

<b>Act Number</b>	<b>Session</b>	<b>Bill Number</b>	<b>Total Number of Committee Pages</b>	<b>Total Number of House Pages</b>	<b>Total Number of Senate Pages</b>
PA 71-93		6040	2	2	3
<u>Committee Pages:</u> <ul style="list-style-type: none"> <li>• <i>Labor &amp; Public Employees</i> 34</li> <li>• <i>Labor &amp; Public Employees</i> 40</li> </ul>				<u>House Pages:</u> <ul style="list-style-type: none"> <li>• 1101-1102</li> </ul>	<u>Senate Pages:</u> <ul style="list-style-type: none"> <li>• 986-987</li> <li>• 1104</li> </ul>

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**CONNECTICUT  
GENERAL ASSEMBLY  
HOUSE**

**PROCEEDINGS  
1971**

**VOL. 14  
PART 3  
974-1450**

Mr. Speaker, this particular piece of legislation allows the local dog wardens seven days to notify their State K-9 Control Officer of a dog in his possession, the same length of time is already allowed for his publication of the same fact. It's a good bill, Mr. Speaker, it ought to pass.

THE SPEAKER:

Further remarks on this dog bill? The question is on acceptance and passage. All those in favor indicate by saying aye. Those opposed? The bill is PASSED.

THE CLERK:

Calendar No. 181, H.B. No. 6040, An Act Concerning Exceptions to the Payment of Overtime, File No. 149.

MR. BADOLATO (30th):

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

THE SPEAKER:

The question is on acceptance and passage. Will you remark?

MR. BADOLATO (30th):

Mr. Speaker, this bill adds to the exceptions to the payment of overtime under our state statutes the helpers who would be covered under the Fair Labor Standards Act of the United States Government. I urge its passage. By the way, Mr. Speaker, I would like to add also that both the employee organizations and the employers appeared at the hearing and supported this bill.

THE SPEAKER:

Further remarks on the bill? If not, the question is on acceptance and passage. All those in favor will indicate by saying aye. Those

opposed? The bill is PASSED.

THE CLERK:

Calendar No. 182, Substitute for H.B. No. 6767, An Act Banning Recruitment of Out-of-State Strike Breakers in Connecticut Labor Disputes.

MR. AJELLO (118th):

Mr. Speaker, I move that Calendar No. 182, Substitute for H.B. No. 6767 be placed at the foot of the calendar.

THE SPEAKER:

Is there objection? Hearing none, so ordered.

THE CLERK:

Calendar No. 185, Substitute For S.B. No. 1102, An Act Concerning Reckless Driving.

MR. CARROZZELLA (81st):

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

THE SPEAKER:

Welcoming the gentleman back from the land of hot lights and television cameras, the Chair recognizes the gentleman from the 81st.

MR. CARROZZELLA (81st):

Mr. Speaker, I think we're all concerned in this House with highway safety. This is an effort on the part of the Judiciary Committee to promote better highway safety in the State of Connecticut and what we're doing here is tightening up the reckless driving statute.

Under present law, for instance, an individual can be operating his motor vehicle at two o'clock in the morning down I-91 with five teenagers in the car, going at a speed of 100-110 miles an hour, no other cars on the road. The only thing that this person can be charged with under present

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**SENATE**

**PROCEEDINGS  
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30.

THE CHAIR:

Will you remark?

SENATOR STRADA:

Mr. President this bill constitutes Uriel Lodge 24 a body corporate noted to entitle them ..

THE CHAIR:

Senator would you hold up just a minute until that announcement is finished.

Would you start all over.

SENATOR STRADA:

Mr. President this bill constitutes Uriel Lodge 24 a body corporate in order to entitle them to take property in their name. Uriel Lodge is a Masonic Lodge serving a valuable purpose in the community. It is composed of good citizens who worked for the well being of their organization. And for their fellow citizenry in general. This bill is simply a mechanism whereby they may take title in their name. I urge its passage.

THE CHAIR:

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

THE CLERK:

Calendar No. 177, File No. 149 Favorable report Joint Standing Committee on Labor and Industrial Relations H.B. 6040 An Act Concerning Exceptions to the Payment of Overtime.

THE CHAIR: Senator Smith.

April 13, 1971

31.

SENATOR SMITH:

Mr. President, I move for acceptance of the Joint Committee's Favorable report and passage of the bill in concurrence with the House.

THE CHAIR:

Will you remark?

SENATOR SMITH:

Mr. President, this bill simply removes the employees of state and municipal.. sorry I have the wrong bill.

This bill simply adds helpers to those drivers who are now presently exempted from the provisions of our state statutes 3-176B to 31-76J of the Connecticut General Statutes. The Secretary of Transportation is added to the Interstate Commerce Commission in having the power to establish qualifications in maximum hours of service in accordance with provisions of applicable federal law. I don't need to go into additional details unless there are some further questions on it.

THE CHAIR:

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

THE CLERK:

Cal. No. 178, File No. 122 Favorable Report Joint Standing Committee on Labor and Industrial Relations H.B. 7661 An Act Concerning Extending the Minimum Wage Law to Public Employees and Educational Charitable and Like Employees as Amended by House Amendment Sch. A.

April 15, 1971

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The previous bill, passed, had been previously amended by House Amendment Schedules A. And it was not discussed in that fashion although by some it was so understood and thank you for pointing it out Senator Finney.

THE CLERK:

CAL. NO. 177 File No. 149. Under Reconsideration. House Bill No. 6040.

Favorable report of the joint committee on Labor and Industrial Relations.

An Act Concerning Exceptions to the Payment of Overtime.

SENATOR CALDWELL:

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

Just to say that this is a matter that we reconsidered by mistake, Mr. President, we had intended to reconsider something else, therefore, I move that we once again pass this bill.

THE CHAIR:

You want to un-reconsider. Motion is on passage of the bill. Will you remark further/ If not, all those in favor signify by saying, "aye".

Opposed, "nay". The bill is passed.

SENATOR CALDWELL:

Mr. President, if there is no further business, I move that we adjourn until Tuesday, at 1 O'Clock and I would like to point out that commencing next week, we will be meeting Tuesday, Wednesday, Thursday and Friday.

THE CHAIR:

If there is no objection, the Senate will stand adjourned until Tuesday.

THE SENATE AT 5:52 P.M.: ADJOURNED TO MEET ON TUESDAY, APRIL

20, 1971 at 1 P.M.

**JOINT  
STANDING  
COMMITTEE  
HEARINGS**

**LABOR  
AND  
INDUSTRIAL  
RELATIONS**

**1-347**

**1971  
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LABOR AND INDUSTRIAL RELATIONS

FRIDAY - 1:00 P.M.

FEBRUARY 19, 1971

Irving Ribicoff: Now, basically, as the truckers indicated, our big problem here is that we are concerned by these problems which arise because of the attempt by the State of Connecticut in a rather simple group of Statutes to try to cover the areas and the methods of the Fair Labor Standards Act and we believe, basically, that most of these problems should be left in the more inclusive provisions of the Fair Labor Standards Act, where that Act applies.

Now, so far as we are concerned, we speak in favor, primarily, of S. B. 926 (Sen. Caldwell of the 23rd) AN ACT CONCERNING DEFINING EMPLOYEE FOR PURPOSES OF THE MINIMUM FAIR WAGE AND OVERTIME and H. B. 6049 (Rep. Papandrea of the 78th) AN ACT CONCERNING DEFINING EMPLOYEE FOR PURPOSES OF THE MINIMUM FAIR WAGE AND OVERTIME. They are both the same bill and S. B. 928 (Sen. Caldwell of the 23rd) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME and H. B. 6040 (Rep. Papandrea of the 78th) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME. Basically, what both of these bills propose to do, and they amend two different sections of the Act, is to provide that where a business is subject to the provisions of the Fair Labor Standards Act, the Connecticut Overtime Pay Act will not apply and we think that one can safely leave the protection of these people to the Fair Labor Standards Act as well as to the union bargaining agent. As a second choice, we would be interested in S. B. 925 (Sen. Caldwell of the 23rd) AN ACT CONCERNING DEFINING EMPLOYEE FOR PURPOSES OF MINIMUM FAIR WAGE AND OVERTIME, S. B. 924 (Sen. Caldwell of the 23rd) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME and H. B. 6046 (Rep. Papandrea of the 7th) AN ACT CONCERNING DEFINING EMPLOYEE FOR PURPOSES OF THE MINIMUM FAIR WAGE AND OVERTIME AND H. B. 6045 (Rep. Papandrea of the 78th) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME, which are the same.

Basically, these are clarifications and this problem arises out of the fact that in the interpretation of the law which presently exempts employees employed in a manufacturing establishment covered by the Fair Labor Standards Act, the Commissioner has taken the position that the word "in" which in this case, we believe, should be interpreted to mean "by" as it does in every other section of the exceptions means inside the walls. So, that if you work in a manufacturing establishment covered by the Fair Labor Standards Act and your work keeps you inside the factory wall all day, then you are under the exemption. However, if you are

LABOR AND INDUSTRIAL RELATIONS

FRIDAY - 1:00 P.M.

FEBRUARY 19, 1971

Com. Ricciuti: Minimum Wage. This is for coverage. I am opposed to those bills also. Again, I understood that if individual states or if the states themselves as a group do not fulfill their responsibilities to the people, all the people, that usually the Federal government steps in and sets up legislation of its own. That's not the case here. I looked at the figures this morning and in the last fiscal year a half-a-million dollars was collected by the Minimum Wage Division of the State Labor Department. A half-a-million dollars because employers did not pay minimum wages because in some cases they did not pay overtime. In some cases, they didn't pay all the wages that were due employees.

Now, when we find a case where there is joint jurisdiction, where both the State and the Federal government is involved, and there are those cases, either the State steps out or the Federal government steps out. There are no duplicate inspections and, as a matter of fact, while both the State and the Federal government are hard pressed at this point as far as money is concerned, we do have a better system of inspections in the State. We have more people working for the Minimum Wage Department and Wage Enforcement than we have had over a period of years and the only result that you would have from this kind of legislation would be this. Naturally, you probably would have to lay-off the people in the Minimum Wage Division of the State Labor Department which at this point some people would think, you know, maybe that's a good thing but if you wanted to protect the workers of Connecticut, you then would have to put on more inspectors from the Federal government. Of course, some people might say, well, you know the Federal government is short of money and they won't put on any inspectors to police in the place of the State Minimum Wage inspectors who are going to be gone. Well, some people might like that, too, then there wouldn't be any enforcement of the law and our people would not be protected.

Now, for those reasons I am opposed to these bills.

Chr. Badolato: Thank you.

J. Bober: Mr. Chairman, Members of the Committee. Joseph Bober, Secretary of the Connecticut State Labor Council. Our Council opposes S. B. (Sen. Caldwell of the 23rd) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME, H. B. 6045 (Rep. Papandrea of the 78th) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME. S. B. 928 (Sen. Caldwell of the 23rd) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME, H. B. 6048 (Rep. Papandrea of the 78th) AN ACT CONCERNING EXCEPTIONS TO THE PAYMENT OF OVERTIME, H. B. 6040 (Rep.