

Legislative History for Connecticut Act

HB 7371	PA 72	1989
House	2929-2933, 2987-3008	(27)
Senate	1220, 1417-1419	(4)
Public Health	0	

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House of Representatives

Wednesday, April 12, 1989

SPEAKER BALDUCCI:

Those opposed nay.

The ayes have it. The resolution is adopted.

CLERK:

Favorable Reports, Page 5, Calendar 177, Substitute for HB7371. AN ACT CONCERNING CERTIFICATE OF NEED APPLICATIONS.

Favorable Report of the Committee on PUBLIC HEALTH.

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco of the 71st.

REP. DEL BIANCO: (71st)

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

SPEAKER BALDUCCI:

The question is on passage. Will you remark?

REP. DEL BIANCO: (71st)

Yes, Mr. Speaker. The Clerk has an amendment, LC05294. Will the Clerk please call and may I be allowed to summarize.

SPEAKER BALDUCCI:

Will the Clerk please call LC05294, designated House "A".

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CLERK:

ph LC05294, designated House "A", offered by
Representative Gionfriddo.

SPEAKER BALDUCCI:

The question is on summarization. Is there
objection? Seeing none, please proceed, Ma'am.

REP. DEL BIANCO: (71st)

Mr. Speaker, what this would do is keep the current
\$400,000 Certificate of Need cap that is applied on
certain medical equipment by the Commission on
Hospitals and Health Care, but what it would also do is
get rid of what is called batching and that is by
putting all of the Certificate of Needs in one pile and
picking them out and being choosy, it would give more
opportunity for people who believe they need special
equipment to have their needs met.

It is something that is supported by both the
commission and the Hospitals Association and I would
move its adoption.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark
further? Will you remark? Representative Bowden of
the 31st.

REP. BOWDEN: (31st)

Mr. Speaker, thank you very much. I rise to oppose

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this amendment. Providers of services ranging from physicians to technicians and institutions, clinics across the State of Connecticut have been bothered for years since 1981 and 1982 with the slowness with which the commission reacts to requests for equipment.

This simply says that if we raise the threshold to \$700,000, we can apply that to all sorts of equipment without bothering with the Certificate of Need which takes months, years and sometimes never occurs at all. Magnetic imaging equipment, MRI, has risen in cost since 1962 and it's the same pieces that used to cost less than \$400,000 are up in the \$500,000 and \$600,000.

This simply allows them to get the equipment that they need to delivery quality service. I oppose this amendment.

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further on the amendment?

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, while I understand the problem with

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the cost of the MRI equipment, Representative Bowden should understand and the body should understand that, the fiscal impact of going to \$700,000 would be just too great and not something that we could meet at this time and I would once again say that this is something that the commission and the Hospital Association was able to work out and believe it will meet the needs of Connecticut's citizens.

SPEAKER BALDUCCI:

Will you remark further? Will you remark further on the amendment? Representative Jaekle.

REP. JAEKLE: (122nd)

Thank you, Mr. Speaker. I saw that the file had a fiscal note. It wasn't much of a specific fiscal note, but I see that the amendment that's being offered is one that changes both the effective date and reverts the \$700,000 back to \$400,000 and makes a change in another section.

I would like to ask, through you, Mr. Speaker, to the proponent of the amendment, as to what the fiscal note says about this amendment's change to the file.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. BERTINUSON: (57th)

Mr. Speaker.

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SPEAKER BALDUCCI:

No Representative Bertinuson.

REP. BERTINUSON: (57th)

We don't seem to be able to find a fiscal note on this amendment and for that reason I would move that this item be passed temporarily.

SPEAKER BALDUCCI:

The question is on passing temporarily. Is there objection? Seeing none, so ordered.

CLERK:

Calendar 178, Substitute for HB5135. AN ACT
CONCERNING THE LICENSING OF PSYCHOLOGISTS.

Favorable Report of the Committee on PUBLIC HEALTH.

REP. DEZINNO: (84th)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative DeZinno of the 84th.

REP. DEZINNO: (84th)

Thank you, Mr. Speaker. Mr. Speaker, with the permission for a second. Mr. Speaker, I move adoption and passage of the Joint Committee's Favorable Report on the bill.

SPEAKER BALDUCCI:

Will you remark?

REP. DEZINNO: (84th)

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further? If not, staff and guests please come to the well. Members please be seated. The machine will be open.

CLERK:

The House of Representatives is now voting by roll. Members report to the Chamber. The House is voting by roll call. Members to the Chamber please.

SPEAKER BALDUCCI:

Have all the members voted and is your vote properly recorded? Have all the members voted and is your vote properly recorded. The machine will be locked. The Clerk will please take a tally.

The Clerk please announce the tally.

CLERK:

SB777.

Total Number Voting	146
Necessary for Passage	74
Those voting Yea	146
Those voting Nay	0
Those absent and not Voting	5

SPEAKER BALDUCCI:

The bill is passed.

CLERK:

Calendar 177, Substitute for HB7371. AN ACT
CONCERNING CERTIFICATION OF NEED APPLICATIONS.

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Favorable Report of the Committee on PUBLIC HEALTH.

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, I once again move acceptance of the Joint committee's Favorable Report and passage of the bill.

SPEAKER BALDUCCI:

Will you remark?

REP. DEL BIANCO: (71st)

Mr. Speaker, the Clerk has in his possession LC05294. Will the Clerk please recall the amendment and may I be allowed to summarize.

SPEAKER BALDUCCI:

The Clerk please recall LC05297, previously designated House "A".

REP. DEL BIANCO: (71st)

Mr. Speaker, LC05294.

SPEAKER BALDUCCI:

Excuse me, LC05294, previously designated House "A".

CLERK:

LC05294, previously designated House "A". The

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question is on summarization again. Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, this amendment and bill was before the House a few minutes ago and it was P-T'd because we did not have a fiscal note. The fiscal note is in our possession and if the change is made where we go from \$700,000 back to \$400,000, there will be no cost to the state.

I move the adoption of the amendment.

SPEAKER BALDUCCI:

Will you remark further on the amendment? Will you remark further? Representative Bowden.

REP. BOWDEN: (31st)

Mr. Speaker, thank you very much. I'd like to ask one question of the Members of the House please. We have a statute here which established \$400,000 as a threshold back in 1981. Now eight years later we're asking simply that this be raised to \$700,000. Is that unreasonable given the trend of our economy over the past eight years and the cost of very delicate and sensitive imaging equipment? It seems reasonable to make that change rather than insist that we stay back at an archaic 1981 law.

I suggest we reject the amendment and move on with

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the original bill. Thank you.

SPEAKER BALDUCCI:

Will you remark further on the amendment? Will you remark? Representative Gyle of the 108th.

REP. GYLE: (108th)

Yes, Mr. Speaker, I oppose this amendment also because it is not what the bill intended. This is not a bill that talks about batching. We are talking about an escalation of costs and I think it's very important when we look at this bill to recognize that costs are escalating every time we look around this. It's not a major cost issue; \$300,000 when you look at MRIs is not all that much.

The committee felt very strongly about this bill. We voted it out 20 to nothing and it has 47 lines. The amendment has 128 lines and it makes the bill a totally different subject. We're not talking about batching. We're talking about raising the minimum cost to go to the commission. This bill will not help hospitals. It's not going to help the commission's load and it certainly isn't a bill that we were thinking about when we voted it out of the Public Health Committee.

If we do pass this bill and we refer it to Appropriations, I think we will have missed the point and I ask you to reject it.

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SPEAKER BALDUCCI:

Will you remark further? Will you remark further on the bill? Representative Krawiecki.

REP. KRAWIECKI: (78th)

Thank you, Mr. Speaker, a question, through you, to Representative Del Bianco please.

SPEAKER BALDUCCI:

Please proceed, sir.

REP. KRAWIECKI: (78th)

Representative Del Bianco, I'm just wondering about Section 5 of the amendment placing the effective date upon passage. Could you illuminate the Chamber as to the reasoning for that change, through you, Mr. Speaker, since a variety of bills throughout this legislation session have had that very provision removed in the past, I wonder what the urgency of this change is since it, fundamentally, as I understand your explanation, makes no change to the existing law?

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Thank you, Mr. Speaker. One of the things that this amendment does do is take care or begin to address

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the problem that is called batching and that is when all the Certificate of Needs are put into one pile and the commission, at will, picks and chooses and in order to make that system fairer and a system which hospitals and other organizations that need medical equipment feel like they have, they have some more control over it. This amendment deals with batching and tries to change the way we do that and so that's why we ask for the amendment to take effect upon passage. It would change the way we currently deal with batching, the batching system for the Commission on Hospitals and Health Care.

REP. KRAWIECKI: (78th)

And through you, Mr. Speaker, throughout the amendment as drafted, there's recitation to -- new language dealing with regulations in a variety of different sections. Is it safe to say that all of those regulations are already in place, through you, Mr. Speaker?

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

I believe that is a safe assumption.

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REP. KRAWIECKI: (78th)

So, through you, Mr. Speaker, they are all in place?

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker, yes.

REP. KRAWIECKI: (78th)

Thank you.

REP. O'NEILL: (98th)

Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further? Representative O'Neill.

REP. O'NEILL: (98th)

A question, through you, to the proponent of the amendment please.

SPEAKER BALDUCCI:

Please proceed, sir.

REP. O'NEILL: (98th)

I notice that the amendment was passed -- I mean the bill was passed unanimously by the Public Health Committee, was it, or the Committee of Cognizance?

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker, it was.

REP. O'NEILL: (98th)

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And through you, sir, was there a public hearing held on the bill?

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker, there was.

REP. O'NEILL: (98th)

And through you, it would seem that the Members of the Committee thought that the information furnished at the public hearing was sufficient to allow the bill to go at \$700,000?

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker, at the time I don't think anyone recognized what the cost of going from \$400,000 to \$700,000 would do.

REP. O'NEILL: (98th)

Who testified against it at the public hearing?

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

No one testified against the bill.

REP. O'NEILL: (98th)

Mr. Speaker, I can't see the reason why anybody at

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this late stage of the game that comes out 20 to nothing of the Committee of Cognizance, nobody testified against the bill. There's been sufficient reason exhibited here at this particular time that the bill should go at \$700,000. You know, this General Assembly is getting to look rather ridiculous. We pass the bill and then the next day we overturn the bill. We pass a bill again and now we have a committee voting to overturn a bill. A committee votes unanimously to bring a bill to the floor and now we have amendments putting it back to the way it is.

For God sakes, if we don't know what the hell we're doing, let's get out of here. This bill, this proposed bill here, 20 to nothing committee, I think it should stand. I think the amendment should fail.

SPEAKER BALDUCCI:

Will you remark further on the bill?

Representative Kusnitz.

REP. KUSNITZ: (112th)

Mr. Speaker, in reading the analysis of the bill, I come across the lines here that says that the bill would allow an undetermined number of unregulated MRIs. Now that, in itself, is not a terrible thing. The MRI is replacing, in some cases, the things that we used to do with CAT Scans, which as I remember, ten years ago

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was the subject of a number of pieces of legislation about regulation and deregulation.

The MRI is a diagnostic tool that is in today's forefront. It eliminates some need for surgery. In others, it points to the way to where surgery should go. It is a diagnostic tool that allows the physicians to actually see what was going on inside the body, to see whether or not there is a cause or a need for surgery.

Whether or not the amount of them is regulated I think is immaterial. The cost is not that great when you consider that the lesser cost of care that will come out of it. I think the amendment should be voted down and we should support the file copy.

SPEAKER BALDUCCI:

Will you remark further on the amendment?

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, given that this amendment has generated a lot of concern on the other side of the aisle, when the vote is taken I would ask that it be taken by roll.

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SPEAKER BALDUCCI:

The question is on a roll call vote. All those in favor please signify by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER BALDUCCI:

When the vote is taken, it will be taken by roll. Will you remark further on the amendment? Will you remark further on the amendment? Representative Bolster of the 137th.

REP. BOLSTER: (137th

Thank you, Mr. Speaker. I understand that this amendment is offered by Representative Gionfriddo, and through you, Mr. Speaker, I'd like to ask the Representative a question.

SPEAKER BALDUCCI:

Please proceed, Ma'am.

REP. BOLSTER: (137th

Why do we have this amendment that in essence puts our statutes back to what they are right now before we do anything with this bill? Why are we bringing it up at all?

SPEAKER BALDUCCI:

Representative Gionfriddo, do you care to respond?

REP. GIONFRIDDO: (33rd)

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CO. Through you, Mr. Speaker, the reason for the amendment perhaps is twofold. One is still to make certain that we eliminate the batching requirement, but second to deal with some of the issues that were raised in the initial fiscal note about the increase in the certificate of need thresholds from \$400,000 to \$700,000. Both the Commission on Hospitals and Health Care and the Connecticut Hospital Association had discussions with me about this and felt as if we would be better off retaining the \$400,000 limit when give the choice of a \$400,000 or a \$700,000 limit at this time in the interest of ensuring quality health care at affordable prices for people.

SPEAKER BALDUCCI:

Representative Bolster.

REP. BOLSTER: (137th

Well, I'm still confused as to why we're standing here debating something that's going to end up with the statutes being just the way they are now. It seems a little pointless in time and actually our fiscal note is a little vague on what this is going to do. I think this is really putting those of us who haven't been a party to public hearings or on a committee in a very awkward position. We're not quite sure, you know, which way we're going. Why did the Public Health

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Committee vote this out unanimously and now we're eliminating what they did? I don't understand.

SPEAKER BALDUCCI:

Will you remark further on the amendment? Will you remark? Representative Krawiecki.

REP. KRAWIECKI: (78th)

Thank you, Mr. Speaker, an additional question please, through you, to the proponent of the amendment.

SPEAKER BALDUCCI:

Please proceed, sir.

REP. KRAWIECKI: (78th)

Representative Del Bianco, I just was perusing the amendment to make sure I understood what was going on. In Section 4 you make what appears to be a technical change wherein facilities that provide diagnosis work and treatment of human health conditions is altered to indicate either/or, I imagine, and through you, Mr. Speaker, are we now dealing with different types of facilities or is there some significance to the change that I, as a layman, and certainly not someone involved in the field wouldn't understand, through you?

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, can I have a minute please?

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SPEAKER BALDUCCI:

Yes, Ma'am.

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, the change was recommended by the Commission on Hospitals and Health Care which currently, in making their decision, makes the decision with the "or" as a part of the "and" so that you didn't have to provide all of the services. You could provide some and so they believed that taking out the "and" and putting in the "or" was much clearer as to the way they currently make their decisions.

SPEAKER BALDUCCI:

Representative Krawiecki.

REP. KRAWIECKI: (78th)

So through you, Mr. Speaker, this is another situation where the tail is wagging the dog and we're just simply adopting a statute to conform what the commission has decided is the way that the statute should have been interpreted from Day One, through you, Mr. Speaker.

REP. DEL BIANCO: (71st)

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Through you, Mr. Speaker, I believe that would be a fair way of characterizing it, yes.

REP. KRAWIECKI: (78th)

I think some day, Mr. Speaker and Members of the House, we'll wake up that the legislature is the branch of government, if I remember Civics 101, that makes policy and the executive branch is the branch that implements policy.

I certainly don't see anything harmful in the change. It makes sense, but I really think it gets a little bit ridiculous time after time where we find out that the executive branch does whatever they darn well please and I suppose the old phrase that they'll just wait until we're out of session and then they'll do whatever they want to do, comes home to roost every now and then and we have to make corrections to problems and I guess that's probably why I resent that kind of a change. Thank you, Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Just to make it a little clearer, the other issue that has arisen since this language -- prior to this

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proposed language change is that hospitals, when they spin off their subsidiaries, had a problem in qualifying for these -- qualifying under the commission's current regulations and so putting the "or" in allows the commission to deal with the situation where hospitals spin off.

SPEAKER BALDUCCI:

Will you remark further on the amendment?

Representative Tiffany.

REP. TIFFANY: (36th)

Thank you, Mr. Speaker, I'm intrigued by this Section 4 which deals with an entirely different area than the bill or the file, and through you, Mr. Speaker, does the proposition that's included in Section 4, did that have a public hearing or has this just been snuck in?

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Mr. Speaker, it was not part of the original bill file, however, in discussions with the Hospital Commission and the Connecticut Hospital Association, it was felt that this would be another change needed in order to make the decisions much more properly about who gets equipment and who doesn't.

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SPEAKER BALDUCCI:

Representative Tiffany.

REP. TIFFANY: (36th)

Mr. Speaker, pursuing my question, perhaps I should rephrase it another way. Was this idea, changing the "and" to an "or", was that part of another bill that went through the public hearing process?

SPEAKER BALDUCCI:

Representative Del Bianco.

REP. DEL BIANCO: (71st)

Through you, Mr. Speaker, I don't believe so, no.

REP. TIFFANY: (36th)

Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further on the amendment? Will you remark? If not, staff and guests please come to the well. Members please be seated. The machine will be opened.

CLERK:

The House of Representatives is voting by roll call. All members to the Chamber please. The House is voting by roll call. All members to the Chamber please.

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SPEAKER BALDUCCI:

Have all the members voted and is their vote properly recorded? If so, the machine will be locked. The Clerk please take a tally.

REP. HOYE: (37th)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Hoye of the 37th.

REP. HOYE: (37th)

In the affirmative please.

SPEAKER BALDUCCI:

Representative Hoye in the affirmative.

The Clerk please announce the tally.

CLERK:

House Amendment "A" to HB7371.

Total Number Voting 148

Necessary for Adoption 75

Those voting Yea 90

Those voting Nay 58

Those absent and not Voting 3

SPEAKER BALDUCCI:

The amendment is adopted.

House Amendment Schedule "A".

In line 18, strike "Subsection" and insert in lieu thereof "Subsections (a) and"

After line 20, insert the following:

"(a) Except for a program of ambulatory services established and conducted by a health maintenance organization, any inpatient rehabilitation facility affiliated with the Easter Seal Society of Connecticut, Inc., any health care facility or institution except a home health care agency or homemaker-home health aide agency or any state health care facility or institution proposing a capital expenditure exceeding one million dollars, or the acquisition of major medical equipment [having a cost exceeding] REQUIRING A CAPITAL EXPENDITURE, AS DEFINED IN REGULATIONS ADOPTED PURSUANT TO SECTION 19a-160, IN EXCESS OF four hundred thousand dollars, including the leasing of equipment or a facility, which expenditure was not included in a budget approved under section 19a-156, shall submit a request for approval of such expenditure to the commission, with such data, information and plans as the commission requires in advance of the proposed initiation date of such project and in accordance with the schedule established by the commission pursuant to subsection (c) of this section. The commission shall thereupon hold a public hearing with respect to such request, at least two weeks' notice of which shall be given to the facility or institution by certified mail and to the public by publication in a newspaper having a substantial circulation in the area served by the facility or institution. Such hearing shall be held at the discretion of the commission in Hartford or in the area so served. The commission shall consider such request in relation to the community or regional need for such capital program or purchase of land, the possible effect on the operating costs of the health care facility or institution, and such other relevant factors as the commission deems necessary. In approving or modifying such request, the commission may not prescribe any condition, such as but not limited to any condition or limitation on the indebtedness of the facility or institution in connection with a bond issue, the principal amount of any bond issue or any other details or particulars related to the financing of such capital expenditure, not directly related to the scope of such capital program and within control of the facility or institution. Upon a showing by such facility or institution that the need for such capital program is of an emergency nature, the commission may waive the requirement that the request be submitted in

accordance with the schedule established by the commission pursuant to subsection (c) of this section and that a public hearing be held thereon, provided such request shall be submitted at least ten days before the proposed initiation date of the project. The commission shall grant, modify, or deny such request within ninety days or within ten days, as the case may be, of receipt thereof, except as provided for in this section. Upon the request of the applicant, the review period may be extended for an additional fifteen days if the commission has requested additional information subsequent to the commencement of the commission's review period. Upon the vote of the commission, the review period may be extended for a maximum of thirty days if the applicant has not filed in a timely manner, information deemed necessary by the commission. Failure of the commission to act thereon within such review period shall be deemed approval of such request, except that if the failure to act results from a tie vote of the commission on a motion to approve, modify or deny the request, the review period shall automatically be extended fifteen days. The commission shall, not later than January 1, 1981, adopt regulations to establish an expedited hearing process to be used to review requests by any facility or institution for approval of a capital expenditure to establish an energy conservation program or to comply with requirements of any federal, state or local health, fire, building or life safety code. The commission shall adopt regulations in accordance with the provisions of chapter 54 to provide for the waiver of a hearing, for any part of a request by a facility or institution for a capital expenditure, provided such facility or institution and the commission agree upon such waiver."

In line 22, insert an opening bracket before "a"

In line 23, insert a closing bracket after "expenditure" and an opening bracket before "having"

In line 24, after "exceeding" insert the following:

"] REQUIRING A CAPITAL EXPENDITURE, AS DEFINED IN REGULATIONS ADOPTED PURSUANT TO SECTION 19a-160, IN EXCESS OF" and strike the brackets around "four" and strike "SEVEN"

In line 25, after "equipment" and before the comma, insert "AND FACILITY AND INCLUDING ALL CAPITAL EXPENDITURES, AS DEFINED IN REGULATIONS ADOPTED PURSUANT TO SAND SECTION, ASSOCIATED WITH THE PROVISION OF THE IMAGING SERVICE"

After line 47, insert the following:

"Sec. 4. Section 19a-145 of the general statutes

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is repealed and the following is substituted in lieu thereof:

As used in this chapter and subsection (a) of section 17-311 and section 19a-114, "health care facility or institution" means any facility or institution engaged primarily in providing services for the prevention, diagnosis [and] OR treatment of human health conditions, including, but not limited to, home health care agencies, homemaker-home health aide agencies, as defined in section 19a-490; clinical laboratory or central service facilities serving one or more health care facilities, practitioners or institutions; hospitals; personal care homes; nursing homes; nonprofit health centers; diagnostic and treatment facilities; rehabilitation facilities, and mental health facilities; but not including any outpatient clinic operated by a town, city or borough or any state-operated hospital or any rehabilitation center referred to in section 17-313a, or any health care facility operated by a nonprofit educational institution solely for the students, faculty and staff of such institution and their dependents, or any Christian Science sanatorium operated, or listed and certified, by the First Church of Christ, Scientist, Boston, Massachusetts; "state health care facility or institution" means a hospital or other such facility or institution operated by the state providing services which are eligible for reimbursement under Title XVIII or XIX of the Federal Social Security Act, 42 U.S.C. Section 301 et. seq., as amended; "commission" means the commission on hospitals and health care; and "commissioner" means the commissioner of health services.

Sec. 5. This act shall take effect from its passage."

SPEAKER BALDUCCI:

Will you remark further on the bill as amended?
Will you remark? If not, staff and guests please come to the well. Members please be seated. The machine will be opened.

CLERK:

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Wednesday, April 12, 1989

The House of Representatives is voting by roll call. All members to the Chamber please. The House is voting by roll call. All members to the Chamber please.

SPEAKER BALDUCCI:

Have all the members voted? Have all the members voted? If so, the machine will be locked. The Clerk please take a tally.

Will the Clerk please announce the tally.

CLERK:

HB7371, as amended by House "A".	
Total Number Voting	146
Necessary for Passage	74
Those voting Yea	131
Those voting Nay	15
Those absent and not Voting	5

SPEAKER BALDUCCI:

The bill as amended is passed.

Are there any announcements or Points of Personal Privilege at this time?

REP. WOLLENBERG: (21st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg.

REP. WOLLENBERG: (21st)

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1989

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SENATOR O'LEARY:

SEN Calendar 253, HB7180, I refer to the Consent Calendar.

THE CHAIR:

THE Without objection, so ordered.

SENATOR O'LEARY:

SEN Calendar 254, HB5076, I refer to the Consent Calendar.

THE CHAIR:

THE Without objection, so ordered.

SENATOR O'LEARY:

SEN Page 14, Calendar 255 is Passed Temporarily. 256, Passed Temporarily. 257, Passed Temporarily. 258, Substitute HB7371, I move to the Consent Calendar.

THE CHAIR:

THE Without objection, so ordered.

SENATOR O'LEARY:

THE Calendar 268, SB760, I refer to the Committee on Planning & Development.

THE CHAIR:

Without objection, so ordered.

SENATOR O'LEARY:

Calendar 269 is marked Go. Page 15, Calendar 270 is Go. 271, HB6606, I move to the Consent Calendar.

THE CHAIR:

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Consent Calendar.

THE CLERK:

Starting on Page 4, Calendar #113, SB817. Calendar 116, Substitute HB6328. Page 5, Calendar #185, HB7373. Page 9, Calendar #225, SB1034. Page 10, Calendar #233, Substitute SB762. Calendar 235, Substitute SB696.

Page 12, Calendar #248, HB5459. Calendar Page 13, Calendar #250, Substitute HB7256. Calendar 251, HB7288. Calendar 252, Substitute HB6897. Calendar 253, HB7180. Calendar 254, HB5076.

Page 14, Calendar #258, Substitute HB7371. Page 15, Calendar #271, HB6606. Calendar 275, HB7351. And, going back to Calendar 273, HB7183.

Page 16, Calendar #276, Substitute HB5976. Page 17, Calendar #61, Substitute SB722. Page 18, Calendar 84, Substitute SB776. Calendar #99, SB531. Calendar 131, SB877. Calendar 143, Substitute SB957.

Page 19, Calendar #36, Substitute HB5688. Page 20, Calendar #85, SB591.

THE CHAIR:

Any changes or omissions? Excuse me. Senator Smith, followed by Senator Gunther.

SENATOR SMITH:

Thank you, Mr. President. Mr. President, I would like to have Calendar #275, it's HB7351, removed from

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the Consent Calendar.

THE CHAIR:

SEN The item is removed. Senator Gunther.

SENATOR GUNTHER:

on May I inquire as to the disposition of 270?

THE CLERK:

TH What page is that on?

SENATOR GUNTHER:

TH That's on page, top of 15. I thought that was
Consent.

THE CHAIR:

That has been been passed temporarily.

SENATOR GUNTHER:

PT?

THE CHAIR:

Yes. Right. Any other changes or omissions? The
one item has been removed from the Consent Calendar.
On page 15, Calendar #275. The machine is open.
Please record your vote.

Senator Avallone, Senator Thomas Sullivan, Senator
Casey, Senator Hampton. Has everyone voted? The
machine is closed. Clerk, please tally the vote.

The result of the vote:

35 Yea

0 Nay

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The Consent Calendar #1 is adopted.

Senator O'Leary.

SENATOR O'LEARY:

Thank you, Mr. President. We are ready for action on Calendar #264, Calendar 208, Calendar 213, Calendar--

THE CHAIR:

Excuse me. Under the Rules, I think we have to take a vote on the item that was removed from the Consent Calendar.

SENATOR O'LEARY:

From the Consent Calendar. Mr. President, if I might, I would like to refer that item. That is Calendar 275, HB7351. It was taken off the Consent Calendar by Senator Smith. I would make a motion to refer that to the Committee on Public Safety.

THE CHAIR:

Is there any objection? Without objection--

SENATOR JOHNSTON:

Excuse me.

THE CHAIR:

Senator Johnston.

SENATOR JOHNSTON:

Mr. President, if I recall our discussions in the Legislative Management, I think that bill originally