

Legislative History for Connecticut Act

	PA 245	1976
SB 466		
House - 3065		1
Senate - 1408-1409		2
Judiciary - 411		1
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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1976

VOL. 19

PART 7

2671-3172

House of Representatives

Tuesday, April 27, 1976

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An Act Increasing the Penalties for Failing to Furnish or Making Fraudulent Sales Tax Returns, File No. 505; Calendar No. 832, substitute for H.B. No. 5656, An Act Concerning a Fee for the Issuance of Teaching Certificates, File No. 745; Calendar No. 833, substitute for H.B. No. 5956, An Act Concerning Clarification of the Sales Tax on Certain Services, File No. 743; Calendar No. 836, substitute for H.B. No. 5222, An Act Concerning Bakeries, File No. 754; on page 2, top of the page, Calendar No. 864, S.B. No. 662, An Act Extending Time for Completion of the Duties of the Board of Tax Review and Town Clerk of the Town of Guilford, File No. 577; Calendar No. 855, S.B. No. 491, An Act Concerning Appointment, Term and Qualifications of Notaries Public, File No. 580; Calendar No. 868, S.B. No. 67, An Act Concerning Regulation of Model Rocketry, File No. 535; Calendar No. 873, substitute for S.B. No. 246, An Act to Create the Commission on Connecticut's Future, File No. 585; Calendar No. 884, substitute for S.B. No. 466, An Act Allowing the Chief Medical Examiner to Take Blood Samples Without Performing an Autopsy, File No. 508; Calendar No. 885, substitute for S.B. No. 471, An Act Concerning Notice with Respect to Injury on Municipal or State Roads or Highways, File No. 510; Calendar No. 886, S.B. No. 563, An Act Amending the Anti-Trust Act to Allow Suits as Parens Patriae, File No. 525; Calendar No. 890, substitute for S.B. No. 266, An Act Concerning the Committee on State Payments to Hospitals, File No. 452; Calendar No. 894, S.B. No. 600, An Act Concerning Security on Appeal from Probate Court, File No. 578; on page 3, Calendar No. 895, substitute for S.B. No. 566, An Act Concerning Appointment of Counsel in Proceedings in the Juvenile Court, File No. 579; Calendar No. 898, substitute for S.B. No. 562, An Act Concerning the Right of the Child to Petition for Termination of Parental

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CONNECTICUT
GEN. ASSEMBLY
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the state guidelines so that it will not be necessary to amend the statutes each time that the federal guidelines change. It would expedite the operation of these grants. If there is no objection, I would move that it be placed on the CONSENT CALENDAR.

THE PRESIDENT:

Hearing none, it is so ordered.

THE CLERK:

Cal. 519, File 524. Favorable report of the joint standing committee on Judiciary. Senate Bill 423, AN ACT CREATING A COMMISSION TO STUDY ALTERNATE METHODS OF SENTENCING CRIMINALS.

THE PRESIDENT:

Senator Neiditz.

SENATOR NEIDITZ: (5th)

I move acceptance and passage on CONSENT CALENDAR.

THE PRESIDENT:

It may be placed on CONSENT? Hearing no objection, it is so ordered.

THE CLERK:

Cal. 521, File 508. Favorable report of the joint standing committee on Judiciary. Sub. for Senate Bill 466, AN ACT ALLOWING THE CHIEF MEDICAL EXAMINER TO TAKE BLOOD SAMPLES WITHOUT PERFORMING AN AUTOPSY.

THE PRESIDENT:

Senator Neiditz.

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SENATOR NEIDITZ: (5th)

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Mr. President, I move acceptance and passage and on the
CONSENT CALENDAR.

THE PRESIDENT:

Hearing no objection, so ordered.

THE CLERK:

Cal. 522, File 510. Favorable report of the joint
standing committee on Judiciary. Sub. for Senate Bill 471, AN
ACT CONCERNING NOTICE WITH RESPECT TO INJURY ON MUNICIPAL OR
STATE ROADS OR HIGHWAYS.

THE PRESIDENT:

Senator Neiditz.

SENATOR NEIDITZ: (5th)

I move acceptance and passage and on CONSENT.

THE PRESIDENT:

Hearing no objections, so ordered.

THE CLERK:

Turning to page eight of the Calendar, top item on the
page. Cal. 523, File 525. Favorable report of the joint
standing committee on Judiciary. Senate Bill 563, AN ACT
AMENDING THE ANTI-TRUST ACT TO ALLOW SUITS AS PARENS PATRIAE.

THE PRESIDENT:

Senator Neiditz.

SENATOR NEIDITZ: (5th)

Mr. President, I move acceptance and passage.

**JOINT
STANDING
COMMITTEE
HEARINGS**

**JUDICIARY
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293 - 573**

1976

JUDICIARY

MR. DOWLING: No the Connecticut Anti-Trust Act encompasses in both Inter-State and State Commerce.

REP. HEALEY: Thank you. Herbert Hannabury.

HERBERT HANNABURY: Mr. Chairman my name is Herbert Hannabury, I am a Coroner for Tolland County. I appear here this morning to support Raised Bill #466. Very briefly, a background of necessity of this Bill. In carrying out the functions of my office I have occasion to deal with various Medical Examiners including the Chief Medical Examiner of the State of Connecticut, Dr. Gross. In a recent discussion with him Dr. Gross expressed the opinion to me that in carrying out the mandates of Section 14-227c, passed by this General Assembly, having to do with the taking of a blood sample from deceased operators and pedestrians, Dr. Gross was of the opinion that in order to carry that out properly he would conduct a Postmortem examination of every such individual. I do not agree with Dr. Gross's reading of the Statute. I sent a memorandum to the various Coroners, including a copy to Dr. Gross, and a copy to every Member of the Medical Legal Investigations. I told him that I would make an attempt to have this Legislature raise a Bill to clarify what the Legislative intent was on the passage of 14-227c.

An examination by me of the Legislative history seems to indicate that the purpose of that Bill was statistical only. And, and any extension of that by any implication at all to authorize the mass Postmortem examination of the victims of accidents is not within the Legislative attempt. It's very, very serious business this question of when a Postmortem examination is to be conducted. The form chosen by the drafters of this Bill which I saw for the first time this morning, is interesting in that it gives each of you if you read it, the standards that the Medical Legal Investigation Acts sets out and when those of us who have this rather awesome power are to act and it isn't for the computation of statistics. Perhaps in order to face this and put it to rest once and for all, 14-227 c, could be amended to add "nothing herein shall be construed to permit a Postmortem examination of such deceased except in accordance with Chapter 362 of the Connecticut General Statute." Thank you very much.

REP. HEALEY: Thank you sir. Frank Cockran.

FRANK COCKRAN: Good Morning Mr. Chairman, I'm today representing the Connecticut Civil Liberties Union. And to testify on the Bill 474 and 5752 which are related in some ways to dealing with procedures where an alleged attempt under a Civil case is very, ahm, starting with 474, provides for the APPOINTMENT OF COUNSEL IN CONTEMPT PROCEEDINGS. I think that's obviously a good Bill. One which we should have. It may be it is constitutionally required, I believe so, though the case load is not entirely clear at this point. I would make 2 comments about it substantively.

One is that contempts under Section 52-442 ought to be included also. That Section deals with orders in (INAUDIBLE) cases. I think there is no reason for them to be treated any differently than other forms of contempt and support matters.

Second is that I have some sentences to be added that defendants