

Legislative History for Connecticut Act

SB612 PA82-472 Fort. 1982
(technical corrections)

Jud: 0

Sen: 1428-1429, 1490, 4411-4413 (6p)

Hse: 7775-7802, 7945, 7946 (30p)

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1982

VOL. 25
PART 5
1316-1515

Regular Session
Monday, April 19, 1982

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specify that the permittee would not be required to open except during the hours the events are scheduled and specify that the permittee would be required to comply with local health regulations. There is no fiscal impact anticipated under this bill because the bill requires entities that were applying for a liquor permit would have a restaurant permit to apply under a new class of permit, a caterer's permit. The cost of either permit is \$1200.00. Mr. President, if there are no objections to this legislation, I ask that it be placed on the consent calendar.

THE CHAIR:

If there are no objections, will the Clerk please place that on the consent calendar?

THE CLERK:

Moving to page 10 of the calendar, Calendar No. 295, File No. 483, Substitute for Senate Bill No. 612. An Act Adopting the Revisor's Technical Corrections to the General Statutes and Certain 1981 Public and Special Acts with a Favorable Report of the Committee on Judiciary.

THE CHAIR:

Senator Owens.

SENATOR OWENS:

Yes, Mr. President. I move acceptance of the committee's favorable report and passage of the bill. Very briefly this bill, in addition to making numerous technical changes in the general statute, would make officers or agents of public utility companies whose duty it is to make quarterly tax returns and who fail to make the return within

the time limit or ten days thereafter subject to a fine of \$500.00 to \$5,000.00. I'd ask, if there's no objection, that it be placed on consent.

THE CHAIR:

There's no objection. Would the Clerk please place that on the consent calendar.

THE CLERK:

Calendar No. 298, File 183, House Bill No. 5505. An Act Authorizing the Comptroller to Enter into Contractual Agreements with a Favorable Report of the Committee on Government Administration and Elections.

SENATOR BAKER:

Mr. President,

THE CHAIR:

Senator Baker.

SENATOR BAKER:

I move for acceptance of the committee's joint favorable report and passage of the bill. Mr. President, this bill would give the comptroller the authority to contract as necessary for the discharge of his duties. The authority would have to be exercised in accordance with established procedure which include review by the Attorney General. The heads of all the State Departments have contractual authority. It's not clear that the Comptroller does and this is the reason for this piece of legislation. I move it to consent.

THE CHAIR

If there's no objection, place that on the consent calendar.

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THE CHAIR:

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,

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.

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THE CHAIR:

The record will so note. The Senate will stand at ease. Are we ready to proceed? Mr. Clerk, continue.

THE CLERK:

Continuing on page 2 of the calendar, under the heading of Judiciary, Substitute for Senate Bill No. 612, An Act Adopting the Revisor's Technical Corrections to the General Statutes and Certain 1981 Public and Special Acts. That's File No. 483. It passed the Senate on April 19th. It passed the House with House "A", "B", "C", "D", "E" and "F" on May 4th.

THE CHAIR:

Senator Owens.

SENATOR OWENS:

Mr. President, I move acceptance of the joint committee's favorable report in accordance with the action of the House in adopting House "A", "B", "C", "D", "E" and "F", and ask if there's no objection that it be placed on consent. The bill is technical in nature.

THE CHAIR:

Well, we're going to have a roll call, Senator.

SENATOR OWENS:

Oh, I'm sorry. Excuse me. All right.

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THE CHAIR:

On each item. Yes.

SENATOR OWENS:

That's fine.

THE CHAIR:

This has been previously discussed ...

SENATOR OWENS:

I'm sorry, Mr. President.

THE CHAIR:

... except for the amendments.

SENATOR OWENS:

Please. Ask for a roll call then.

THE CHAIR:

Thank you. Do you wish to remark further?

SENATOR OWENS:

No. They're technical in nature, that's all.

THE CHAIR:

Yes. Clerk please make an announcement for an immediate roll call.

THE CLERK:

An immediate roll call has been called for in the Senate. Will all Senators please take their seats. An immediate roll call has been called for in the Senate. Will all Senators please be seated.

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THE CHAIR:

Question before the Chamber is motion to adopt Substitute Senate Bill 612, File No. 482. Machine is open. Please record your vote. Senator Leonhardt. Senator Scott. Senator Labriola. Senator Santaniello. Thank you. Machine is closed. Clerk please tally the vote. Result of the vote, 35 yea, zero nay. The bill is adopted. Senator Labriola, do you wish to be recorded on previous votes. We're ...

SENATOR LABRIOLA:

In the affirmative please, Sir.

THE CHAIR:

Thank you. The record will so note. Senator Skelley.

SENATOR SKELLEY:

Mr. President, I rise for a point of personal privilege.

THE CHAIR:

Proceed.

SENATOR SKELLEY:

Mr. President, there's an individual that is with us today. He's with us almost every day we're in session as long as I've been here, and this being the last day of the session, it also happens to be a very special day for him. It was interesting to note that I've become a very good friend of his son's, and while I don't know his father that well, I suppose

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HOUSE

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PART 24
7508-7844

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House of Representatives

Tuesday, May 4, 1982

CLERK:

House Bill 5575 as amended by Senate "A" and House "A".

Total Number Voting	142
Necessary for Passage	72
Those Voting Yea	141
Those Voting Nay	1
Those Absent and Not Voting	9

SPEAKER ABATE:

The bill as amended passes.

CLERK:

Calendar page 1, Calendar No. 511, Substitute for Senate Bill No. 612. AN ACT ADOPTING THE REVISOR'S TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND CERTAIN 1981 PUBLIC AND SPECIAL ACTS. Favorable Report of the Committee on Judiciary.

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

Mr. Speaker. I move acceptance of the Joint Committee's favorable report and passage of the bill.

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SPEAKER ABATE:

The question is on acceptance of the Joint Committee's acceptance and passage. Will you remark, sir.

REP. TULISANO: (29th)

Yes, Mr. Speaker. I apologize to the Chamber, the Clerk has a number of amendments. I will roll with very quickly. LCO 4514, House.

SPEAKER ABATE:

Will the gentleman please restate the LCO number.

REP. TULISANO: (29th)

LCO NO. 4514.

SPEAKER ABATE:

The Clerk has in his possession an amendment LCO No. 4514, I'll designate it House "A". Would the Clerk please call and read the amendment.

CLERK:

LCO No. 4514 designated House Amendment Schedule "A" offered by Rep. Tulisano of the 29th District.

Delete section 32 in its entirety and renumber the remaining sections accordingly.

SPEAKER ABATE:

The amendment would delete section 32 in its entirety

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The amendment is in our possession sir, what is your pleasure.

REP. TULISANO: (29th)

Mr. Speaker, I move adoption of the amendment.

SPEAKER ABATE:

The question now is on the adoption of House "A". Will you remark further on the adoption of this amendment.

REP. TULISANO: (29th)

Yes, Mr. Speaker, as a result of the file copy, someone said it was technical, it changes from annual to quarterly when one could incur penalties under -- this is a technical revision and I don't think it's quite technical. It may though, a bureaucrat may think it's technical, I would consider it something substantive and should be dealt with individually and therefore, I move it be rejected and taken out of the revision. Therefore, pass the amendment.

SPEAKER ABATE:

The question is on the adoption of House Amendment Schedule "A". Will you remark further on the adoption of House "A"? Will you remark further on the adoption of this amendment? Might the Chair inquire as to what is the center of attention there at the rear of the Chamber?

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I ask the members to please be seated. We're in the middle of debate here in the Chamber. The question before us is the adoption of House Amendment Schedule "A". Will you remark further on the adoption of this amendment?

All those in favor, please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed, nay.

REPRESENTATIVES:

No.

SPEAKER ABATE:

The ayes have it. The amendment is adopted.

Will you remark further on this bill as amended by House "A".

REP. TULISANO: (29th)

Mr. Speaker, the Clerk has another amendment LCO 2141.

SPEAKER ABATE:

The Clerk has in his possession an amendment LCO 2141 designated House "B". Would the Clerk please call the amendment.

CLERK:

LCO No. 2141 designated House Amendment Schedule "B"

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offered by Rep. Markham of the 34th District.

SPEAKER ABATE:

The gentleman has requested leave of the Chamber to summarize this amendment in lieu of Clerk's reading. Is there objection? Hearing none, you may proceed to summarize the amendment, Rep. Tulisano.

REP. TULISANO: (29th)

Mr. Speaker, today the House passed a boat bill which has two different definitions of a canoe. This bill -- amendment would make true to form a definition of a canoe. I move its adoption.

SPEAKER ABATE:

The question is on the adoption of House "B". Will you remark further on the adoption of this amendment. All those in favor, please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed, nay.

The ayes have it. The amendment is adopted.

House Amendment Schedule "B".

After line 6535, add a new section 167 as follows

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and renumber the remaining sections accordingly:

"Sec. 167. Subsection (a) of section 15-143 of the general statutes, as amended by section 4 of public act 81-423 and section 1 of substitute senate bill number 644 of the current session is repealed and the following is substituted in lieu thereof:

(a) Vessels of the following classes are not required to be numbered by this state: (1) Motorboats which have a valid marine document issued by the United State Coast Guard, provided the owner of any such vessel used in this state for more than sixty days in any calendar year shall be required to comply with the registration requirements in section 15-144, as amended by section 5 of public act 81-423; (2) vessels owned in countries other than the United States temporarily using the waters of the state; (3) vessels owned by the United States, a state or a political subdivision of a state which are used in the performance of governmental functions; (4) vessels used exclusively as ships' lifeboats; (5) vessels belonging to any class which the commissioner of environmental protection exempts upon finding that the numbering of such vessels does not materially aid in their identification, provided the commissioner shall not exempt any such class of vessels which is subject to the provisions of the Federal Boat Safety Act of 1971 and which has not been exempted therefrom under the provisions of Subsection (b) of Section 19 of said Act; (6) vessels principally used in another state for which valid, effective certificates of numer were awarded by the United States or by such other state pursuant to the provisions of the Federal Boat Safety Act of 1971, provided the owner of a vessel used in this state for more than sixty days in any calendar year shall be required to comply with the registration requirements in said section 15-144; (7) any vessel less than nineteen and one-half feet in length which is not a motorboat as defined in section 15-141, as amended by section 2 of public act 81-423, AND any vessel propelled solely by oar or paddle (and any canoe equipped with a motor the horsepower of which is less than five)."

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SPEAKER ABATE:

Will you remark further.

REP. MORGAN: (56th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Morgan.

REP. MORGAN: (56th)

The Clerk has an amendment 3920. This amendment deals with a small piece of land in Cheshire which this body dealt with twice last year. I had planned to call this amendment, but through intense negotiations and Rep. Tripp, I realized how important this is to his community and I will not call this at this time. Thank you, Mr. Speaker. (applause)

SPEAKER ABATE:

Will you remark further on this bill as amended by House Amendments "A" and "B".

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

The Clerk has another amendment, LCO 3961.

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SPEAKER ABATE:

The Clerk has in his possession an amendment, the LCO No. on this amendment is 3961 designated House Amendment Schedule "B". Would the Clerk please call the amendment.

CLERK:

LCO No. 3961 designated House Amendment Schedule "C" offered by Rep. Goodwin of the 54th District.

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

This amendment deals with --

SPEAKER ABATE:

Do you have objection to summarization, ladies and gentlemen? Hearing none, you may proceed to summarize the amendment, Rep. Tulisano.

REP. TULISANO: (29th)

This deals with a bill we passed earlier this session and it straightens out some language in Senate Bill 510. For further explanation I would like to defer to Rep. Cibes.

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SPEAKER ABATE:

Rep. Cibes, would you accept the yield, sir?

REP. CIBES: (39th)

Thank you, Mr. Speaker, very briefly when we adopted bill 510 we neglected to include provisions pertaining to tenure. This does that.

SPEAKER ABATE:

Will you remark further on the adoption of House Amendment Schedule "C"? Will you remark further on the adoption of this amendment? If not, all those in favor of its adoption, please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed, nay.

The ayes have it. The amendment is adopted.

House Amendment Schedule "C".

After line 6353, insert section 167 as follows and renumber the remaining sections accordingly:

:Sec. 167. Section 2 of public act 82-225 is repealed and the following is substituted in lieu thereof:

"Notwithstanding the provisions of section 10-1531 of the general statutes, the provisions of SECTION 10-151 OF THE GENERAL STATUTES, AS AMENDED BY SECTION 1 of PUBLIC ACT 81-216 AND SECTION 1 OF SUBSTITUTE SENATE BILL

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510 OF THE CURRENT SESSION, AS IT PERTAINS TO EMPLOYMENT OF CERTIFIED PROFESSIONAL EMPLOYEES OF AN INCORPORATED OR ENDOWED HIGH SCHOOL OR ACADEMY APPROVED PURSUANT TO SECTION 10-34 OF THE GENERAL STATUTES, AND THE PROVISIONS OF sections 10153a to 10-153f, inclusive, of the general statutes shall apply to all certified professional employees of the Gilbert School in Winchester for the purpose of selecting teacher's representatives and for collective bargaining with the board of trustees of said school, including mediation and arbitration of disagreements."

SPEAKER ABATE:

Will you remark further on this bill as amended by House Amendment Schedules "A", "B" and "C"?

REP. TULISANO: (29th)

Mr. Speaker, the Clerk has another amendment LCO 2617.

SPEAKER ABATE:

The Clerk has in his possession an amendment LCO No. 2617 designated House Amendment Schedule "D". Would the Clerk please call the amendment.

CLERK:

LCO No. 2617 designated House Amendment Schedule "D" offered by Rep. Tulisano of the 29th District.

REP. TULISANO: (29th)

Mr. Speaker, permission to summarize.

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SPEAKER ABATE:

RE: Is there objection?

REP. TULISANO: (29th)

Mr. Speaker, a couple of days ago we passed Senate Bill 420 dealing with establishing review for privacy files in the division of criminal justice and we've changed it to the now in the penal justice division, we've changed it to the Criminal Justice because the Criminal Justice Division is moving to OPM.

They presently have a contact to January 1, the file copy had it effective July 1, 1981 this would change it to January 1, because we forgot to change the date when we did that -- it's effectiveness. Also, it takes some other language and makes sure that the Chairman of the Criminal Justice Commission is still a member of the Commission on Prisoner Jail Overcrowding. I move its adoption.

SPEAKER ABATE:

The question now is on adoption of House Amendment Schedule "D". Will you remark further on the adoption of this amendment? Will you remark further on the adoption of House Amendment Schedule "D".

If not, all those in favor of the adoption of this

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amendment, please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed nay. The ayes have it. The amendment is adopted.

House Amendment Schedule "D".

After line 6353, insert sections 167 to 169, inclusive, as follows and renumber the remaining sections accordingly:

"Sec. 167. Section 1 of public act 81-437 is repealed and the following is substituted in lieu thereof:

There is established a commission on prison and jail overcrowding which shall be within the office of policy and management for administrative purposes only. Said commission shall consist of the chief court administrator or his designee, the commissioner of correction, the commissioner of public safety, (the director of the Connecticut justice commission,) the chief state's attorney or his designee, the chief public defender or his designee and the chief bail commissioner or other designee of the chief court administrator and the governor shall appoint the following members: (Two) THREE government officials, a police chief, two persons representing offender and victim services within the private community and two public members. The governor shall appoint a chairperson from among the members of the commission. The commission shall meet at least once each month and at such other times as it deems necessary.

Sec. 168. Section 6 of substitute senate bill 420 of the current session, as amended, is repealed and the following is substituted in lieu thereof:

Sections 29-180 to 29-186, inclusive, and section

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29-188 of the general statutes (and subdivision (1) of subsection (c) of section 2c-2 of the general statutes, as amended,) are repealed.

Sec. 169. Section 7 of substitute senate bill 420 of the current session, as amended, is repealed and the following is substituted in lieu thereof:

(This act) SUBSTITUTE SENATE BILL 420 OF THE CURRENT SESSION, AS AMENDED, shall take effect (July 1, 1982) JANUARY 1, 1983.

In line 6354, delete the word "Sections" and insert the following in lieu thereof: "Subdivision (1) of subsection (c) of section 2c-2 of the general statutes, as amended, and sections"

SPEAKER ABATE:

Will you remark further on this bill as amended by House Amendment Schedules "A" through "D"?

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

I apologize, Mr. Speaker. The Clerk has an amendment LCO 4521.

SPEAKER ABATE:

The Clerk has in his possession an amendment the LCO No. on this amendment is 4521 designated House Amendment Schedule "E".

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CLERK:

LCO No. 2451 designated House Amendment Schedule "E" offered by Rep. Frankel of the 121st District.

SPEAKER ABATE:

The gentleman has requested leave of the Chamber to summarize this amendment. Is there objection? Hearing none, you may proceed to do so, Rep. Tulisano.

REP. TULISANO: (29th)

Mr. Speaker, this deals with an act concerning funding a political campaign we passed this year, 82 -- Public Act 82-39 section 2 of the act prohibits ongoing political committees from making contributions to a certain sum of over \$2,000. It forgets to mention labor committees. This makes it equal, every contribution up to \$2,000. It is not addressed in the original file copy. It should be straightened out now.

That's what that does. Secondly, it establishes that contributions by political committees other than those formed by corporations will be limited to \$250. That is somewhat substantive in nature. It is not addressed. This equalizes it to all committees being treated the same. This has been requested to straighten out the statutes by the Elections Commission. I move adoption of the amendment.

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SPEAKER ABATE:

The motion is on the adoption of House "E".
Will you remark further on the adoption of this amendment?

REP. HANLON: (70th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Hanlon.

REP. HANLON: (70th)

Mr. Speaker, through you, a question to the
Chairman of the Judiciary Committee.

SPEAKER ABATE:

State your question, please.

REP. HANLON: (70th)

Through you, sir, was the substance of this
amendment addressed by the general Administration and
Elections Committee during the Session.

REP. TULISANO: (29th)

Through you, Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

Mr. Speaker, I do not have that information. I
asked the gentleman, the attorney for the Elections Commission

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about it. He indicated there was a void in the Election law and he was just trying to straighten it out. Whether or not it was addressed by GAE, I do not know. He asked me to bring it up today. I would suggest that you request to the Chairman of GAE.

REP. HANLON: (70th)

Perhaps, through you, Mr. Speaker, to Rep. Moynihan.

REP. MOYNIHAN: (10th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Moynihan.

REP. MOYNIHAN: (10th)

Mr. Speaker, I raised the same issue this afternoon and my --- and from what I heard from the Elections Commission it's an issue where there was an omission related to the exploratory committees where there was no cap in a certain section of the bill and apparently this does it. I know it's not in current statutes because it's only the act that became effective January 1, but that section after is related to the amendment that you have before you has to do with those exploratory committees which were a new creation of this legislature.

REP. HANLON: (70th)

Thank you, Mr. Moynihan. Mr. Speaker, I am somewhat

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hesitant to have the Chamber adopt an amendment under the guise of a technical amendment statute and notwithstanding Rep. Moynihan's explanation and the source of the recommendation for this amendment, I would suggest that at this time it would behoove us to reject this amendment and allow the appropriate subject matter committee to explore it next year.

SPEAKER ABATE:

Will you remark further on the motion which is to adopt House "E".

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

I want to make it clear that this is not an attempt to pass on the guise of being technical in nature. I think that's why I tried to point out that there was something possibly that could be considered substantive in it, and it would treat everybody equally, there is no cap on the contribution to testing the waters committees. It probably is good legislation that it is a decision we probably should make now but I would think that we should support the amendment.

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SPEAKER ABATE:

All those in favor of the motion, please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed, nay.

REPRESENTATIVES:

No.

SPEAKER ABATE:

O.k., we'll put the question to you once again.

All those in favor of the motion to adopt House Amendment Schedule "E", please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed, no.

REPRESENTATIVES:

No.

SPEAKER ABATE:

The ayes have it. The amendment is adopted.

The following is House Amendment Schedule "E":

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After line 6353, add sections 167 and 168 as follows and renumber the remaining sections accordingly:

"Sec. 167. Subsection (A) of section 9-336g of the general statutes, as amended by section 9 of public act 81-357 and section 2 of public act 82-39, is repealed and the following is substituted in lieu thereof:

(A) Except as provided in section 9-336d, as amended by section 6 of public act 81-357, section 9-336e, as amended by section 7 of public act 81-357 and section 7 of (this act) PUBLIC ACT 82-39, section 9-336i, as amended by section 11 of public act 81-357 and section 3 of (this act) PUBLIC ACT 82-39, and subsection (d) of this section, a party committee or a political committee organized for ongoing political activities may make contributions to, or for the benefit of, any of the following without limitation: (1) A party committee; (2) a candidate committee; (3) a political committee; (4) any national committee of a political party; or (5) a committee of a candidate for a federal or out-of-state office. (A party committee or a political committee organized for ongoing political activities may not make contributions to, or for the benefit of, a political committee established by an organization.)

Sec. 168. Subsection (b) of section 9-336i of the general statutes, as amended by section 11 of public act 81-357 and section 3 of public act 82-39, is repealed and the following is substituted in lieu thereof:

(b) (1) Except as provided in subsection (c) of section 9-336d, as amended by section 6 of public act 81-357, subsection (d) of section 9-336g, as amended by section 12 of public act 81-357, subsection (f) of section 9-348b, as amended by section 13 of public act 81-357, and subdivision (2) of this subsection, no political committee organized for ongoing political activities shall, in any one calendar year, and no political committee formed for a single election (or) primary OR REFERENDUM shall, with respect to such election (or) primary OR REFERENDUM, make a contribution or contributions in excess of two thousand dollars to another political committee, PROVIDED THAT NO POLITICAL COMMITTEE ORGANIZED FOR ONGOING POLITICAL ACTIVITIES OR FORMED FOR A SINGLE ELECTION OR PRIMARY SHALL MAKE A CONTRIBUTION TO A POLITICAL COMMITTEE ESTABLISHED UNDER SUBSECTION (f) OF SECTION 9-348b, AS AMENDED BY SECTION 13 OF PUBLIC ACT 81-357, IN EXCESS OF TWO HUNDRED FIFTY DOLLARS.

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(2) A political committee organized by a stock corporation or other business organization may make contributions to, or for the benefit of, a political committee organized by a stock corporation, or other business organization without limitation."

SPEAKER ABATE:

Will you remark further on this bill as amended?

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

REP. TULISANO: (29th)

For a full and final settlement of this matter, I would like to call LCO 3926 and have the provision summarized.

SPEAKER ABATE:

The Clerk has in his possession amendment to LCO No. 3926, I'll designate it House "F". Will the Clerk please call the amendment.

CLERK:

LCO No. 3926 as amended in House Amendment Schedule "F", offered by Rep. Tulisano of the 29th District.

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER ABATE:

Rep. Tulisano.

kkm

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REP. TULISANO: (29th)

This is the technical revision amendment which I will be very honest, I have not read through it though it has been given to me. It is truly technical in nature; we have not caught anything in it. I've summarized it, looked at it, that would be substantive at all. It is just like the file copy, now that we've changed it and it is totally technical in nature -- I move its' adoption.

SPEAKER ABATE:

The question now is on adoption of House "F". Will all those in favor, please indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER ABATE:

All those opposed, nay.

REPRESENTATIVES:

No.

SPEAKER ABATE:

The ayes have it. The amendment is adopted.

The following is House Amendment Schedule "F":

After line 6353, add the following new sections and renumber the remaining sections accordingly;

"Sec. 167. Subsection (a) of section 22-11c of the

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general statutes, as amended by section 9 of house bill 5991 of the current session, is repealed and the following is substituted in lieu thereof:

(a) Each brand and grade of commercial fertilizer shall be registered before being distributed in this state. The application for registration shall be submitted to the commissioner on a form furnished by the commissioner, and shall be accompanied by a fee established by the commissioner by regulations adopted in accordance with the provisions of this section and chapter 54. The fee shall not exceed the cost of (feed) FERTILIZER analysis and the cost of administering the registration program. The application shall include the following information: (1) The net weight; (2) the brand and grade; (3) the guaranteed analysis; (4) the name and address of the registrant; (5) the sources from which the nitrogen, phosphorous and potassium are derived. Upon approval of the application by the commissioner, a copy of the registration shall be furnished to the applicant. All registrations shall expire on June thirtieth of each year.

Sec. 168. Section 45-288 of the general statutes is repealed and the following is substituted in lieu thereof:

Any person aggrieved by any order, denial or decree of a court of probate in any matter, unless otherwise specially provided by law, may appeal therefrom to the superior court for the judicial district in which such court of probate is held. Except in the case of an appeal by the state, such person shall give security for costs in the amount of one hundred fifty dollars, which may be paid to the clerk, or a recognizance with surety annexed to the appeal and taken before the clerk or a commissioner of the superior court or a bond substantially in accordance with the bond provided for appeals to the supreme court. APPEALS FROM ANY DECISION RENDERED IN ANY CASE AFTER A RECORD IS MADE UNDER SECTIONS 51-72 AND 51-73 SHALL BE ON THE RECORD AND SHALL NOT BE A TRIAL DE NOVO.

Sec. 169. Subsection (d) of section 1 of substitute House Bill 5882 of the current session, as amended by House Amendment Schedule "A", is repealed and the following is substituted in lieu thereof:

(d) The council may receive funds from any source and expend such funds for equipment, supplies, staff and

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consultants as may be necessary to carry out its duties. The council shall distribute funds for program activities after a vote in which the members representing the boards of the soil and water conservation districts shall collectively have one vote. (Notwithstanding the provisions of chapter 67, the) THE council may employ an executive director WHO SHALL NOT BE SUBJECT TO THE PROVISIONS OF CHAPTER 67. The council may seek funding and provide financial support to boards of soil and water conservation districts and other organizations for activities contributing to soil and water conservation. The council may adopt and amend by a majority vote such bylaws as it deems necessary to conduct its business.

Sec. 170. Section 16-47 of the general statutes, as amended by section 4 of substitute senate bill 315 of the current session, as amended by Senate Amendment Schedule "A", is repealed and the following is substituted in lieu thereof:

(a) As used in this section, "holding company" means any corporation, association, PARTNERSHIP, trust or similar organization, or person which, either alone or in conjunction and pursuant to an arrangement or understanding with one or more other corporations, associations, PARTNERSHIPS, trusts or similar organizations, or persons, directly or indirectly, controls a gas, electric, water or community antenna television company.

(b) No gas, electric, water or community antenna television company, or holding company, or any official, board or commission purporting to act under any governmental authority other than that of this state or of its divisions, municipal corporations or courts, shall interfere or attempt to interfere with or, directly or indirectly, exercise or attempt to exercise authority or control over any gas, electric, water or community antenna television company incorporated by this state or engaged in the business of supplying service within this state, or doing the principal part of its business within this state, without first obtaining the approval of the department of public utility control, except as the United States may properly regulate actual transactions in interstate commerce.

(c) No corporation, association, PARTNERSHIP, trust or similar organization, or persons shall take any action

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that causes it to become a holding company with control over a gas, electric, water or community antenna television company incorporated by this state or engaged in the business of supplying service within this state, or acquire, directly or indirectly, control over such a holding company, or take any action that would if successful cause it to become or to acquire control over such a holding company, without first obtaining the approval of the department. Any such corporation, association, PARTNERSHIP, trust or similar organization, or person applying to the department for such approval shall pay the reasonable expenses incurred by the department in carrying out its duties under this subsection, and accordingly, shall deposit with the department a bond, executed by a surety company authorized to do business in this state, in the amount of fifty thousand dollars, conditioned to indemnify the department for such expenses.

(d) Each holding company shall, not later than three months after the close of its fiscal year, annually, file with the department a copy of its annual report to stockholders for such fiscal year. If the holding company does not print such an annual report, it shall file instead, not later than the same date, a comprehensive audit and report of its accounts and operations prepared by an independent public accounting firm approved by the department. The provisions of this subsection shall not apply to any holding company in the form of a person.

(e) Any action contrary to the provisions of subsection (b) or (c) of this section shall be voidable on order of the department.

(f) Whenever any corporation, association, PARTNERSHIP, trust or similar organization or person takes or engages in any action which would violate subsection (c) of this section or any order adopted pursuant to such subsection of the superior court, upon application of any holding company or gas, electric, water or community antenna television company affected by such action, may enjoin any such corporation, association, PARTNERSHIP, trust or similar organization, or person from continuing or doing any act in violation of such subsection or may otherwise enforce compliance with such subsection.

Sec. 171. Subsection (d) of section 2-8 of the general statutes, as amended by section 1 of substitute

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house bill 5799 of the current session, as amended by House Amendment Schedule "A", is repealed and the following is substituted in lieu thereof:

- (d) In lieu of the compensation provided by subsections (a) and (b) of this section, any member elected to fill any unexpired term shall receive the following:
- (1) For less than a full year of a term, a pro rate amount of the compensation payable under said subsection (a) and, in addition to the transportation allowance payable under section 2-15, a pro rata amount of the sum of twelve hundred fifty dollars as reimbursement for expenses, both payable upon certification of his election (to the comptroller);
 - (2) for a full year of a term, the compensation and expenses provided in subsection (a) and (b), both payable upon certification of his election (to the comptroller).

Sec. 172. Section 4-176 of the general statutes, as amended by section 2 of substitute senate bill 17 of the current session, as amended by Senate Amendment Schedule "(C)", is repealed and the following is substituted in lieu thereof:

Each agency may, in its discretion, issue declaratory rulings as to the applicability of any statutory provision or of any regulation or order of the agency, and each agency shall provide by regulation for the filing and prompt disposition of petitions seeking such rulings. If the agency issues an adverse ruling, the remedy for an aggrieved person shall be an (appeal pursuant to) ACTION FOR DECLARATORY JUDGEMENT UNDER section 4-175 unless the agency conducted a hearing pursuant to sections 4-177 and 4-178 for the purpose of finding facts as a basis for such ruling, in which case the remedy for an aggrieved person shall be an appeal pursuant to section 4-183. If the agency fails to exercise its discretion to issue such a ruling, such failure shall be deemed a sufficient request by the plaintiff for the purposes of section 4-175. Rulings disposing of petitions have the same status as agency decisions or orders in contested cases.

Sec. 173. Subsection (a) of section 29-40 of the general statutes, as amended by section 1 of public act 81-381 and section 1 of public act 82-64, is repealed and the following is substituted in lieu thereof:

- (a) The state fire marshal shall adopt, promulgate

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and administer a fire safety code and at any time may amend the same, provided no provision of any new or amended code ADOPTED ON OR AFTER JULY 1, 1981, which requires structural changes in any building existing prior to the effective date of such new or amended code shall be effective in relation to such existing building for a period of four years from the effective date of such code. The regulations in said code shall provide for reasonable safety from fire, smoke and panic therefrom, in all buildings and areas adjacent thereto except in private dwellings occupied by one or two families and upon all premises except those used for manufacturing, and shall include provision for smoke detection and warning equipment in residential buildings designed to be occupied by two or more families for which a building permit is issued on or after October 1, 1986, in new residential buildings designed to be occupied by one or more families for which a building permit for new occupancy is issued on or after October 1, 1978, and in student dormitories at all colleges and universities not later than September 1, 1982, within the amounts appropriated for such purpose, to provide Level Four Protection, as defined in the 1974 edition of Standard Number Seventy-four of the National Fire Protection Association. Said regulations shall provide the requirements for markings and literature which shall accompany such equipment sufficient to inform the occupants and owners of such buildings of the purpose, protective limitations and correct installation, operating, testing, maintenance and replacement procedures and servicing instructions for such equipment and shall require that smoke detection and warning equipment which is installed in such residential buildings shall be capable of sensing visible or invisible smoke particles, that the manner and location of installing smoke detectors shall be approved by the local fire marshal or building official, that such installation shall not exceed the standards under which such equipment was tested and approved and that such equipment, when activated, shall provide an alarm suitable to warn the occupants.

Sec. 174. Section 2 of public act 82-64 is repealed and the following is substituted in lieu thereof:

This act shall take effect (July 1, 1981) FROM ITS PASSAGE.

Sec. 175. Subsection (a) of section 27-108 of the

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general statutes, as amended by section 39 of public act 81-473, is repealed and the following is substituted in lieu thereof:

(a) All veterans, and persons who served honorably in the armed forces of the United States for ninety days more more between October 28, 1953, and January 31, 1955, or who served honorably for a shorter time during such period if separated from service by reason of a service-connected disability rated by the Veterans Administration, shall be entitled to admission to the home; and all veterans who, from disease, wounds or accident, need medical or surgical care and treatment or who have become mentally ill and who have no adequate means of support, shall be entitled to admission to any hospital and to receive necessary food, clothing, care and treatment therein, at the expense of the state."

In line 6360, after "that" insert the following:
"section 172 shall take effect July 1, 1982,"

In line 6361, after "1982" insert the following:
"and section 171 shall take effect January 5, 1983"

SPEAKER ABATE:

Will you remark further on this bill, as amended.
All the members please be seated, staff and guests to the well of the House please. The machine will be open

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.

Will the Clerk please announce the tally.

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CLERK:

Senate Bill 612 as amended by House Amendment
Schedule "A", "B", "C", "D", "E", and "F"

Total number Voting	143
Necessary for Passage	72
Those voting Yea	136
Those voting Nay	7
Those absent and not Voting	8

SPEAKER ABATE:

The bill, as amended, is passed.

CLERK:

Recalling Calendar Page 565, Senate Bill No. 595,
AN ACT CONCERNING THE SUNSET REVIEW PROCESS. Favorable
Report of the Committee on Government Administration and
Elections. The House earlier this evening rejected House
Amendment Schedule "A", and that House Amendment Schedule
"B" was withdrawn.

REP. GROppo: (63rd)

Mr. Speaker.

SPEAKER ABATE:

Rep. John Groppo.

REP. GROppo: (63rd)

Mr. Speaker, may this bill be resubmitted to the

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1982
TRAILER SESSION
JUNE

VOL. 25
PART 25
7845-8313

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House of Representatives

Wednesday, May 5, 1982

CLERK:

Senate Bill 101, as amended by Senate Amendment Schedules "B" and "C", and House Amendment Schedule "A".

Total number voting	142
Necessary for passage	72
Those voting yea	142
Those voting nay	0
Those absent and not voting	9

ACTING SPEAKER MC CLUSKEY:

The bill as amended is passed.

REP. JOHNSTON: (51st)

Mr. Speaker.

SPEAKER ABATE:

Rep. Kevin Johnston.

REP. JOHNSTON: (51st)

Mr. Speaker, I would ask for suspension of the rules for the immediate transmittal of 4 bills which need further Senate Action. On page 1, Calendar No. 657, File No. 728, SB 509, SB 101 Calendar 684, File No. 529, and a bill, sir passed yesterday, which was File 511, Senate Bill 612, File No. 483, and House Bill 5478, File No. 782, which we acted on earlier today.

I would ask for suspension of the rules for the immediate transmittal of these bills to the Senate.

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SPEAKER ABATE:

Is there objection to that motion? Is there objection? Hearing none, it is so ordered. SB 509,SB 101,SB 612,HB 5478

At this time the Chair would like to invite to the dais, for purposes of presiding over this august assembly, Rep. John Quinn. (Applause)

ACTING SPEAKER QUINN:

Will the House come to order

CLERK:

Calendar page 4, Calendar No. 594, Substitute for Senate Bill No. 578, AN ACT CONCERNING A STUDY OF HUMAN RESOURCE DEVELOPMENT GRANTS AND ESSENTIAL SERVICES IN THE DEPARTMENT OF HUMAN RESOURCES, as amended by House Amendment Schedule "A". Favorable Report of the Committee on Appropriations.

The Senate rejected House Amendment Schedule "A" on May 3, 1982.

REP. WRIGHT: (77th)

Mr. Speaker.

ACTING SPEAKER QUINN:

Rep. Wright.

REP. WRIGHT: (77th)

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