

Legislative History for Connecticut Act

SB 465	PA 194	1976
Senate	p. 1267 consent	1
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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1976

VOL. 19
PART 3
856 1305

1976 - GENERAL ASSEMBLY

SENATE

TUESDAY

APRIL 20, 1976

48
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THE CLERK:

Calendar 467, File 479, Favorable Report of the Joint Standing Committee on Judiciary, Substitute for Senate Bill 465, AN ACT CONCERNING THE STATUS AND SENTENCING OF JUVENILES TRANSFERRED TO THE SUPERIOR COURT.

THE CHAIR:

Senator Barry.

SENATOR BARRY:

I move acceptance of the Joint Committee's Favorable Report and passage of the Bill.

THE CHAIR:

Remark on it, Senator?

SENATOR BARRY:

Mr. President, all this Bill does is amend the statute that has to do with the sentencing of adults. It brings into the statute how juveniles are handled when they are transferred to the Superior Court in accordance with the murder statute which has been on the books for a number of years and the felony statute which was passed in 1975. I move that if there is no objection, that it be placed on the Consent Calendar.

THE CHAIR:

Hearing none, it is so ordered.

THE CLERK:

Turning to page eight of the Calendar please, Calendar 483, File 486, Favorable Report of the Joint Standing Committee on Finance, Senate Bill No. 375, AN ACT CONCERNING THE TAX ON NET PREMIUMS OF NONRESIDENT AND FOREIGN INSURANCE COMPANIES.

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1976

VOL. 19
PART 7
2671-3172

Monday, April 26, 1976 4.

Consent Calendar. All those in favor signify by saying "aye". efr
 Those opposed. The Resolutions on today's Consent Calendar are
adopted.

THE CLERK:

Page 1, Consent Calendar. Calendar No. 787, H.B. 5603,
 an Act concerning the registration fee for motor vehicles used as
 school busses.

ROBERT J. CARRAGHER:

Mr. Speaker, I move acceptance of the Joint Committees'
 favorable reports and passage of the following bills on today's
 Consent Calendar: Calendar No. 787, H.B. 5603, File 721; Calendar
 No. 796, H.B. 5976, File 740; Calendar No. 805, Substitute for
S.B. 619, File 418; Calendar No. 809, S.B. 436, File 446; Calendar
 No. 817, Substitute for S.B. 465, File 479; on Page 2, Calendar
 No. 818, S.B. 375, File 486; Calendar No. 819, S.B. 381, File 487;
 Calendar No. 820, Substitute for S.B. 398, File 502; Calendar No.
 823, Substitute for S.B. 34, File 503; Calendar No. 825, Substitute
 for S.B. 207, File 530; Calendar No. 847, S.J.R. No. 40, File 573;
 Calendar No. 848, S.J.R. 39, File 572; Calendar No 849, S.J.R. No.
36, File 574; on Page 3, Calendar No. 850, S.J.R. No. 34, File 575;
 Calendar No. 851, S.J.R. No. 32, File 571; Calendar No. 852, S.J.R.
No. 44, File 562; Calendar No. 853, S.J.R. No. 38, File 645;
 Calendar No. 854, S.J.R. No. 37, File 637; Calendar No. 855, S.J.R.
No. 35, File 639; Calendar No. 856, S.J.R. No. 30, File 558;
 Calendar No. 857, S.J.R. 33, File 643; on Page 4, Calender No. 858,
S.J.R. No. 31, File 646; Calendar No. 859, S.J.R. No. 43, File 635;
 Calendar No. 860, S.J.R. 41, File 565; Calendar No. 861, S.J.R.

JOINT
STANDING
COMMITTEE
HEARINGS

JUDICIARY
PART 2
293 - 573

1976

JUDICIARY

MARCH 9, 1976

1:00 P.M.

else.

JUDGE HIGGINS: No question about it. And that is why I felt it advisable to make the investment in my time to come and I'll come to any committee hearings that the Legislature holds in connection with the detention home because it is so sorely needed. It is an absolute necessity that we do something. Any other questions that I may ask on that?

REPRESENTATIVE FOX: I am a little surprised at this bill because as a member of the sub-committee of the Finance Committee, I met with Justice Cotter and some of his associates about two or three weeks ago and I was under the impression that no additional funds or bonding was required. There was adequate authorizations already and only the Bond Commission permission was required and the authority to sell certain property which I think is covered here.

JUDGE HIGGINS: Well I think perhaps in addition to the remarks I made there is some other new language in there that the bonding proposals to the Appropriations were for the construction and I think they have added the word "purchase" or "renovation" to permit those previously authorized funds to be used not only to construct a new facility down there but to acquire an existing building and renovate it which is the route that they are presently taking. I think that is perhaps more succinctly a reason for legislation also.

REPRESENTATIVE FOX: I think the Finance Committee is waiting for this Committee to report it favorably to Finance and as I say Finance's information we have is that no new money is necessary.

SENATOR NEIDITZ: I think it is just a question of allowing us to do what everybody agrees needs to be done and because of the prior bond authorization was not talked about a new building when they have better alternatives.

JUDGE HIGGINS: I think this bill may have had some ediology in the Commissioner of Public Works Office. I think he requested the Judicial Department to tie these things all in together.

Very quickly, the other bill that I would like to comment on is Raised Senate Bill No. 465 and that is An Act Concerning the Sentencing of Juveniles to Cheshire. I know the Judges of the Juvenile Court have considered this and we are in approval of it, of the measure because there was - it has to do with kids that were transferred out of the Juvenile Court and become subject to Superior Court jurisdiction. A question was raised within the last year by a - in a Superior Court decision that there would be a problem if that youngster had not

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1:00 P.M.

yet reached the age of sixteen from the sentencing aspect. As to whether or not Cheshire would have been an available facility for him or available to the Superior Court in sentencing or in disposition of his case. It so happened that the youngster involved in that particular case had just passed his sixteenth birthday, but as you gentlemen are aware the only means by which a youngster under the age of sixteen can reach Cheshire is through petition for transfer in the Juvenile Court. I think the intentment of this bill was just to enlarge and make that facility available to clear up any question that might have been raised in Judge Shea's decision on the sentencing of a youth that has been previously subjected to transfer proceedings to the Superior Court. So we would be in favor of that legislation.

SENATOR NEIDITZ: Any questions?

JUDGE HIGGINS: Thank you Gentlemen.

SENATOR NEIDITZ: Next is Trooper Johnson.

TROOPER JOHNSON: Mr. Chairman, Members of the Committee, Trooper Thomas Johnson, Legislative Liaison, Department of State Police. There are several bills we would like to comment on today, the first being an Act Regulating the Criminal Justice Information and Information Systems. It is Committee Bill 439. We were going to submit a position paper this afternoon in favor of this bill as it is written and in fact we do support this bill as it is written. However, it has come to our attention since the Committee sat today that the Department of Finance and Control will be submitting a series of amendments they would wish to be included in this bill. This comes as somewhat of a surprise to the Department and others involved in this system and we would like time to examine what the changes would be in order to properly comment on the whole.

I think this system is one that is very complex and a multi-agency system and I don't believe that leaving it as it stands right now would be in our best interests so what we would like to do is go over the recommended changes and what-not and get back to the Committee by letter from the Commissioner of State Police.

SENATOR NEIDITZ: Well if you have a memo on the present bill, it would help us to get into it because your State Police's feelings on the bill as drawn would be of help to us understanding some of the concepts in it which I must say I don't understand. Notwithstanding the Commissioner of Finance and Control or his representative have some other problems with it. In other words we are trying to get things together and it is a complex thing and it is dependent upon certain things of the federal government