

Legislative History for Connecticut Act

SB 346	PA 82-255 SCAN
House - 5732 - 5738	
Senate - 1348-1350, 1490	
Environment - 204-205	
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CONNECTICUT  
GEN. ASSEMBLY  
HOUSE

PROCEEDINGS  
1982

VOL. 25

PART 18

5711-6138

5732

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House of Representatives

Thursday, April 29, 1982

help everybody out and I think that Bill Scully, as his son, manifests everything that the father was made of and, Mr. Speaker, I would ask that all members of the House rise for a moment of silence.

DEPUTY SPEAKER FRANKEL:

Would the members please rise. Are there further announcements or Points of Personal Privilege? If not, would the Clerk please return to the Call of the Calendar.

CLERK:

Page 4, Calendar No. 506, Substitute for Senate Bill 346, AN ACT CONCERNING VIOLATION OF REGULATIONS ON STATE PARKS; PUBLIC HUNTING AND FISHING LANDS AND WATERS AND SPORT FISHING REGULATIONS IN THE MARINE DISTRICT. As amended by Senate Amendment Schedule "A". Favorable Report of the Committee on Environment.

REP. MUSHINSKY: (85th)

Mr. Speaker,

DEPUTY SPEAKER FRANKEL:

Rep. Mary Mushinsky

REP. MUSHINSKY: (85th)

Thank you, Mr. Speaker. I move acceptance of the Joint Committee's Favorable Report and passage of the bill in concurrence with the Senate.

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DEPUTY SPEAKER FRANKEL:

The question is on acceptance and passage in concurrence with the Senate. Will you remark, Madam?

REP. MUSHINSKY: (85th)

Thank you, Mr. Speaker. The bill alters penalties for certain fish and game violations and also violations of regulations for preservation and protection of state lands. The bill also alters the law which allows suspension of fish and game license privileges and finally it allows the Commissioner to suspend state park entrance privileges for up to a year in certain circumstances.

The Clerk has LCO No. 2573, Senate Amendment Schedule "A". Will the Clerk please call and may I be permitted to summarize?

DEPUTY SPEAKER FRANKEL:

The Clerk has LCO No. 2573 previously designated Senate Amendment Schedule "A". Would the Clerk please call the amendment.

CLERK:

LCO No. 2573 previously designated Senate Amendment Schedule "A" offered by Sen. Skowronski of the 17th District.

DEPUTY SPEAKER FRANKEL:

The Representative seeks permission of this Chamber to summarize this amendment in lieu of Clerk's reading. Is

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there objection to her summarization? Hearing none, you may proceed, Rep. Mushinsky.

REP. MUSHINSKY: (85th)

Thank you, Mr. Speaker. Senate "A" says that if the Commissioner suspends any one fish and game license, he may also suspend any other such license held by that person. I move adoption of Senate "A".

DEPUTY SPEAKER FRANKEL:

The question is on adoption of Senate Amendment Schedule "A". Will you remark on its adoption? Will you remark on the adoption of Senate "A"? If not, all those in favor please signify by saying aye.

REPRESENTATIVES:

Aye.

DEPUTY SPEAKER FRANKEL:

Those opposed say: The ayes have it, Senate "A" is adopted and ruled technical.

Will you remark further?

REP. MUSHINSKY: (85th)

I urge passage of the bill as amended by Senate "A".

DEPUTY SPEAKER FRANKEL:

Will you remark further on this bill as amended?

REP. ZAJAC: (83rd)

Mr. Speaker,

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DEPUTY SPEAKER FRANKEL:

Rep. Zajac.

REP. ZAJAC: (83rd)

Mr. Speaker, the last amendment that just went through, does this mean that if I had two separate licenses and some people buy one for fishing and one for hunting, and for whatever reason, if my fishing license was to be suspended for whatever reason, that my hunting license and other fish and game licenses would also be suspended, through you, Mr. Speaker, a question to Rep. Mushinsky.

DEPUTY SPEAKER FRANKEL:

Rep. Mushinsky, will you respond?

REP. MUSHINSKY: (85th)

Through you, Mr. Speaker, yes, that is what it means however there would have to be two convictions before the Commissioner could take that action.

DEPUTY SPEAKER FRANKEL:

Rep. Zajac, you have the floor.

REP. ZAJAC: (83rd)

Thank you, Mr. Speaker.

DEPUTY SPEAKER FRANKEL:

Will you remark further? If not, would the staff and guests please come to the well of the House. Would the members please take their seats. The machine will be opened.

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The House of Representatives is now voting by roll. Would the members please return to the Chamber. There is a roll-call vote in progress in the Hall of the House. Would the members return to the Chamber immediately.

Have all the members voted? Have all the members voted and is your vote properly cast? If so, the machine will be locked. The Clerk will take the tally.

REP. CHASE: (120th)

Mr. Speaker,

DEPUTY SPEAKER FRANKEL:

Rep. J. Vincent Chase.

REP. CHASE: (120th)

May I cast in the affirmative, please?

DEPUTY SPEAKER FRANKEL:

Will the Clerk please note that Rep. Chase has cast his vote in the affirmative.

REP. MERCIER: (44th)

Mr. Speaker,

DEPUTY SPEAKER FRANKEL:

Rep. Richard Mercier,

REP. MERCIER: (44th)

In the negative, please.

DEPUTY SPEAKER FRANKEL:

Rep. Mercier casts his vote in the negative.

REP. KEMLER: (18th)

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DEPUTY SPEAKER FRANKEL:

Rep. Kemler.

REP. KEMLER: (18th)

May my vote be recorded as a yes.

DEPUTY SPEAKER FRANKEL:

Rep. Kemler casts her vote in the affirmative.

REP. FARRICIELLI: (102nd)

Mr. Speaker.

DEPUTY SPEAKER FRANKEL:

Rep. Farricielli.

REP. FARRICIELLI: (102nd)

In the affirmative, please.

DEPUTY SPEAKER FRANKEL:

Rep. Farricielli casts his vote in the affirmative.

REP. DE ZINNO: (84th)

Mr. Speaker.

DEPUTY SPEAKER FRANKEL:

Rep. DeZinno.

REP. DE ZINNO: (84th)

In the affirmative, please Sir.

DEPUTY SPEAKER FRANKEL:

Rep. DeZinno casts his vote in the affirmative.

REP. BARNES: (21st)

Mr. Speaker,

DEPUTY SPEAKER FRANKEL:

Rep. Dorothy Barnes.

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REP. BARNES: (21st)

Mr. Speaker, in the negative please.

DEPUTY SPEAKER FRANKEL:

Rep. Barnes casts her vote in the negative.

REP. KEZER: (22nd)

Mr. Speaker.

DEPUTY SPEAKER FRANKEL:

Rep. Kezer.

REP. KEZER: (22nd)

Excuse me, in the negative please.

DEPUTY SPEAKER FRANKEL:

Rep. Kezer casts her vote in the negative.

Would the Clerk please announce the tally?

CLERK:

Senate Bill 346, as amended by Senate Amendment  
Schedule "A".

Total number voting	141
Necessary for passage	71
Those voting yea	97
Those voting nay	44
Those absent and not voting	10

DEPUTY SPEAKER FRANKEL:

The bill as amended is passed.

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Regular Session  
Monday, April 19, 1982

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THE CHAIR:

Senator Skowronski.

SENATOR SKOWRONSKI:

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

THE CHAIR:

Will you remark?

SENATOR SKOWRONSKI:

Yes, Mr. President. Mr. President, this bill makes certain technical changes in the State laws concerning animal testing in drawing contests. It specifically provides that the tests can be administered either before or after the contest, that if the animal resists the test after restraint that an alternative test could be administered and also provides for certain changes in the length of time during which an animal or its owner could be prevented from entering into competitions after they've been found guilty of a violation. If there's no objection, I move it to the consent calendar.

THE CHAIR:

Hearing no objection, so ordered.

THE CLERK:

Moving to page 4 of today's calendar, Calendar No. 223, File 379, Substitute for Senate Bill, No. 346, An Act Concerning Violations of Regulations on State Parks, Public Hunting and Fishing Lands and Waters and Sport Fishing Regulations in the Marine District with a Favorable

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Report of the Committee on the Environment and the Clerk has an amendment.

THE CHAIR:

Senator Skowronski.

SENATOR SKOWRONSKI:

Thank you, Mr. President. Mr. President, I move acceptance of the joint committee's favorable report and passage of the bill and I'd ask ...

THE CHAIR:

Clerk, please call the amendment.

THE CLERK:

The Clerk has Senate Amendment Schedule "A", LCO No. 2573 offered by Senator Skowronski. Copies have been distributed. LCO 2573.

THE CHAIR:

Senator Skowronski.

SENATOR SKOWRONSKI:

Thank you, Mr. President. Mr. President, I move acceptance and passage of the amendment, request the reading be waived and allow me permission to summarize.

THE CHAIR:

Without objection, you may proceed.

SENATOR SKOWRONSKI:

Mr. President, this amendment clarifies what we think is the existing law and certainly the existing policy of the D.E.P. and that is it gives them discretionary power upon suspending a license in one fish-

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ing game area to extend the suspension to other licenses in the fish and game area. It's an intent to give the D.E.P. greater enforcement powers and tools to properly manage our fish and game laws. If there's no objection, I move the amendment.

THE CHAIR:

Do you wish to remark further on the amendment? If not, all those in favor signify by saying aye, those opposed, nay. The ayes have it. The amendment's adopted. Senator Skowronski.

SENATOR SKOWRONSKI:

Thank you, Mr. President. Now on the bill, this bill makes certain technical and some minor substantive changes to the manner of enforcement of fish and game laws and just to summarize a few of the more important changes, it gives the Commissioner of D.E.P. the power to suspend park privileges up to a year for persons who are repeat offenders of park regulations; it makes certain fish and game violations punishable by infraction rather than a summons to court; it provides for a slightly longer mandatory license suspensions for certain fish and game violations; it also eliminates license for certain other violations of park access regulations. Those are basically the important changes. The intent of the bill is to provide the D.E.P. with better enforcement tools to regulate our state parks and our fish and game laws. If there are no objections, I move it to the consent calendar.

THE CHAIR:

Hearing no objections, so ordered.

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SB 144, SB 506, SB 346, SB 454, SB 647, HB 5440,  
SB 493, SB 336, SB 478, SB 277, SB 284, SB 418,  
SB 641, SB 466, SB 521, SB 427, SB 573, SB 184,  
SB 300, SB 612, HB 5505, HB 5515, HB 5075, HB 5554,  
HB 5707, HB 5711, HB 5601, HB 5671, SB 402, HB 5684,

THE CHAIR:

Does any member of the circle have any question or any comment

on any item that's been listed on the consent calendar? If not the machine is open, Machine'll be closed and locked, Total voting is 35, voting yeas, 35 voting nays, zero, the consent calendar is adopted.

THE CLERK:

HB 5685, HB 5696, HB 5716, HB 5492, HB 5073,  
HB 5553, HB 5603, HB 5038, SB 45, SB 298

Senator Schneller did you want to move along on the balance

of today's calendar?

SENATOR SCHNELLER:

Yes, Mr. President. I thought that's where we were going, and I'd move ...

THE CHAIR:

On page 29?

SENATOR SCHNELLER:

Directly along to the Unfavorable Reports.

THE CLERK:

On page 29, and under the heading of Unfavorable Reports, Calendar No. 47, File 416, Senate Bill No. 384. An Act Concerning Self-Pay Rates For Patients In Nursing Homes with an Unfavorable Report of the Committee on Human Services and the Clerk has an amendment.

THE CHAIR:

Senator Martin.

SENATOR MARTIN:

Mr. President, I vote for acceptance of the unfavorable report.

**JOINT  
STANDING  
COMMITTEE  
HEARINGS**

**ENVIRONMENT  
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ENVIRONMENT

March 21, 1982

- MR. GOLET: It would be very difficult to come up with a figure on that Senator. It would all depend, of course, on the number of people who comply again. It's a matter of compliance.
- SEN. GUNTHER: Well, taking -- if everybody complied are we talking a sizable amount of money or what?
- MR. GOLET: Well if you could get everybody to comply I think it would -- it would create an additional amount of revenue.
- REP. RUFUS ALLYN: Surely there would be some. Do you have any idea how much?
- MR. GOLET: No, I wouldn't be able to say this at this time.
- REP. ALLYN: Would you support increasing dog fees, having a fee on cats.
- MR. GOLET: I don't want to hear about cats Representative Allyn. You weren't here last week; you missed what I had stated.
- SEN. GUNTHER: You're deputy dog, you don't want to be deputy cat?
- MR. GOLET: I don't think the two really mix together. Any other questions. I think we ought to leave the cat licensing up to the Humane Society.
- REP. BERTINUSON: Are there any other questions of -- okay, thank you very much Lou.
- MR. GOLET: Thank you.
- REP. BERTINUSON: We have been joined by Senate Chairman of the Committee, Senator Skowronski and Representative Julie Belaga. And the next speaker is Fred Pogmore from DEP.
- MR. FRED POGMORE: Good morning. I'm Fred Pogmore, Director of Law Enforcement, Department of Environmental Protection, and I'm here this morning to speak to you on three Committee Bills, 346, 349 and 367. The Department favors all of these Bills, I'll make that statement in the beginning.

The purpose of the 346 is to eliminate the requirement, under the existing statute, to arrest people who might violate sport fishing regulations in the marine district. As of

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ENVIRONMENT

March 2, 1982

MR. POGMORE: (continued)

January 1st of '82, there has been a size limit applied to flounder and porgies and fluke in the marine district if they're taken by sport fishing methods. This is a brand new regulation. We would be subjecting people that have short fish of this nature taken by sport fishing methods to arrest and we would prefer to see these particular regulations that govern sport fishing in the main district made infractions. Not only would it eliminate the fact that these individuals who might violate this law from having arrest records and also cut down the paperwork that's required of the officers that are patrolling and having these violations; it would also eliminate the requirement to suspend the license of these individuals because, at this time, there is no marine license.

So, and that is probably a moot point but in the future that could really happen.

Committee Bill No. 349, here again, is very much the same purpose. At present, on our State controlled access areas which are primarily boat watching ramps, we have a series of regulations that governs the use of these ramps and, of course, they're used for many things other than watching boats. People will swim from there; they will picnic there; they will have beer parties nights there and, in effect, interrupt the operations of the people who are trying to use these ramps for their purpose.

Our officers go there now they have to physically arrest these people for these violations and they're subject to a fine of up to \$200 and a thirty day jail term. Here again, we would like to eliminate this necessity and make these violations infractions and, of course, relieve these individuals from the requirement of the license suspension law.

Are there any questions on those two Bills at this time before --

REP. BERTINUSON: Yes, Representative Bertinuson. What's the practice now. Are people arrested very often?

MR. POGMORE: Last year -- I want to answer this truthfully, 157 cases. Yes, it does happen a lot. You'll get --