

HB 6659

PA 654 (Vetoed)

1971

Labor & Industrial Relations 107-108

House 4043-4045, 4098-4110

Senate 3192-3195

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**JOINT
STANDING
COMMITTEE
HEARINGS**

**LABOR
AND
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LABOR AND INDUSTRIAL RELATIONS

10:00 A.M., PUBLIC, ROOM 408

MARCH 1, 1971

H. Hammer, Deputy Sec. of State: be filed with the Secretary of State. I believe that this practice has gone on for about 6 years. We presently have 103 financial statements of various labor organizations in the State on file in our office.

Now, one of the reasons that we have requested the change in the place of filing is that it did not seem to us that it was the logical place for these reports to be filed. It would seem to me that the average union member who wanted to know the fiscal status of his union would be more likely to go to the Labor Department or the Labor Commissioner to determine just exactly what the financial status of his union was.

I should also point out that this bill does not provide for complete public inspection of the various records the way it is now on the statutes. It is a restrictive bill. In other words, it's open only to limited inspection by members of the labor union. Now, I don't feel that a public office such as the Secretary of State should be required to maintain any records that are not completely public. It is very difficult to explain to the general public why they cannot see a record which is on file in our office. I am sure there are very good and substantial reasons why these strict restrictions on inspection was placed and, I think, that is one of the reasons why it should be the assumption of the Labor Commissioner.

I should also point out, as I say I don't know the legislative history of this bill, but in the past 6 years, I believe, we have had only one individual who has come into our office to examine these financial reports. Now, maybe there is some Federal requirement that is involved here which I am not aware of. As I say, we have had only one inquiry in the past 6 years. I am sure there is a reason for the bill. I don't presume to suggest that this requirement be eliminated. I am merely asking the Committee to make the repository of this particular information where it belongs and my feeling is that it belongs in the Labor Department. Thank you very much.

Chr. Badolato: Thank you. We will move on now to H. B. 6659 (Rep. Carozzella of the 81st District) AN ACT CONCERNING ESTABLISHING MINIMUM QUALIFICATIONS FOR STATE-APPOINTED MEDIATORS AND ARBITRATORS. Is there anyone in favor of this bill?

R. Krause: Mr. Chairman. My name is Robert Krause, Personnel Director

LABOR AND INDUSTRIAL RELATIONS

10:00 A.M., PUBLIC, ROOM 408

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R. Krause: for the City of Hartford. I am speaking on behalf of the Hartford City Manager Eli Freedman, who is also, Chairman of the Legislative Committee for the Connecticut Town and City Managers Association.

Very briefly, on this bill, we feel that it may have a generally beneficial effect particularly in the area of teacher negotiations. We, therefore, support the bill.

Chr. Badolato: Lest anyone get the wrong impression. You mentioned the City Manager being chairman of an organization. Did that organization go on record for or against this bill?

R. Krause: The organization itself did not go on record on the bill. The organization has four legislative chairmen for four different subject matter areas and has asked each legislative chairman to take positions with respect to the bills within his area of jurisdiction.

Chr. Badolato: Thank you.

Sen. Dowd: Senator Thomas Dowd, 25th District. Sir, have you found the qualifications of the arbitrators a problem?

R. Krause: Just within the area of the useful negotiations under Public Act 159. We have had some general impressions that there have been certain problems with respect to teacher negotiations under Sec. 2-153, I believe it is, and we thought that in this particular area, the bill may be beneficial.

Chr. Badolato: Thank you. Is there anyone else in favor? Anyone in opposition? Then we will move on to H. B. 6767 (Rep. Ratchford of the 167th Dist., Rep. Kennelly of the 1st Dist., Rep. Ajello of the 118th Dist., Sen. Alfano of the 7th Dist., Sen. Caldwell of the 23rd Dist., Rep. Papandrea of the 78th Dist., Rep. Mahaney of the 19th Dist., Rep. Prete of the 114th Dist., Rep. O'Neill of the 52nd Dist., Rep. Hannon of the 16th Dist., Rep. Morris of the 111th Dist.) AN ACT BANNING RECRUITMENT OF OUT-OF-STATE STRIKE BREAKERS IN CONNECTICUT LABOR DISPUTES. Anyone in favor?

J. Bober: Mr. Chairman. My name is Joseph Bober. I am Secretary-Treasurer of the State Labor Council. I spoke on a bill at the last Hearing of the Labor Committee. It is a little stronger than this bill. This bill would have you prohibit the recruitment of out-of-state strike breakers for use in labor disputes. We favor more stringent provisions to prohibit the hiring of strike breakers out-of-state.

The present law prohibits only the recruitment of professional strike breakers. I might remind the Committee there is a law

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the question's on acceptance of the Joint Committee's favorable report and passage of the Bill as amended by House Amendment Schedule "A". All those in favor will indicate by saying "aye". Opposed. Bill is passed. EFH

THE CLERK:

Page 9, Calendar No. 1079, Substitute for H.B. No. 6659,
an Act concerning the qualifications of the public member of the
State Board of Mediation and Arbitration.

PETER W. GILLIES:

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

MR. SPEAKER:

The question's on acceptance and passage. Will you remark.

PETER W. GILLIES:

Yes, Mr. Speaker. This Bill simply sets up certain qualifications or restrictions on persons who may serve in the capacity of an arbitrator or mediator for general public use. Those persons who have been engaged in occupations which would, on their face, be in conflict with the objects of ^{which} the arbitration panel seeks to achieve, are excluded from this Bill. I would urge the adoption.

MR. SPEAKER:

Will you remark further on the Bill.

PETER W. GILLIES:

No, Mr. Speaker, though I stand corrected. I believe there's an Amendment, and I would ask that the Clerk read the

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Amendment.

EFH

MR. SPEAKER:

Would the Clerk please read House Amendment Schedule "A".

THE CLERK:

House Amendment Schedule "A", offered by Mr. Badolato, of the 30th. In Line 1, after Section 1 insert "for purposes of Chapter 561 of the General Statutes as amended, no person shall serve as member or alternate member of the State Board of Labor Relations and". In Line 5, delete 1 through the word "in", On Line 11, and insert "during any part of".

MR. SPEAKER:

You heard the Amendment. Is there a motion to address the Amendment.

PETER W. GILLIES:

Yes, Mr. Speaker. I would yield to Mr. Badolato at this time.

DOMINIC J. BADOLATO:

Mr. Speaker, the purpose of the Amendment is to provide that anyone that fits into the category as provided for in the law would not be eligible to serve as a public member of the State Board of Mediation and Arbitration, nor would they be able to serve as a member of the State Board of Labor Relations. It's a feeling of those people that are concerned about the State Labor Relations Board that that Board historically has been one that has not had anyone from either labor nor from management serving as a member of that Board. The establishment of that Board clearly provided that it should be people that are separated and have no affiliation at

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all from the people that do business with the State Labor Relations Board. Historically there has never been anyone appointed to that Board with that affiliation. We feel that there ought to be a provision in the law to see to it that it does not happen. It's a good Amendment, and I hope it passes.

MR. SPEAKER:

Remark further on House Amendment Schedule "A".

PETER W. GILLIES:

Mr. Speaker, without wishing to delay the business of the House, I wonder if this matter could be passed temporarily as the Amendment was not provided the other side in the time for them to review it. So if it could just be passed temporarily. There seems to be no problem, but we'd like...

MR. SPEAKER:

Does the gentleman from the 122nd care to have the matter passed temporarily?

GERALD F. STEVENS:

Mr. Speaker, it may have been delivered over here, but I did not have it. Just this moment got an opportunity to read it. I would appreciate the courtesy.

MR. SPEAKER:

Certainly. The matter will be passed temporarily. The Clerk return to the call of the Calendar.

THE CLERK:

The Clerk has a favorable report from the Joint Standing Committee on Appropriations on a raised Bill, H.B. No. 9254, an Act creating a Department of Environmental Protection.

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The Clerk would call some items on Page 9. I don't believe they've been disposed of.

THE CLERK:

Correct. Second matter, Calendar No. 1079, Substitute for H.B. No. 6659, an Act concerning the qualifications of the public member of the State Board of Mediation and Arbitration.

PETER W. GILLIES:

Mr. Speaker, I move acceptance and passage of the Bill.

MR. SPEAKER:

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

PETER W. GILLIES:

Mr. Speaker, this simply establishes...

MR. SPEAKER:

Gentleman wish to move adoption of H.B. No. 6659.

PETER W. GILLIES:

Yes, I do, Mr. Speaker. I move...there is an Amendment. I would move acceptance of the Amendment.

MR. SPEAKER:

The Clerk will please call and read Amendment Schedule "A".

THE CLERK:

House Amendment Schedule "A", offered by Mr. Badolato, of the 30th. In Line 1, after Section 1, insert "for purposes of Chapter 561 of the General Statutes as amended no person shall serve as a Member or alternate Member of the State Board of Labor Relations" and in Line 5 delete 1 through "in", and Line 11 insert

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"during any part of".

EFH

PETER W. GILLIES:

Mr. Speaker, we discussed this Amendment earlier. It was passed temporarily in order to give Mr. Stevens an opportunity to review the matter. Mr. Badolato adequately addressed himself to this question, and I move the adoption of the Amendment.

MR. SPEAKER:

Will you remark further on adoption of House Amendment Schedule "A".

GERALD F. STEVENS:

Mr. Speaker, I appreciate the time that was given for consideration, and I find after considering it that by adopting this Amendment I think we'd be making a serious mistake. This Amendment adds to the file Bill that no person shall serve as a Member or alternate Member of the State Board of Labor Relations, and then goes on to use the language in the file, which is prohibitory. Now, the State Board of Labor Relations has three Members. There are no public Members on the State Board of Labor... of Labor Relations, and consequently, the adoption of this Amendment would, in my opinion, keep people off that Board who have the necessary expertise to serve on the Board. As such, I think the Amendment would defeat the purpose of having that Board of qualified people who would serve in the public interest. We do not want people on that Board who have no background whatsoever in this field. Yet the Amendment would accomplish it. And for that purpose, I would oppose the Amendment.

MR. SPEAKER:

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Would you remark further on Amendment Schedule "A".

DOMINIC J. BADOLATO:

Mr. Speaker, that's exactly what Representative Stevens commented on that the Amendment was put in...exactly for that reason. The State Board of Labor Relations was never intended to provide membership on the Board for people that are either oriented to management or people that are oriented to labor. History shows that there were no, at any time, were there ever any Members appointed to that Board by any Governor those people that represented labor or management. The administrations of both Republicans and Democrats have over the years recognized that this Board was one that should be free from any ties to any side of the issue. The question of the State Board of Labor Relations is one where it should be a neutral body resolving the disputes that arise as a result of questions of recognition on/labor...^{...in}questions of recognition by an employer. The law as it is presently on the books recognizes that this should be a neutral Board, and what we are saying here is that we should carry forth by law what has been the practice since the establishment of this Board. And all administrations recognized that responsibility and that requirement.

MR. SPEAKER:

Further remarks on the Amendment.

ALBERT W. CRETELLA, JR.:

Mr. Speaker, point of clarification, Mr. Speaker. In the file as printed before us I note it starts out, "for purposes of Chapter 560". The Amendment says, "for purposes of Chapter 561. I'd like to know which is the correct Chapter. Was the

EFH

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Amendment intended to correct that deficiency?

EFH

MR. SPEAKER:

Does the gentleman from the 30th care to respond?

DOMINIC J. BADOLATO:

Yes, Mr. Speaker. Chapter 561 deals with the State Board of Labor Relations. Chapter 560 deals with the State Board of Mediation and Arbitration. They are both required. And as much as I'm on my feet and responding to a question, I would like to enlighten the House to the fact that neither labor nor management wants people on that Board that would represent one side or the other and be tied to one side or the other. I believe at the present time there were some appointments made that are...that clearly reflect a position of labor. Labor does not want this... does not desire that this be done with this Board. Labor feels that it should be an impartial Board, and we expect, and hope, that management feels the same way, and I'm sure that they would, if they understood that there were labor people appointed to this Board.

PETER W. GILLIES:

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

MR. SPEAKER:

Question's on a roll call. All those in favor indicate by saying "aye". Roll call vote will be ordered. Will you remark further on the Amendment, or should I announce an immediate roll call?

THE CLERK:

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I've got a favorable from Liquor Control, Substitute for H.B. No. 7014, sales authorized under package store permits. EFH

MR. SPEAKER:

Tabled for the Calendar and printing. Are there announcements or introductions. If not, the House will stand at ease.

THE CLERK:

Committee reports. Joint Standing Committee Appropriations, H.B. No. 5247, increasing the payment to volunteer fire companies for calls on limited access highways.

MR. SPEAKER:

Tabled for the Calendar and printing.

THE CLERK:

Appropriations. Substitute for H.B. No. 6512, appropriating funds for the expansion of the Eastern Connecticut Fire Training School.

MR. SPEAKER:

Tabled for the Calendar and printing.

THE CLERK:

Insurance. Substitute for H.B. No. 6495, Connecticut Vision Service, Incorporated.

MR. SPEAKER:

Tabled for the Calendar and printing.

THE CLERK:

The Clerk has a favorable report. Favorable Substitute report Joint Standing Committee on Insurance and Real Estate, Substitute for H.B. No. 5077, an Act concerning security deposits on real estate.

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MR. SPEAKER:

Tabled for the Calendar and printing.

PETER W. GILLIES:

Mr. Speaker, I would like to announce an immediate Republican caucus in the parking lot.

FRANCIS J. COLLINS:

Mr. Speaker, it's been cancelled.

MR. SPEAKER:

Just a minute. I'll announce that outside. Will the Members please be seated and the aisles cleared. The Members will be seated, the aisles cleared. For the benefit of the Members who have just returned we're on Page 9, Calendar No. 1079, Substitute for H.B. No. 6659, in your files 1174. Amendment "A" has been offered by the gentleman from the 30th, and a roll call has been ordered. Will you remark further on Amendment Schedule "A". Further remarks on Amendment Schedule "A". Now will the Members be seated. We'll proceed with the vote. Will the Members please be seated. The staff members please come to the well of the House, so we can proceed with the vote. The machine will be opened. Has every Member voted? Is your vote recorded in the fashion you wish? Will Commissioner Conklin please come to the well of the House. The machine will be locked. The Clerk will take a tally. The Clerk will call H.B. No. 6018. The Clerk will announce the tally.

MICHAEL L. MORANO:

Mr. Speaker, I rise for the purpose of changing my vote. I want to change it to "no".

MR. SPEAKER:

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The gentleman from the 151st is recorded "no" and wishes to be recorded "no". EFH

MICHAEL L. MORANO:

I thought I voted "no", and I did, and I wanted to vote "yes".

MR. SPEAKER:

In the words of that great American "hogwash". The Clerk will indicate that the gentleman from the 151st is present, in his seat, and wishes to be recorded in the affirmative. The Clerk will announce the tally on the Amendment. I suggest that the House Members stay in their seats.

THE CLERK:

Total number voting 145. Necessary for adoption 73. Those voting yea 73, plus the beloved one, for a total of 74. Those voting nay 71. Absent and not voting 32. The Amendment is adopted and ruled technical.

DOMINIC J. BADOLATO:

Mr. Speaker, I move for the passage of the Bill as amended.

MR. SPEAKER:

Will you remark.

DOMINIC J. BADOLATO:

And I move that it be on a roll call vote.

MR. SPEAKER:

Question's on a roll call. All those in favor indicate by saying "aye". Roll call will be ordered. Members please be seated. On the eve of Labor Day...I mean Memorial Day...would the

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Members please be seated. Will you remark further on the Bill as amended. Further remarks on the Bill.

FRANCIS J. COLLINS:

Mr. Speaker, through you a question to the gentleman from the 30th. The question, Mr. Speaker, is would the passage of this Bill as amended require the resignation of any present Member of either the State Board of Mediation or the State Labor Board?

MR. SPEAKER:

Does the gentleman from the 30th care to respond?

DOMINIC J. BADOLATO:

Mr. Speaker, I don't know whether there's anybody on the Board at the present time that wouldn't qualify under this Act. If there were, I would expect that they would be gracious enough to resign. Certainly we would hope that they would. I know that if there were anybody on there that represented labor, I'm sure that those people from the labor movement would request them to resign. I'm sure that they would then meet with those people that come from industry and business and see if they might convince them to get the other people to resign. But certainly it's clear that this law is intended to provide that those people that are closely aligned to either industry or labor would not serve in a position that required neutrality.

FRANCIS J. COLLINS:

Mr. Speaker, I don't think I got an answer. I don't think I got an answer, but I think I did get the intent of this particular Bill, and I think it's a sad day when we come to the hall of this House with a Bill directed at somebody who was

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apparently serving on one of these Boards. It's significant to note that a labor representative, Mr. Driscoll's term just expired in April. We didn't see in the last two Sessions any great cry by the labor people to have this kind of legislation before us, but now that there's a new administration with some appointments, we see Bills apparently aimed at individuals coming in our files, and the Chairman of the Labor Committee and graciously saying that it's not directed towards any one individual. That's a lot of bunk. It's a lousy Bill, and it ought to be defeated.

MR. SPEAKER:

Further remarks on the Bill.

WILLIAM A. O'NEILL:

Mr. Speaker, through you a question of the gentleman from the 30th. Did this apply to Mr. Driscoll?

DOMINIC J. BADOLATO:

Mr. Speaker, I'm happy to hear the distinguished Minority Leader comment about Mr. Driscoll, but I would like to point out to the Members of the House and especially to the distinguished Minority Leader that Mr. Driscoll was properly serving on the State Board of Mediation and Arbitration. He was serving in a position that was restricted to labor representatives on that Board. He was not serving as a public Member. This Bill, if it's enacted, is directing itself to that position that requires someone representing a public...the public in general...and not industry or labor. And so that you might all understand clearly again the makeup of this Board, I think that I might just as well, now that I was asked a question, the State Board of Labor...of Mediation and Arbitration

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is a tri-party panel comprised of one that clearly represents industry, another one that clearly represents labor, and the third Member that is supposed to represent the general public. And this is what the Bill is directing itself to. The State Board of Labor Relations, which the Amendment deals with, is intended to keep the State Board of Labor Relations a neutral Board. It has been a neutral Board since its inception. We're fearful that that Board might be destroyed by appointment to it those people that are either aligned to Labor or to industry. We feel that that Board should clearly be a neutral Board, and the Amendment is intended to do that. It has this Bill as amended has the support of labor ...labor who is armed with the knowledge that recently two people were appointed that do have a labor background, and they feel that they should not serve on a Board that is intended to be a neutral Board.

FRANCIS J. COLLINS:

Mr. Speaker, ~~Just~~ briefly, Mr. Speaker, to...just so my friend from the 30th won't feel I wasn't informed on this, we never thought that Mr. Driscoll was the public representative on this Board anyway. But outside of that particular comment, Mr. Speaker, if you carry the Labor Committee's Chairman's remarks to its conclusion, we should never have any teachers on School Boards or State Boards of Education. We should never have lawyers as judges. We should never have anyone...everybody's agreeing with me...I'd better watch out...we should never have anybody involved in any kind of professional or employment background in a Board on which they serve. But still my contention is that this Bill is directed

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specifically at an individual, and I think it's a bad way to pass legislation. EFH

MR. SPEAKER:

Further remarks on the Bill.

BERNARD L. AVCOLLIE:

Mr. Speaker, after listening to the honorable minority leader's comments, I can't help but wonder where he was when we were arguing that tenants-housing authority Bill. No tenants on Housing Authorities a few days ago. I guess it depends on what Board we're talking about or whether we're talking about Democrats or Republicans, or labor or management.

MR. SPEAKER:

Further remarks before we vote. I'll announce the immediacy of the roll call. Further remarks. If not, would the Members be seated and the aisles cleared. The machine will be opened. Has every Member voted? Is your vote recorded in the fashion you wish? Representative Morano? The machine will be locked. The Clerk will take a tally.

MICHAEL L. MORANO:

Mr. Speaker, I...inadvertently I have voted in the negative, and I'd like to be registered positive, please.

MR. SPEAKER:

It's a good thing we passed that bi-lingual Bill this Session. The Clerk correct the vote of the gentleman of the gentleman from the 151st.

THE CLERK:

Total ~~number~~ voting 146. Necessary for passage 74.

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Yeas 75. Nay 71. Absent and not voting 31.

EFH

MR. SPEAKER:

Bill is passed.

DOMINIC J. BADOLATO:

Mr. Speaker, I think I'll save the honorable Minority... Assistant Minority Leader a problem, and I'll move that we reconsider, and I would urge that those people that voted "yes" this time vote "no", and I would urge, and I would move that it be by roll call.

MR. SPEAKER:

Question's on a roll call. All those in favor indicate by saying "aye". Will you remark on reconsideration.

FRANCIS J. COLLINS:

Mr. Speaker. Just briefly, Mr. Speaker, as long as we have most people in the hall. I certainly think that everyone who voted "yes" should be consistent and vote "yes" on this particular motion. I think we ought to reconsider the Bill. It's still bad. We ought to give it a little life and get rid of it on Tuesday.

MR. SPEAKER:

Will you remark further on reconsideration. Senor Ajello.

CARL R. AJELLO, JR.:

Just to prove that it shows whose ox is being gored, I think to be consistent, those who voted "no" should vote "no".

IRVING J. STOLBERG:

Mr. Speaker, both of these suggestions are a classic example that a foolish consistency is the hobgoblin of little

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minds.

MR. SPEAKER:

I'm sure he missed Memorial Day speech.

~~XXXXXXXXXXXXXXXXXXXX~~ CARL R. AJELLO, JR.:

I'm sure he must have been referring to Mr. Ajello. I did think he was half right, Mr. Speaker.

MR. SPEAKER:

Are there any more half-truths? Will the Members please be seated. Question's on reconsideration. If in favor of reconsideration vote "yes". If you're opposed to reconsideration vote "no". The machine will be opened. Has every Member voted? Is your vote recorded in the fashion you wish? Mr. Morano?

MICHAEL L. MORANO:

Mr. Speaker, I don't want to change.

MR. SPEAKER:

Sorry about that. The machine will be locked. The Clerk will take a tally.

THE CLERK:

Total number voting 147. Necessary for reconsideration 74. Yea 72. Nay 75. Absent and not voting 30.

MR. SPEAKER:

The consideration is lost. The Clerk will continue with the call of the Calendar.

THE CLERK:

Page 6 of the Calendar, second from the bottom, Calendar No. 560, S.B. No. 989, an Act concerning confidentiality of records concerning morbidity and mortality.

EFH

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initiated this conversation.

THE CHAIR:

All scored frequent points. Will you remark further? If not all those in favor of a roll call vote, signify by saying aye. AYE. Opposed nay? The ayes have it. A roll call will be had immediately in the Senate. The question is on the bill as amended by Mr. Clerk.. As amended by Senate Amendment Sch. B,C,D & E. The question is on the bill as amended.

Results of the roll call on Senate Bill 1186 As amended by Senate Amendment B,C.D, and E.

Whole number voting.....	35
Necessary for passage.....	18
Those voting Yea.....	18
Those voting Nay.....	17

The bill is passed.

THE CHAIR:

Senator Cutillo.

SENATOR CUTILLO:

Mr. President, I move for suspension of the rules for immediate transmittal to the House.

THE CHAIR:

Is there any objection. Hearing none the rules will be suspended for immediate transmittal to the House.

THE CLERK:

The Clerk has received under suspension of the rules from the House, Favorable report Joint Standing Committee on Appropriations on Substitute H.B. 6188 An Act Concerning Appropriations for the Expenses of the State for the Fiscal Period ending June 30, 1972.

THE CHAIR:

Table for the Calendar.

THE CLERK:

The next bill the Clerk has marked ready is Cal. 1099, File 1174 Favorable report of the joint standing committee on Labor and Industrial Relations on Substitute for H.B. 6659 An Act Concerning the Qualifications of the Public Member of the State

Board of Mediation and Arbitration.

THE CHAIR:

Senator Smith.

SENATOR SMITH:

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

THE CHAIR:

Will you remark?

SENATOR SMITH:

Mr. President, this bill simply establishes quite clearly by law, qualifications for those serving on the Board of Mediation. And it sets forth those qualifications for those who would represent labor. Those who would represent management. And those who would represent the public. It is made plainly clear in the law that tradition is to prevail. And so that it will continue. I move for passage of the bill.

THE CHAIR:

The question is on passage, will you remark further?

Senator Power.

SENATOR POWER:

Mr. President, I rise to oppose this bill. This bill is obviously pointed at one person. Unfortunately I cannot understand why this bill should be brought up at this point. If there were need for it possibly it should have been introduced several years back. But this particular bill involves ^agentlemen I know. A gentleman who is an expert in his field. Who belongs to many national boards of Mediation and Arbitration as a public member. And as received an appointment to the state Board of Mediation and Arbitration as a public member. And it is being objected to. I think the bill was introduced very spitefully to be quite frank with you. I think this gentleman will bring much expertise to this particular job. When he resigned from his position with an industrial firm. As far as I can ascertain all of the local labor leaders were very sorry to see him go. The people who he

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had been dealing with look upon him as a very fair and impartial man. In all of his dealings. And for some strange reason when he was appointed to the State Board of Mediation and Arbitration by the Governor. A lot of people seem to take a reverse twist and look upon it in another manner. For this reason I oppose this bill, because it very obviously is aimed at this one particular person. And I know that there was desire to have the date of passage be retroactive. This did not happen. This particular bill will not effect the gentleman who was appointed. But I very strongly oppose it for the reasons it was introduced.

THE CHAIR:

Will you remark further? Senator Smith.

SENATOR SMITH:

Mr. President, expressly for the reasons I would imagine that Senator Power is acting from guilt in that it must be true then that the Governor did not indeed name a public member. But apparently the Governor has named one person who fits in one of the two descriptions in this bill. And if this person does not meet the description which clearly states that someone who has been associated with labor organizations. Or an employer subject to the Taft-Hartley Act. That they can't serve on the Board as a public member. Then apparently then, if its going to be admitted that if we adopt this act. That its going to harm the person whom the Governor has named, although he didn't name that person. If its going to harm that person, then apparently then its being admitted here before this body, that this person is not indeed a public member. Senator Power mentioned and said that if there was a problem it should have been done some years back. We submit that the record shows it was unnecessary. Past Governors has have boliged the time honored tradition of naming persons in public position. Those who were indeed members or representatives of the general public unassociated with any side whether it be labor or management. And I move Mr. President when we vote it be taken by roll call.

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THE CHAIR:

A motion has been made for a roll call vote. All those in favor signify by saying aye. AYE. Opposed nay? NAY. More than 20% having voted a roll call vote will be had. Will you remark further on the bill? If not a roll call vote is ordered in the Senate.

For the benefit of those who want to use discretion in their vote. This is Cal. 1099, the fourth bill on page 4.

Results of the balloting on Cal. 1099 H.B. 6659

Whole number voting.....	35
Necessary for passage.....	18
Those voting Yea.....	18
Those voting Nay.....	17

The bill is passed.

THE CLERK:

The next item marked ready is Cal. 1104, File 1123 Favorable' report joint standing Committee on General Law, on Substitute H.B. 8505 An Act Concerning Inspection of Consumer Credit Reports.

THE CHAIR:

Senator Strada.

SENATOR STRADA:

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

THE CHAIR:

Will you remark?

SENATOR STRADA:

The Clerk has an amendment. Will he read it please?
I'm sorry, I move the waiving of the amendment.

THE CHAIR:

Hearing no objection the reading will be waived.

SENATOR STRADA:

Mr. President, this amendment proposes only to require that the creditor to disclose to the consumer that a credit report was obtained only in the event of a result of a report of an application. Or an application was rejected. The language in