

Legislative History for Connecticut Act

HB 5009	PA 19	1974
Senate - 161-163, 235-236		5
House - 82-84, 521-523		6
Liquor Control - 0		0
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Transcripts from the Joint Standing Committee Public Hearing(s) and/or Senate and House of Representatives Proceedings

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SENATE

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would move that it be placed on the Consent Calendar.

THE CHAIR:

Motion is to the Consent Calendar. Is there an objection?

Hearing none, so ordered.

THE CLERK:

Calendar No. 28, File No. 7, Substitute for House Bill No. 5009. AN ACT CONCERNING REGISTRATION OF BRANDS OF LIQUOR, with favorable report of Committee on Liquor Control. The Clerk has an amendment, Mr. President.

THE CHAIR:

Senator Zajac.

SENATOR ZAJAC:

Mr. President, I move acceptance of the Joint Committee Favorable Report and acceptance of the bill in concurrence with the House. Will the Clerk please read the amendment?

THE CLERK:

Senate Amendment, Schedule A, offered by Senator Zajac, 13th District, to Substitute House Bill 5009, File No. 7. In line 1 before "Section 30-63" insert "Section 1" after line 56 add Section 2 as follows: "Section 2, this act shall take effect from its passage"

THE CHAIR:

Senator Zajac

SENATOR ZAJAC:

Mr. President, its a very short amendment, technical amendment to the main bill, and I move acceptance of the amendment.

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C.G.C.

THE CHAIR:

Adoption of the amendment. Is there an objection?

Senator Alfano.

SENATOR ALFANO:

I certainly object to the amendment, here your asking for a bill to take effect immediately upon passage. It involves additional money to anybody involved in connection with this particular act and certainly they are entitled to have adequate notice. I think it's completely unfair. There is no drastic emergency to require legislation of this nature to take effect upon passage. The public's entitled to proper and adequate notice when any legislation is passed by this General Assembly unless it is an emergency. I think definitely that if this bill does pass, it should take effect as all bills do, on October 1.

THE CHAIR:

Senator Zajac.

SENATOR ZAJAC:

Mr. President, the amendment and the bill are actually very technical in nature. The bill does not change any registration fees, it retains the fees established by last years session, those being \$25 for initial fees and \$3 for brands. It's in the file Senator may I point to lines 15-22 with the brackets. It removes that verbage there and simply transforms it to lines 29, 26+37, retaining the same basic fees there is no increase in fees, it is a technical change which simply adjusted itself to using the terminology of out of state shipper and out of state manufacture.

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C.G.C.

It so happens that that is incorrect and there is no such classification as out of state manufacture he is the biller, he is the distiller, he is the out of state shipper. We are changing no fees. It does not increase any fees and the amendment for passage is technical and would allow to clear up our statutes. If there is any further questions, I would be more than happy to answer them Senator.

THE CHAIR:

Senator Alfano

SENATOR ALFANO:

Senator Zajac lines 30-37 does that not change the existing fees in connection with this present law?

SENATOR ZAJAC:

Through you Mr. President to Senator Alfano, no they do not, they are simply the same fees of \$25 for an out of state shipper on Line 31, which would be the same fees that are stated on Line 16 in the old statute. We are just cleaning up the language, it's just a technical change in the statutes for more easily understood language.

THE CHAIR:

Senator Alfano

SENATOR ALFANO:

Mr. Chairman, I think there is some confusion on this bill and I would request if there is no objection on the part of the Chairman, that we hold it over a day or so and I may look into it.

Wednesday, March 6, 1974

35.

THE CHAIR:

The Chair will open the machine for the vote. Does anyone object to closing the machine? The machine will be closed.

The results of the roll call vote on S.R. 19:

Whole Number Voting . . . . .	34
Necessary for Passage . . . . .	18
Those Voting Yea . . . . .	21
Those Voting Nay . . . . .	13
Those Absent and Not Voting . . . . .	2

THE RESOLUTION IS ADOPTED.

THE CLERK:

Proceeding with the Calendar, Mr. President.

THE CHAIR:

Please.

THE CLERK:

FAVORABLE REPORTS. Page 5 of the Calendar. Cal. 28, Substitute for House Bill 5009, AN ACT CONCERNING REGISTRATION OF BRANDS OF LIQUOR. Favorable report of the Committee on Liquor Control. The Clerk has an amendment.

THE CHAIR:

Senator Zajac.

SENATOR ZAJAC: (13th)

Mr. President, I move acceptance of the committee's favorable report and passage of the bill in concurrence with the House. The Clerk has an amendment. Will the Clerk please read the amendment. It's short.

THE CLERK:

Senate Amendment Schedule A, offered by Senator

roc

Wednesday, March 6, 1974

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Zajac of the 13<sup>th</sup>). In line 1, before "Section 30-63" insert "Section 1." After line 56, add Section 2 as follows: "Sec.2. This act shall take effect from its passage."

SENATOR ZAJAC:

Mr. President, I urge adoption of the amendment. The amendment is technical in nature and is self-explanatory.

THE CHAIR:

Question is on adoption of the amendment. All those in favor signify by saying Aye. Opposed nay. The ayes have it.

THE AMENDMENT IS ADOPTED and ruled technical.

SENATOR ZAJAC:

Mr. President, I move passage of the bill as amended by Senate Amendment Schedule A. The bill is technical. The fees do not change. It simply clears up some technical language between out-of-state shippers and state manufacturers. I urge passage of the bill.

THE CHAIR:

A motion to Consent?

SENATOR ZAJAC:

Yes, Mr. President, If there is no objection, I would move it to the Consent Calendar.

THE CHAIR:

Is there objection? Hearing none, so ordered.

THE CLERK:

Still on Page 5, Cal. 46, File 30, Substitute for Senate Bill 75, AN ACT CONCERNING THE LEGIBILITY OF DOCUMENTS TO

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Total Number Voting.....135  
 Necessary for Passage..... 68  
     Those voting Yea.....135  
     Those voting Nay..... 0  
     Absent and not Voting..... 15

djh

THE SPEAKER:

The joint committee's favorable report is accepted and the bill  
is PASSED.

THE CLERK:

Returning to your Calendar, page 4, Calendar No. 13, your File  
 No. 7, substitute for H.B. No. 5009, An Act Concerning Registration of Brands  
 of Liquor, favorable report of the Committee on Liquor Control.

MR. NEVAS (136th):

Could the record indicate that I have absented myself from the  
 hall during the debate and vote on this measure.

THE SPEAKER:

The record will so indicate in accordance with our rules. The  
 Clerk will please make the appropriate notation.

MR. O'NEILL (34th):

May the record also indicate that I absented myself from a  
 possible conflict of interest.

THE SPEAKER:

The record will so note that, in accordance with our rules. Now  
 we'll try it.

MR. WENZ (134th):

We'll try it again. Mr. Speaker, I move acceptance of the joint  
 committee's favorable report and passage of the bill.

THE SPEAKER:

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Question is on acceptance and passage. Will you remark?

djh

MR. WENZ (134th):

Yes, I will. Mr. Speaker, this is predominantly a technical change in the bill we passed in 1973 once again. The main change is on line 17 where it says "out of state manufacturer" we changed that language to read on line 31 and 32 "out of state shipper". It's purely to make the language conform to 30-18 of the existing statute. The main reason is anyone who brings alcoholic beverages into the State of Connecticut is licensed as an out of state shipper and not an out of state manufacturer. That language which appears in capitol letters in the balance of the text is nothing more than new draftsmanship which has been removed from lines 15 on down through 27. It says the same thing. The only thing we're doing is changing the terminology. It's a good bill; I urge passage.

THE SPEAKER:

Will you remark further on acceptance and passage?

MR. AJELLO (104th):

I may have missed the explanation but sir but could I inquire of the distinguished chairman whether or not these are new fees or a reworking of the existing fees.

THE SPEAKER:

Does the gentleman from the 134th care to respond?

MR. WENZ (134th):

Yes, Mr. Speaker, through you, we have not changed any fees. All those fees were in the original language which we passed in 1973. The only thing we've changed is the termination of out of state manufacturer to out of state shipper. They will pay no additional fees at all.

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MR. AJELLO (104th):

djh

Thank you, sir.

THE SPEAKER:

Will you remark further on acceptance and passage? If not, if all members would please take their seats, non-members come to the well. All members please take their seats. Question is on acceptance and passage of substitute for H.B. No. 5009, Calendar No. 13 on page 4 of today's Calendar. The machine will be open. Has everyone voted? The machine will be closed and the Clerk please take a tally.

THE ASSISTANT CLERK:

Total number voting.....	132
Necessary for passage.....	67
Those voting Aye.....	132
Those voting Nay.....	0
Absent and not voting.....	18

THE SPEAKER:

The joint committee's favorable report is accepted and the bill is PASSED.

THE CLERK:

Page 4 of your Calendar, Calendar No. 14, File No. 2, substitute for H.B. No. 5008, An Act Concerning Contingency Reserve Accounts of Hospitals and Medical Service Corporations, favorable report of the Committee on Insurance and Real Estate.

MR. JOHNSON (112th):

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

THE SPEAKER:

Question is on acceptance and passage. Will you remark?

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THE CLERK:

Disagreeing Action, page 4, Calendar No. 13, two Files Nos. 7 and 50, substitute for H.B. No. 5009, An Act Concerning Registration of Brands of Liquor (As Amended by Senate Amendment Schedule "A"), favorable report of the Committee on Liquor Control.

MR. WENZ (134th):

Mr. Speaker, the Clerk has an amendment, Mr. Speaker.

THE DEPUTY SPEAKER:

Will the Clerk please read Senate Amendment A.

THE CLERK:

Senate Amendment Schedule A to your, it's reprinted in your file now, File No. 50.

In line 1, before section 30-63 insert section 1.

After line 56, add section 2 as follows:

Section 2. This act shall take effect from its passage.

MR. WENZ (134th):

It's a very simple amendment, Mr. Speaker, as the Clerk said, it makes this act effective on passage. I urge adoption.

THE DEPUTY SPEAKER:

Question is on the adoption of Senate Amendment A. Allthose in favor of passage, signify by saying aye. Opposed? Senate Amendment A is PASSED. I rule it technical in nature.

MR. WENZ (134th):

Yes, Mr. Speaker. I now move acceptance and passage of the joint committee's favorable report as submitted by Senate A.

THE DEPUTY SPEAKER:

djh

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Question is on acceptance and passage as amended by Senate Amendment

djh

A. Will you remark please.

MR. WENZ (134th):

Yes, Mr. Speaker. We passed the bill without the amendment several weeks ago. It's strictly a technical change. It changes the language "out of state manufacturer" to out of state shipper. There are no fees provided for other than those provided in Public Act No. 73-535 of the 1973 session. It's a good bill and I urge its adoption.

THE DEPUTY SPEAKER:

Are there any further remarks? If not, the Chair will ask the Clerk to announce an immediate roll call outside of the House.

MR. NEVAS (136th):

Mr. Speaker, could the Journal indicate that I have absented myself from the House during the vote.

THE DEPUTY SPEAKER:

The Clerk will so note. Will all members please take their seats, the aisles be cleared, all non-members come to the well of the House. The machine will be open. Have all members voted? Rep. Sweeney voted? The machine will be closed and the Clerk will please take a tally. The Clerk will please note that the Speaker will vote in the affirmative and the Speaker would like to thank the lady from Danbury. He was obsessed by her beauty and forgot to vote! The Clerk will announce the tally.

THE ASSISTANT CLERK:

Total Number Voting.....	131
Necessary for Passage.....	66
Those Voting Yea.....	131
Those Voting Nay.....	0
Absent and Not Voting.....	20

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THE DEPUTY SPEAKER:

The Committee's favorable report is accepted and the bill is PASSED as amended by Senate Amendment A.

The Clerk will please proceed.

THE CLERK:

Returning to a matter passed temporarily. On page 2, Calendar No. 71, substitute for H.B. No. 5092, your File No. 32, An Act Concerning Emergency Treatment of Mental Patients, favorable report of the Committee on Public Health and Safety. The Clerk is in possession of House Amendment Schedule A.

MRS. RAPOPORT (73rd):

Mr. Speaker, the Clerk is in possession of an amendment. Will she read the amendment please, sir.

THE DEPUTY SPEAKER:

The Clerk please read the amendment.

Let's have a little quiet so we can get out of here.

THE CLERK:

File No. 32.

In line 9, delete the words "one qualified physician" and insert in lieu thereof words "two qualified physicians".

I'm sorry. This is House Amendment Schedule B. House A was already adopted.

MRS. RAPOPORT (173rd):

Mr. Speaker, this amendment is quite simple. The sensitivity of the diagnosis of a mental patient, whether voluntary or involuntarily confined to a mental hospital is so important a decision that three qualified physicians is imperative. The head of the hospital and two qualified physicians

djh