

Legislative History for Connecticut Act

HB 8519	PA 75-618	of Act	<u>1975</u>
House	6134-6138		5
Senate	3690		1
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			6 p.

Transcripts from the Joint Standing Committee Public Hearing(s) and/or Senate and House of Representatives Proceedings

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1975

VOL. 18
PART 13
6010-6572

Tuesday, June 3, 1975 34.

MR. SPEAKER:

efr

The gentleman's voting lever was operative. He's already recorded as voting in the affirmative. The Clerk please announce the tally.

The following is the result of the vote:

Total number voting	139
Necessary for passage	70
Those voting yea.	139
Those voting nay.	0
Those absent and not voting	12

The bill as amended is passed.

THE CLERK:

Page 2 of the Calendar. On Page 2, Calendar 1251, Substitute for H.B. 5490, an Act concerning maximum size of Regional Boards of Education, File 1092.

NATALIE RAPOPORT:

Mr. Speaker. Thank you, Mr. Speaker. Due to the action just taken by the House in adopting Senate "C" and Senate "D" on the previous bill, I recommend this bill to be recommitted to the Education Committee. There is no need for it.

MR. SPEAKER:

Is there objection to the motion to recommit? Hearing none, the bill is recommitted.

THE CLERK:

Page 3, third item, Calendar 1349, Substitute for H.B. 8519, an Act concerning deceptive practices.

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RAYMOND C. FERRARI:

efr

Mr. Speaker. Thank you, 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?

RAYMOND C. FERRARI:

Yes, sir, Mr. Speaker. The Clerk has an amendment, L.C.O. 9698, and I would ask that it be called.

TAPE
#5

MR. SPEAKER:

The Clerk please call L.C.O. 9698, House Amendment "A".
The Clerk please call House "A". The Clerk please read.

THE CLERK:

House Amendment Schedule "A", Mr. Ferrari, of the 15th, L.C.O. 9698. In line 33, strike the opening bracket after the word "to". In line 37, strike the closing bracket after the number "(2)". In line 242, insert a closing bracket after the word "thereby". In line 243, delete the closing bracket after the word "suffers". Delete Section 6 and renumber the remaining sections accordingly. In line 427, strike the words "subsection (a) of section 4" and insert in lieu thereof "subsection (d) of section 3".

RAYMOND C. FERRARI:

Mr. Speaker. Yes, Mr. Speaker. In regard to the amendment, the amendment embraces certain corrections which were necessary in order to correct drafting difficulties with the bill.

'There were certain mistakes made in the drafting of the bill.

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Additionally, the amendment also embraces certain changes in the efr bill, which are being made in consultation with the Committee Chairman in order to meet some objections raised by Members of the Assembly.

MR. SPEAKER:

And the gentleman moves its adoption?

RAYMOND C. FERRARI:

Yes, sir.

MR. SPEAKER:

Will you remark further on adoption of House "A"? If not, the question's on its adoption. All those in favor will indicate by saying "aye". Opposed. House "A" is adopted. Will you remark further on the bill as amended?

RAYMOND C. FERRARI:

Yes. Thank you, Mr. Speaker. Mr. Speaker, Members of the House, we have before us today a bill which clarifies and expands the duties and the powers of the Commissioner of Consumer Protection in the area of dealing with consumer fraud. The bill clarifies the fact that the Commissioner has the power to adopt regulations concerning what is a deceptive trade practice. Additionally, it expands the ability of the Commissioner of Consumer Protection to investigate deceptive trade practices. Mr. Speaker, this is a very necessary piece of legislation. It is essential to the enforcement of the current law on the books that the powers of the Commissioner be redefined and expanded as they are in this Act. Mr. Speaker, I move adoption of the bill.

Tuesday, June 3, 1975 37.

ASTRID T. HANZALEK:

efr

Mr. Speaker, I rise to an inquiry of the gentleman from the 15th.

MR. SPEAKER:

Please frame your question.

ASTRID T. HANZALEK:

I have before me...I realize we just passed an amendment called Amendment Schedule "A"...I have before me two amendments to this bill, both numbered L.C.O. No. 9698. The two are quite different insofar as one is considerably longer than the other. Could the gentleman please tell me whether in addition to the corrections in line 33 and 37 we are also moving brackets in lines 242, 243 and also in line 427 striking words and substituting, or whether it's the shorter amendment with that same L.C.O. number?

MR. SPEAKER:

The Chair has asked that a copy of the L.C.O. 9698 as read by the Clerk be furnished to the lady from the 61st.

ASTRID T. HANZALEK:

Thank you, Mr. Speaker. It is the longer of the two amendments. Thank you.

MR. SPEAKER:

Will you remark further on the bill as amended? If not, will the Members please be seated; the staff come to the well. The machine will be opened. Have all the Members voted? Is your vote properly recorded? The machine is still open. If all the Members have voted, the machine will be closed, and the

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Clerk will take a tally.

efr

The following is the result of the vote:

Total number voting	138
Necessary for passage	70
Those voting yea.	138
Those voting nay.	0
Those absent and not voting	13

The bill as amended is passed.

THE CLERK:

Page 3 of the Calendar, Calendar 1385, S.B. 1763, an Act validating the notice given by Alexander Plaksa to the Towns of Willimantic and Windham. Judiciary.

JAMES T. HEALEY:

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

MR. SPEAKER:

The question's on acceptance and passage in concurrence. Will you remark, sir?

JAMES T. HEALEY:

Yes, Mr. Speaker. The purpose of this bill is to validate a notice which was given on behalf of Alexander Plaksa to Willimantic and to Windham. The situation, as I understand it, is this. The incident complained of took place on September 2, 1973. Under the provisions of Section 7-465, a claimant against a municipality who is attempting to assert responsibility of a municipality for accidents to employees is required to give notice to the municipality of such claim within six months and

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1975

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1975 - GENERAL ASSEMBLY

SENATE

WEDNESDAY

JUNE 4, 1975

LFU
120HB-8519ACT CONCERNING DECEPTIVE PRACTICES, as amended by House A.

THE CHAIR:

Senator Ciccarello.

SENATOR CICCARELLO:

Mr. President, I move acceptance of the Committee's Favorable Report and passage of the Bill.

THE CHAIR:

Will you remark on it, Senator?

SENATOR CICCARELLO:

Mr. President, this Bill clarifies and alters the Unfair Practice Act, commonly known as the Baby FDC. This Act prohibits unfair methods of competition and/or unfair or deceptive acts or practices in the advertising offering for sale, selling or distributing of any goods or services. The Bill, as written, clarifies that the Commissioner of Consumer Protection may, by regulation, establish unfair or deceptive acts and practices. It eliminates the written request which must currently precede the entry of business establishments for investigatory purposes. It establishes the administrative remedy of a consent order and authorizes an injunction to be sought in lieu of other adjudicative hearings. There are other provisions. It's a good Bill and will strengthen our FDC Bill and I urge its adoption. If there is no objection, I move its placement on the Consent Calendar.

THE CHAIR:

The Bill has been moved to the Consent Calendar. Do I hear an objection? Hearing none, it is so ordered.