

Legislative History for Connecticut Act

HB 5560	PA 9	1987
House 777-778, 800-801		(1)
Senate 431-433, 440-441		(5)
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Transcripts from the Joint Standing Committee Public Hearing(s) and/or Senate and House of Representatives Proceedings

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1987

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pt

28 777

House of Representatives

Tuesday, February 10, 1987

REP. BALDUCCI: (27th)

Mr. Speaker, at this time, I would like to place several issues on the Consent Calendar for action in our next Legislative Session.

DEPUTY SPEAKER CIBES:

Please proceed.

REP. BALDUCCI: (27th)

Thank you, Mr. Speaker. Calendar No. 9, Substitute for House Bill 5560, File 14, AN ACT CONCERNING CHANGE OF NAME OF CAPITAL STOCK BANKS.

Calendar No. 13, House Bill 5559, AN ACT CONCERNING MORTGAGE APPRAISAL PRACTICES, File 9.

Calendar No. 14, House Bill 5843 AN ACT CONCERNING ADDITIONAL CLASSIFICATION OF CREDIT UNION SHARES, File No. 13.

And the last one, on Page 3, Calendar No. 15, House Bill 5844, File 16, AN ACT REMOVING THE ONE YEAR LIMITATION ON CREDIT UNION SHARE SECURED LOANS.

I would move that those items be placed on today's Consent Calendar for action at our next Session.

DEPUTY SPEAKER CIBES:

Motion is to put the following four bills on the Consent Calendar for action later in the Session,

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House of Representatives

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House Bill 5560, Calendar 9; House Bill 5559, Calendar 13;
House Bill 5843, Calendar 14; House Bill 5844, Calendar 15.

Is there objection of placing these items on the
Consent Calendar for action later in the Session?

Hearing none, it is so ordered.

Will the Clerk please continue with the Call of the
Calendar.

CLERK:

Calendar 10, House Bill 5556, AN ACT CONCERNING
INTEREST AND FINANCE CHARGE REBATES. Favorable Report
of the Committee on Banks.

REP. RITTER: (2nd)

Mr. Speaker.

DEPUTY SPEAKER CIBES:

Rep. Tom Ritter.

REP. RITTER: (2nd)

I'm sorry, I thought this was going to go on
Consent. I move acceptance of the Joint Committee's
Favorable Report and passage of the bill.

DEPUTY SPEAKER CIBES:

The question is on acceptance and passage. Will
you remark?

Yes, Mr. Speaker, very quickly. It's one of those

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SPEAKER STOLBERG:

All those to the contrary, nay.

The Resolution is adopted.

Rep. Balducci.

REP. BALDUCCI: (27th)

Mr. Speaker.

SPEAKER STOLBERG:

Rep. Balducci.

REP. BALDUCCI: (27th)

Thank you, Mr. Speaker, at this time, I move passage of those items we placed on today's Consent Calendar.

SPEAKER STOLBERG:

Just a moment, please, sir. We are about to adopt the Consent Calendar. I would advise the members to give their attention to Rep. Balducci.

Please proceed, sir.

REP. BALDUCCI: (27th)

Thank you, Mr. Speaker. Those items that we placed on the Consent Calendar today were Calendar 9, Bill 5560, File 14,

Calendar 13, Bill 5559, File 9, Calendar 14,

Bill 5843, File 13, and

Calendar 15, Bill 5844, File 16. I move passage

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of those items, Mr. Speaker.

SPEAKER STOLBERG:

REP. Is there objection to the passage of any of those items on today's Consent Calendar?

REP. Is there objection? Seeing no objection, the Consent Calendar is adopted.

Are there any announcements or points of personal privilege at this time? Rep. Polinsky.

REP. POLINSKY: (38th)

Thank you, Mr. Speaker. Just a reminder to the members of the Appropriation Committee that there is a public hearing tomorrow, followed by a meeting immediately thereafter. Thank you very much.

SPEAKER STOLBERG:

Are there any further announcements or points of personal privilege?

REP. ZAJAC: (83rd)

Mr. Speaker.

SPEAKER STOLBERG:

Rep. Zajac.

REP. ZAJAC: (83rd)

For an announcement, Mr. Speaker.

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GEN. ASSEMBLY
SENATE

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THE CLERK:

Calendar No. 26, File No. 9, House Bill No. 5559. AN ACT CONCERNING MORTGAGE APPRAISAL PRACTICES. Favorable Report of the Committee on BANKS.

THE CHAIR:

Senator Casey.

SENATOR CASEY:

Thank you very much, Mr. President. I move acceptance of the Joint Committee's favorable report and passage of the bill.

THE CHAIR:

Will you remark?

SENATOR CASEY:

Gladly, Mr. President. This is another good consumer bill. It will allow members of a federally chartered and also first and second mortgage lenders institutions to, upon request, give to their customers the appraisals forms that are utilized in giving the mortgage loan. If there are no objections, I ask that it be placed on the consent calendar.

THE CHAIR:

Without objection, so ordered.

THE CLERK:

Calendar No. 27, File no. 14, Substitute for House Bill No. 5560. AN ACT CONCERNING CHANGE OF NAME OF CAPITAL STOCK

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BANKS. Favorable Report of the Committee on BANKS.

THE CHAIR:

Senator Casey.

SENATOR CASEY:

Thank you very much, Mr. President. I move acceptance of the Joint Committee's favorable report and passage of the bill.

THE CHAIR:

Will you remark?

SENATOR CASEY:

Gladly again, Mr. President.

THE CHAIR:

You're doing well, Senator.

SENATOR CASEY:

I'm trying. Thank you very much. This bill would extend to those capital stock banks that were allowed under Connecticut law to begin a few years ago to change their names in the proper procedure that is allowed for other savings banks right now. Also it allows - excuse me - clarifies the executive department section that we have under section 4-38C to call the banking department the department of banking as it is called in the major title 36 of our statutes. If there are no objections, Mr. President, I ask that it be placed on the consent calendar.

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THE CHAIR:

Without objection, so ordered.

THE CLERK:

Calendar No. 28, File No. 13, House Bill No. 5843. AN ACT
CONCERNING ADDITIONAL CLASSIFICATION OF CREDIT UNION SHARES.
Favorable Report of the Committee on BANKS.

THE CHAIR:

Senator Casey.

SENATOR CASEY:

Thank you very much, Mr. President. I move acceptance of
the Joint Committee's favorable report and passage of the bill.

THE CHAIR:

Will you remark?

SENATOR CASEY:

Yes, Mr. President. This allows additional classes, the
type of accounts in a credit union share operation to be flexible
enough so that where you have time deposits over a payroll
deduction type situation, there can be a charged a different rate
slightly lower than the lump sum rate and for example, an IRA
accumulator account, where deposits are made over time at a
higher rate of interest, would be earned then regular accounts.
If there are no objection, Mr. President, I ask that it be placed
on the consent calendar.

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No, it's not a tear jerking issue. But, I'll tell you frankly it's a very important consumer issue and I ask for full support of the Senate.

THE CHAIR:

Further remarks? It's my understanding, Senator Upson, that you were not objecting. Then, without objection, we'll move that item to the consent calendar. At this time we are going to call the consent calendar. So the Clerk will please make an announcement of the immediate roll call in the Senate.

THE CLERK:

A roll call has been requested in the Senate. Will all Senators please return to the chamber. The Senate is voting by roll. Will all members please return to the chamber immediately.

THE CHAIR:

Clerk, proceed to indicate the items we're voting on, on the consent calendar.

THE CLERK:

Consent calendar, Calendar page 4, Calendar No. 12, Senate Bill 147, Calendar No. 13, Senate Bill 154, Calendar No. 25, House Bill 5839, Calendar No. 26, House Bill 5559, Calendar No. 27, Substitute for House Bill 5560, Calendar No. 28, House Bill 5843. Calendar page 5, Calendar No. 29, House Bill 5844,

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Calendar No. 14, Senate Resolution 10, Calendar No. 31, House Joint Resolution 3.

THE CHAIR:

Thank you Mr. Clerk. Does anyone care to add or remove any item from the consent calendar. If not, the machine is open. Please cast your vote. Senator DiBella, Senator Przybysz. Clerk, please tally the vote. The machine is closed. Result of the consent calendar vote is, 36 voting yea, 0 voting nay. Consent calendar is adopted. Senator O'Leary.

SENATOR O'LEARY:

Thank you, Mr. President. There are two more Senate Agendas, I believe, that have arrived, so it is our intention to recess for roughly 20 minutes and reconvene at 4:00 to read in the Senate Agendas and to take up under suspension the three resolutions contained on those Agendas.

THE CHAIR:

Without objection, so noted. The Senate will stand in recess until approximately 4:00.

The Senate recessed at 3:37P.M. The Senate reconvened at 4:25P.M.

SENATOR DANIELS:

At this point of time I rise for a point of special privilege, Mr. President.

JOINT
STANDING
COMMITTEE
HEARINGS

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GAYLE FIERER: than the three specified govern capitol stock associations today.

For example, it is clear that capitol stock associations are also governed by chapters 662C on interstate banking, Chapter 658 - the Connecticut Bank Holding Company and Bank Aquisition Act, Chapter 645C on capitol stock banks and so forth. For this reason, House Bill 5554 proposes the deletion of the specific reference to the three statutory provisions in section 36193K.

House Bill 5555, an act concerning the establishment of branches by foreign banking corporations, proposes to update a subsection of the branching laws of the state banking trust company. Subsection 6, of section 3659, currently provides a broad prohibition against foreign banking corporations maintaining an office in Connecticut to solicit deposits or conduct the general banking business. However, pursuant to Chapter 662C of the General Statute of the Connecticut interstate banking act, certain foreign banking corporations such as New England Savings Bank and Savings and Loan Associations are permitted to merge with Connecticut banks, thereby establishing branches in Connecticut.

This proposal would amend Section 36596 to acknowledge our interstate banking statutes by creating a specific exemption for those foreign banks which legally enter Connecticut who are regional interstate banking commissions.

House Bill 5557, an act concerning the issuants and sale of debting permits on savings banks proposes a technical amendment to section 36131C of the General Statutes. As you are aware, Section 36131C provided that debt instruments issued and sold by savings banks "shall be deemed part of the aggragate surplus accounts of the bank for purposes of Subsections 3, 4, and 5 of Section 36139. "

Unfortunately, these three subsections, 3, 4 and 5 of 36139, were deleted by the General Assembly in 1985 in Public Act 85209 and 85379. Inadvertently, the reference to these three subsections in Section 36131C was not at the same time deleted. Therefore, since these subsections no longer exist, House Bill 5557 serves to eliminate reference to them in Section 36131C.

Finally, I wish to briefly discuss House Bill 5560, an act concerning change of name of capitol stock bank. Currently, there was no authority within Title 36 for capitol stocks savings bank or savings and loan association to apply to the Commission to change its name. There is authority however, in Section 3687 for a commercial bank to change its corporate name. This proposal would amend Section 3687 to encompass all state-chartered capitol stock banks. As a result, all capitol stock banks will be subject to identical application and notice requirements and subject to the same standards of review of bank name,...



STATE OF CONNECTICUT
DEPARTMENT OF BANKING
44 CAPITOL AVENUE • HARTFORD, CT 06106



BANKS COMMITTEE PUBLIC HEARING, JANUARY 27, 1987

MEMORANDUM RE: An Act Concerning Change of Name of Capital Stock Banks
(H.B. 5560)

STATEMENT OF PURPOSE: To provide authority for a capital stock savings bank or savings and loan association to apply to the Banking Commissioner for permission to change its name.

FROM: Howard B. Brown, Banking Commissioner

PRESENT LAW: The provisions to Title 36 currently provide no authority for a capital stock savings bank or savings and loan association to change its name.

EFFECT OF H.B. 5560:
Section 1. Section 36-87 of the general statutes provides procedural requirements for a state bank and trust company to apply to the banking commissioner for permission to change its name. This proposal would amend section 36-87 to encompass all state-chartered capital stock banks.

Section 2. Effective on passage. Self-explanatory.

BANKING COMMISSIONER'S POSITION: This is a Department of Banking proposal. The proposal provides authority for capital stock savings banks and savings and loan associations to change their corporate titles and sets forth the procedural requirements for so doing. As a result, all capital stock banks will be subject to identical application and notice requirements, and subject to the same standards of review of bank names by the banking commissioner.