

Legislative History for Connecticut Act

SB 60	SA 35	1982
Senate: 2391-92, 2548		(3)
House: 6133-6134, 6207		(3)
Judiciary: 401-403		(3)

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1982

VOL. 25
PART 8
2262-2552

SENATE

MONDAY
APRIL 26, 1982

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THE CHAIR:

All right. The matter is before us with Senator Owens bringing it out.

SENATOR OWENS:

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

THE CHAIR:

Will you remark, Senator?

SENATOR OWENS:

This provides, Mr. President--this was a change of reference initially. The Bill provides that the Commission shall charge the licensee a fee of ten percent of all rental payments collected to cover the cost of collection of rents and use of proceeds. The Bill further provides that the owner shall not maintain or proceed with a summary process action against a resident who tenders the total arrearage due to the owner within thirty days and who has not so tendered an arrearage under this subparagraph during the preceeding twelve months. I'd ask if there is no objection, that this matter be placed on Consent.

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membership. There are a lot of people that felt that they wanted to have the timeframe repealed but we have questions as to how expensive it is and have asked the Teachers' Retirement Board to look at it in the interim. The Bill also allows active members who are substitute teachers with 40 or more days of service in a single public school system in any year, to purchase additional credited service. If there is no objection, I would move it to Consent.

THE CHAIR:

Is there any objection to placing the item on Consent?

The matter will be referred to the Consent Calendar.

THE CLERK:

Moving to page 19 of the Calendar, Calendar 493, File 708, Substitute for Senate Bill 60, AN ACT CONCERNING THE CHARTER OF THE ODDFELLOWS HOME OF CONNECTICUT, with a Favorable Report of the Committee on Finance, Revenue and Bonding.

THE CHAIR:

Senator Owens.

SENATOR OWENS:

Yes. I move acceptance of the Joint Committee's

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Favorable Report and passage of this Bill.

THE CHAIR:

Will you remark, Senator?

SENATOR OWENS:S

Yes. This Bill increases from \$6 million to \$10 million, the value of the real and personal property held by Oddfellows Home of Connecticut that would be tax exempt and specifies that any affiliate corporation that is formed separately from the Oddfellows Home to manage and invest an endowment fund created by the House will also be tax exempt. I'd ask if there is no objection, that it be placed on Consent.

THE CHAIR:

Any objection to placing the item on Consent?

Hearing none, it is so ordered.

THE CLERK:

Calendar 494, File 710, Substitute for Senate Bill 250, AN ACT CONCERNING THE ASSESSMENT OF THE MANAGEMENT FEE, with a FAVORable Report of the Committee on Finance, Revenue and Bonding.

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SENATOR LABRIOLA:

The one Dr. Zinsser addressed himself to.

THE CHAIR:

Okay. We're going to do the Consent Calendar and then we'll do that Bill and then the Bill that Senator Serrani objected to. The issue before the chamber now is the Consent Calendar as the Clerk read it with the two exceptions; one removed by Senator Zinsser and one by Senator Serrani. The machine is open.

This is to remind the chamber that we're going to have two votes immediately after the conclusion of the Consent Calendar. Senator Morton. I believe everyone has voted that is here. The machine will be closed and locked.

		<u>SB 556, SB 423, SB 253, SB 262, SB 372, SB 486, SB 576,</u>
TOTAL VOTING	35	<u>SB 22, SB 173, SB 109, SB 305, SB 1</u>
		<u>SB 147, SB 516, SB 21, SB 116,</u>
YEAS	35	<u>SB 190, SB 240, SB 60, SB 250,</u>
		<u>SB 61, SB 212, SB 246, SB 330,</u>
		<u>SB 613, SB 474, SB 121, SB 404.</u>

The Consent Calendar is adopted. The Clerk will
call the first item that was removed at the request of
Senator Zinsser.

THE CLERK:

SB 57, SB 365

The first item to be called to be removed from

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1982

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5711-6138

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House of Representatives Thursday, April 29, 1982

Page 16, top of the page, Calendar No. 622,
Substitute for Senate Bill No. 566, AN ACT CONCERNING
THE ISSUANCE OF CITATIONS TO NURSING HOMES BY THE
DEPARTMENT OF HEALTH SERVICES.

Calendar 623, Substitute for Senate Bill No.
305, AN ACT CONCERNING REIMBURSEMENT OF FARM WASTE
MANAGEMENT SYSTEM COSTS.

Calendar 626, Substitute for Senate Bill No. 273,
AN ACT CONCERNING THE OCCUPATIONAL TAX FOR ATTORNEYS.

Calendar 627, Substitute for Senate Bill No.
60, AN ACT CONCERNING THE CHARTER OF THE ODD FELLOWS'
HOME IN CONNECTICUT.

On Page 17, Calendar No. 628, Substitute for
Senate Bill No. 516, AN ACT CONCERNING OFFICE OF THE
SECRETARY OF THE STATE.

Calendar No. 630, Substitute for Senate Bill No.
474, AN ACT CONCERNING THE NEW ENGLAND HIGHER EDUCATION
COMPACT.

Page 19, Calendar No. 640, Substitute for Senate
Bill No. 190, AN ACT CONCERNING THE MEMBERSHIP OF THE
INVESTMENT ADVISORY COUNCIL.

And on Page 20, top of the page, Calendar 644,
Senate Bill No. 372, AN ACT CONCERNING STATE GRANTS FOR
JUVENILE CRIMINAL DIVERSION.

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6134

House of Representatives Thursday, April 29, 1982

Calendar 647, Senate Bill No. 22, AN ACT CONCERNING
COMPENSATION OF ATTORNEYS APPOINTED AS SPECIAL PUBLIC
DEFENDERS.

Calendar 648, Substitute for Senate Bill No. 253,
AN ACT CONCERNING STUDIES ON THE EFFECTS OF LEGALIZED
GAMBLING AND SPECIAL REVENUE LICENSING AND REGISTRATION
FEES.

Mr. Speaker, I move that these bills be placed
on the Consent Calendar for action tomorrow.

DEPUTY SPEAKER FRANKEL:

The motion is to place the following bills on
the Consent Calendar for action tomorrow:

Calendar No. 508, 614, 620, 622, 623, 626,
627, 628, 630, 640, 644, 647 and 648.

Is there objection to the motion? Is there
objection? Hearing none, it is so ordered.

REP. GROPPO: (63rd)

Mr. Speaker,

DEPUTY SPEAKER FRANKEL:

Rep. Groppo,

REP. GROPPO: (63rd)

Mr. Speaker, at this time I would like to move
that all the double starred items not called by the
Clerk be passed, retaining their place on the Calendar.

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
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VOL. 25
PART 19
6139-6376

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House of Representatives Friday, April 30, 1982

Substitute for Senate Bill No. 566. AN ACT
CONCERNING THE ISSUANCE OF CITATIONS TO NURSING HOMES
BY THE DEPARTMENT OF HEALTH SERVICES.

Substitute for Senate Bill No. 305. AN ACT
CONCERNING REIMBURSEMENT OF FARM WASTE MANAGEMENT SYSTEM
COSTS.

Substitute for Senate Bill No. 60. AN ACT
CONCERNING THE CHARTER OF THE ODD FELLOWS' HOME OF
CONNECTICUT.

Substitute for Senate Bill No. 516. AN ACT
CONCERNING OFFICE OF THE SECRETARY OF THE STATE.

Substitute for Senate Bill No. 474. AN ACT
CONCERNING THE NEW ENGLAD HIGHER EDUCATION COMPACT.

Substitute for Senate Bill No. 190. AN ACT
CONCERNING THE MEMBERSHIP OF THE INVESTMENT ADVISORY
COUNCIL.

Senate Bill No. 372. AN ACT CONCERNING STATE
GRANTS FOR JUVENILE CRIMINAL DIVERSION.

Senate Bill No. 22. AN ACT CONCERNING COMPENSATION
OF ATTORNEYS APPOINTED AS SPECIAL PUBLIC DEFENDERS.

Substitute for Senate Bill No. 253. AN ACT
CONCERNING STUDIES ON THE EFFECTS OF LEGALIZED GAMBLING
AND SPECIAL REVENUE LICENSING AND REGISTRATION FEES.

CLERK:

Page 5, Calendar 526, Substitute for Senate Bill
299. AN ACT CONCERNING THE USE OF EXPLOSIVES. Favorable
Report of the Committee on Judiciary.

REP. MORGAN: (56th)

Mr. Speaker.

JOINT
STANDING
COMMITTEE
HEARINGS

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PART 2
333-529

1982

MR. ANDREWS: (continued)

is tantamount to support and it is not my belief that anybody on this committee will stand up and want to be a part of supporting what the Klan is all about.

And, so, we urge -- we strongly urge that you pass this bill and pass it effective on passage rather than waiting for October. Not just in preparation for the March 20 rally, but in preparation for the summer and all the other things that could very easily happen that could be wrong.

Groups could be provoked during the summer by the Klan and we do anticipate this as being part of their summer agenda and we want to head off this kind of activity happening, making things worse in our communities. Thank you very much.

REP. TULISANO: Then it'll be Doris McCombs, then Judge Knierin.

STEPHEN STUDER: Chairman Tulisano, I'll let everyone introduce themselves as we do down the line, but we're all here today on behalf of the Odd Fellows Home of Connecticut, Inc., and we're here to speak in favor of Senate Bill No. 60.

The Odd Fellows Home of Connecticut is a nonprofit corporation which, since 1892, has been providing for the elderly and needy citizens of the State of Connecticut. Presently, the Odd Fellows Home operates a 60 bed skilled nursing facility and a 60 bed intermediate care facility in Groton, Connecticut.

The purpose of Senate Bill 60 is to increase the amount of real and personal property which this organization may hold exempt from taxation. In 1893 the original special act incorporating this organization authorized the home to acquire \$1,500,000 worth of tax exempt property. Subsequently, this provision has been amended various times and presently stands at \$6,000,000.

Senate Bill 60 is a technical amendment to raise this value limitation with respect to both real and personal property. As we all are acutely aware of today, due to inflation and increased property values, the \$6,000,000 value limitation is no longer sufficient for purposes of the organization.

Senate Bill 60 will also allow the Odd Fellows Home to create an affiliated tax exempt corporation to hold, manage, and invest all or a portion of the endowment fund for the use and benefit of the Odd Fellows Home and its patients.

MR. STUDER: (continued)

The new entity would be controlled by the Grand Lodge and by the home and would further the philanthropic and fraternal objectives and activities of the Odd Fellows Home.

It is our assessment that the proposed bill has no fiscal impact upon the State of Connecticut and, in addition to speaking in support of the bill, I would also like to suggest one slight amendment for the purpose of clarification and that would be as follows, commencing on Line 35 of this bill. I would propose the following additional language which I will provide at a later date in writing.

"Provided any transfer under this section shall not effect the tax exempt status of the said endowment or fund, or portion thereof, pursuant to Section 3 of 119 of the Special Acts of 1893 as amended."

That's all for my remarks, I would urge that you give this bill a joint favorable report and we'll hear from other speakers much more brief than I and we'd then be prepared to answer any questions you may have. Thank you.

RICHMOND HOPKINS: Representative Tulisano and members of the Judiciary Committee, my name is Richmond Hopkins, and I am Secretary of the Odd Fellows Home of Connecticut. I'd like to make the following statement on behalf of the officers and directors and acquaint you with a slight history of the order on the North American continent and here in Connecticut.

Odd Fellowship was first organized in the North American continent in 1819, expansion of the order resulted in the Grand Lodge of Connecticut being instituted in 1840. It became evident as time passed that indigent and needy Odd Fellows required a place to live in their declining years. To meet the challenge, the Grand Lodge purchased property in 1892 and has operated a home since the issuance of a charter granted by the General Assembly in 1893. The object of all Odd Fellows is to care for the sick, alleviate distress and, whenever possible, aid in daily administrations of others and, as a representative of the board, I respectfully request favorable opinions by this committee.

JAMES S. WEBBER: Representative Tulisano, members of the committee. I'm James Webber. I'm a Past Grand Master of the Grand Lodge of the Independent Order of Odd Fellows and the current Grand Secretary with offices in Meridan. The

MR. WEBBER: (continued)

Grand Lodge offers its support to this bill because service is our business, it's our product and trade, not only service to the members of our order, but services to other citizens of this great State of Connecticut. We, therefore, support this bill.

JACK VAN VERDOGHEN: Honorable members of the Judiciary Committee. My name is Jack VanVerdoghen, I am the Administrator of the Odd Fellows Home of Connecticut.

We ask your favorable consideration of this Raised Committee Bill No. 60 to increase the tax exemption amount of our property Odd Fellows Home in Groton. We also ask to allow us the flexibility we need to manage our endowment fund by the establishment of a separate corporation in order that we could benefit our fraternal member-related patients at the home.

REP. TULISANO: Could you tell us when the last time the bill was amended, do you know? When the charter was amended? 1973? Dealing with the same -- up to \$6,000,000. From one and a half million.

MR. STUDER: 1973. Yes, From one and a half to \$6,000,000.

REP. TULISANO: General corporation law could solve this problem in the future, but -- as a suggestion. You keep coming back here.

MR. STUDER: I agree with you -- suggestion should be (INAUDIBLE)

REP. TULISANO: Well, if you think about it in the back room quickly, we might even be able to change it today. Okay, Doris McCombs, then Judge Kiernin. Doris McCombs here? Sorry, Judge Kiernin. Then Robert Hall.

JUDGE KIERNIN: Thank you, Mr. Chairman, members of the committee. My name is Glenn Kniernin, I'm Probate Court Administrator for the State of Connecticut. I'm here to speak on five bills and in each case I have prepared written testimony and will attempt to summarize and be brief in my comments.

The first bill is Senate Bill 64, An Act Concerning Payment of Three Judge Courts. This responds to the successful experiment which we have tried in the Courts of Probate with the help of the Legislature, that is, in certain cases making