior Court.

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**CONNECTICUT  
GENERAL ASSEMBLY  
HOUSE**

**PROCEEDINGS  
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**VOL. 14  
PART 10  
4344-4830**

Wednesday, June 2, 1971

THE CLERK:

Business on the Calendar for Wednesday, June 2, 1971, page 1 of the Calendar, the Consent Calendar.

MR. GILLIES (75th):

Mr. Speaker, I move pursuant to Rule 48 that the matters printed on today's Calendar, under the heading Consent Calendar, be adopted.

THE DEPUTY SPEAKER:

Please proceed to enumerate the items phrased in your motion.

MR. GILLIES (75th):

Calendar No. 0589, substitute for H.B. No. 7483, An Act Concerning the Husband and Wife Retirement Income Option under the Probate Court Retirement System, File No. 1387, 554; Calendar No. 0590, H.B. No. 7484, An Act Concerning Disability Retirement for a Judge of Probate, File No. 1389, 544; Calendar No. 0592, substitute H.B. No. 7490, An Act Concerning the Definition of "Average Final Compensation for a Judge of Probate", File No. 1383; on page 2, Calendar No. 1247, substitute for H.B. No. 6272, An Act Providing for Consultation Between the Judiciary Committee and the Rules Committee of the Superior Court, File No. 1371; Calendar No. 1255, substitute for H.B. No. 8330, An Act Concerning the Expansion of the Wequetequock Fire District in the Town of Stonington, File No. 1378; Calendar No. 1257, H.B. No. 9253, An Act Validating As Timely the Notice Given by Helen Romanewicz and to that Extent Granting Her Permission to Prosecute to Final Effect a Suit Against the Town of Colchester and the Borough of Colchester, File No. 1403; Calendar No. 1259, S.B. No. 0531, An Act Concerning Revisions to the Motor Vehicle Junk Yard Laws, File No. 886; Calendar No. 1260, substitute for S.B. No. 1060, An Act Concerning Submission of Constitutional Amendments or Questions

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Cal. 1191 File 1374 Substitute for H.B. 7041 An Act Concerning the Use and Operation of Snowmobiles.

Cal. 1193, File 1387, Substitute for H.B. 7483 An Act Concerning the Husband And Wife Retirement Income Option Under the Probate Court Retirement System.

Cal. 1194, File 1378 Substitute for H.B. 8330 An Act Concerning the Expansion of the Wequetequock Fire District in the Town of Stonington.

Cal. 1195, File 1293 Substitute for H.B. 8541 An Act Providing a Bonus for Veterans Who Were Eligible But Did Not Receive a Bonus for Service in World War II or the Korean War.

Page 10, Cal. 1206 File 1389 H.B. 7484 An Act Concerning Disability Retirement for a Judge of Probate.

Cal. 1207, File 1383 Substitute H.B. 7490 An Act Concerning the Definition of Average Final Compensation for a Judge of Probate

Page 11, Cal. 1209, File 1236, Substitute for H.B. 5574 An Act Concerning the Benefits Paid to the Spouse of a Teacher Who Dies Before Retirement.

Page 12, Cal. 1219, File 1187 H.B. 8712 An Act Concerning the Establishment of a Drug Dependency Unit at Veterans' Home and Hospital.

Cal. 1222, File 1422 Substitute for H.B. 8343 An Act Concerning Mandatory Refusal of Liquor Permits.

Cal. 1223, File 983, Substitute for H.B. 8359 An Act Concerning the Creation of a Commission on Compensation for Elected State Officials.

Page 13, Cal. 1225, File 1435 Substitute for H.B. 8798 An Act Concerning Public Hearings on Proposed Layout of State Highways.

Cal. 1229, S.B. 1830 An Act Concerning Participation of Hospitals in the Health And Educational Facilities Authority Act.

Page 14, H.B. 5491, File 916 An Act Granting Payment of the World War II Veterans' Bonus to Edward david Wellins.

Cal. 1233, File 777 H.B. 5672 An Act Granting Payment of the Korean War Veterans' Bonus to John P. Belansky, Jr.