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REP. TULISANO: (29th)

Mr. Speaker, I move adoption.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark, Sir?

REP. TULISANO: (29th)

Mr. Speaker, summarizing the bill, it just changes the word his to such persons, it makes it better English and makes it gender neutral.

SPEAKER BALDUCCI:

Will you remark further on the amendment? Will you remark? If not, we'll try your minds, all those in favor of House "A" signify by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER BALDUCCI:

Opposed, nay. The ayes have it. The amendment is adopted and ruled technical.

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House Amendment Schedule "A".

In line 49, delete "HIS" and insert "SUCH PERSON'S' in lieu thereof.

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REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further on the bill as amended? Representative Tulisano.

REP. TULISANO: (29th)

Yes, Mr. Speaker, the bill before us I think is well known to the members of the House. Basically, it repeals our criminal statute dealing with adultery, but Section 1 makes it clear that adultery is part of the, because adultery is part, one of the causes for dissolutions of marriage, it makes sure that it adds the definition to the family law section now that we're repealing it on the criminal law section of our statutes, and I move adoption of the bill.

SPEAKER BALDUCCI:

The question is on passage. Will you remark further on the bill? Representative Wollenberg of the 21st.

REP. WOLLENBERG: (21st)

Mr. Speaker, I'd like to ask a couple of questions to Representative Tulisano, through you, Sir.

SPEAKER BALDUCCI:

Proceed, Sir.

REP. WOLLENBERG: (21st)

Representative Tulisano. It appears to me, can you give some of the rationale for repealing adultery as a crime? It's been on the books for a long time, Sir, and this is a dramatic moment.

REP. TULISANO: (29th)

Well, through you, Mr. Speaker, I think to give some of the rationale for abolishing adultery at this point as a crime has to go back to the penal code edition, I think of 1969 effective 1971.

At that point in time, all acts, sexual acts between consenting adults were decriminalized, but for adultery. And it is my understanding through my research and personal inquiry, though not 100%, obviously, can't guarantee it, but my understanding, one of the reasons that adultery was not repealed at that time is that adultery still was the, one of the causes that one could obtain a divorce for. It was prior to the adoption of no fault divorce.

And one of the four or five reasons that one could get a divorce at that point in time, 1969, 1971 was adultery.

So, having it in the criminal statutes served two purposes for the civil or divorce side of the Bar who were able to prevail, to not to have it decriminalized.

It allowed people to be able to raise as a defense,

self-incrimination in depositions, etc. when one were, possible, so, trying to get information about assets and other issues, they could not talk about it because it raised self-incrimination so they could minimize the opportunity of a plaintiff's side to begin to make inquiry as to, not only behavior, but assets. They just wouldn't talk about anything.

On the other side, plaintiffs often would use the knowledge of the criminal statute, sometimes were able to use police as, remember then, you also needed 3 witnesses, and one of the witnesses might be a police officer. I used, it, Bill. Might have been able to use a police officer who for some other reason was involved in a police raid and they would make observation as to potential criminal conduct and they would be subpoenaed as witnesses. In those days you needed 3 witnesses to prove a crime. And the burden was less than the criminal statutes, so you could show it on the civil side.

And both of those reasons are my impression that the family lawyers at that point in time were able to keep it out and so they kept adultery in, but of course, also used it, made it sexually neutral, making it apply to both men and women prior to 1969, only a female could be convicted for adultery. It was not, a

male could not be convicted.

Subsequently thereafter, we adopted the law of no fault divorce and it became less used in family law on the plaintiff side, but still consistently being used on the defense side. It began to be waned for being enforced. It has not been enforced for a number of years.

And in the recent year, which is the reason why it came up again this year, was being used, but not because the police or the State were enforcing criminal statute, but because it was being used as a tool by injured individuals to seek retribution.

And that began the reason why the bill came before us now and is before the General Assembly today, because we did not believe it was appropriate that this should be a tool for private retribution when certainly it is no longer being used for State retributions.

As an example, a police officer may be in the company or in an area where he has probable cause and under, I believe, that a crime of adultery is being committed but they don't seek arrest warrants as they would if it were a mugging or a robbery. On the other hand, the only people who have been seeking them, it seems, is disgruntled spouses and there is no equal enforcement of this law, only to those who bring a

complaint and therefore the law is before us today as at this point being inappropriate and our own sense of when it is right for the State to be involved and the misuse or abuse of the criminal statute during current times.

REP. WOLLENBERG: (21st)

Thank you, Representative Tulisano. And through you, Mr. Speaker, another question.

SPEAKER BALDUCCI:

Proceed, Representative Wollenberg.

REP. WOLLENBERG: (21st)

Representative Tulisano, from what I glean from all this, we didn't talk much about why we should maintain this as a cause for divorce. You seem to take it for granted that it was and it should be and because we kept it in for that reason only.

I understand there were other reasons to keep it in, but my question now is, if there is some reason why this should not be a crime, and there should not be fault connected with it in any way, then why should it be a cause?

If you look at the causes under 46b of divorces, this is the only one that was retained that was a crime. I suppose you might say fraudulent contract, I don't really know what that means, but a contract of

the marriage or what, but anyway, but when you're talking about adultery, it seems that it's, we probably should not rely on this.

We don't rely on it very much any more, as you well know, and that should be removed as well and I don't understand why it isn't removed.

REP. TULISANO: (29th)

Through you, Mr. Speaker. Just to assure, only because Mr. Wollenberg had not asked earlier that the Committee consider it, but I'll certainly at his request put it on the agenda for next year, that we raise taking adultery out from the civil side.

It may be appropriate that we do that. It was not considered at this point in time, and I can see arguments why one might not want to, but it certainly is something that, and you're right, since we don't use it all the time any longer, very frequently, that it may be time that we consider that also. It may be. I'm not denying that's not the truth, but that wasn't the focus of this year's legislation, which was the criminal side and the abuse, I should say, of the police power being used against individuals.

REP. WOLLENBERG: (21st)

Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg, you still have the floor.

REP. WOLLENBERG: (21st)

Thank you, Mr. Speaker. But Representative Tulisano, I believe and you haven't addressed it and you may wish to, but the only reason adultery is in there as a cause is because it was a criminal offense. You may wish to respond to that.

REP. TULISANO: (29th)

Through you, Mr. Speaker. I don't agree with Mr. Wollenberg that adultery is in the dissolution section because it was a criminal offense. I tell you it was a criminal offense because there was a need, in the civil side, on the family side.

It was the relationship between the individuals which we look at as civilly, today and not criminally, but at one point in time, the distinction between the civil and criminal with regard to these kinds of issues was not so distinguished. They merged.

So in an earlier day, one would enforce the use of the personal relationships, try to enforce conforming to the criminal law. Today that is not the way we do it because we found it didn't work over the years as social moire changed, but in fact I think it first became a violation of the marriage. That's one reason

why it still stays in there, but not necessarily a violation of society's general moire and it was that, it was trying to enforce the family. I recognize that. But it has been shown to be a total failure.

REP. WOLLENBERG: (21st)

Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg.

REP. WOLLENBERG: (21st)

But Representative Tulisano, if we have the other causes, why isn't this just an element, as everything else would be, of one of the other causes of the breakdown? And why can't it be put into evidence just as we put in other evidence. Infidelity could go along with anything else, failure to support, whatever you want.

REP. TULISANO: (29th)

Through you, Mr. Speaker, I think you can do that also, and that has happened. One may have not wanted to try an adultery case, but you may very well show and those days when you had irretrievable, if you want to go and bring the cause on irretrievable breakdown, one of those causes may very well be shown to be adultery or suspected adultery.

But, through you, Mr. Speaker, the argument here is

whether or not it should still be for how we maintain it on the civil side, and that was not the focus of this bill. This is the criminal law. That may be an appropriate debate for a time and place. We may want to do that. Maybe Mr. Wollenberg would like to do that, and I assure you once again, Mr. Speaker, that it will be on the agenda next year at the request of Mr. Wollenberg.

REP. WOLLENBERG: (21st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg.

REP. WOLLENBERG: (21st)

I feel that, Mr. Speaker, that this is something that again we clutter the law with this, and I think there's another reason behind this, although it hasn't been brought to our attention today, as to why we're keeping this in as a cause.

I think it should be taken out, and as to the debate, we did talk about it at the JF hearing, I mentioned this. We chatted about it and discussed it somewhat. And in line with that, I've drawn an amendment, and the Clerk has on his desk, Mr. Speaker, and amendment, LCO5213. I wish you would ask him to call and probably he can read.

SPEAKER BALDUCCI:

Will the Clerk please call LCO5213 designated House Schedule "A"? Excuse me, House Schedule "B".

CLERK:

LCO5213 designated House "B" offered by Representative Wollenberg.

SPEAKER BALDUCCI:

The question is on summarization. Is there objection? Representative Wollenberg.

REP. WOLLENBERG: (21st)

Summarization. Thank you. May I summarize, please.

SPEAKER BALDUCCI:

Proceed, Sir.

REP. WOLLENBERG: (21st)

All I've done on this bill, Mr. Speaker, Members of the Chamber is I have taken adultery out as a cause for dissolution of marriage. It doesn't fit. It doesn't track with any other causes that we have done and I think Mr. Tulisano probably, a student of this, has somewhat assented to the fact that this probably should be taken out.

It does not make sense that we go back to 1902 when this came into the statutes in the first place. Adultery as a crime, and start talking about this in

the context of dissolution of marriage.

The causes are there. They're the ones that are used. We have not used adultery in the criminal sense as Representative Tulisano has said. That's one of the reasons we're taking it out. It would only be used, he said, for retribution, perhaps vindictiveness, that's all this would be used for. The same thing follows and I move the amendment now.

SPEAKER BALDUCCI:

The question is on adoption of House "B". Will you remark?

REP. TULISANO: (29th)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Tulisano.

REP. TULISANO: (29th)

As I indicated in our original discussion, I think it is appropriate that at Mr. Wollenberg's request, we have a public hearing on this issue. It is a major issue and he may be right.

But in terms of the civil side, in terms of whether or not it should be taken out as a cause, or how we would write to assure that it may be taken into consideration, I think it is an inappropriate way to do it at this point in time.

As an example, I think, because I just found out about this just a second, didn't know this bill was here before.

I believe it, it changes the definition? I believe as an example, that this amendment deletes the definition as we placed it in the file copy, of adultery.

What that may mean to me, and this is why I'd like these things in a more reason, since this is a very serious business and not a joke, it may mean that we then go back to the common law of adultery. Now, I may be wrong, but this is very serious.

And in that instance, the adultery would only be on the part of a female. I don't think Mr. Wollenberg wants to do that and it may not reach that conclusion, I mean, it may not work that way, but as I understand, interpret, statutory interpretation that the repeal of a statute of definition may very well mean we go back to the common law.

If this does that, the common law when we're talking about adultery, is only an offense available to a female. I think that's inappropriate in 1991.

Now, Mr. Wollenberg may be right, again, as I said initially, but this is the wrong time, the wrong place and the wrong method to deal with such an important

issue. I oppose the amendment, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg.

REP. WOLLENBERG: (21st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg.

REP. WOLLENBERG: (21st)

Yes, thank you, Mr. Speaker. Mr. Speaker, we're finally getting to the nub of why this is being left in there, and that's, I tried to draw that out in debate and we might have ended all this.

But we're keeping the definition of adultery in the statutes. We're keeping it in there under the guise that this is the civil part of the law that we're concerned with and not the criminal. And I don't think, the only reason we're keeping it in there is not for the civil side, but only to keep the definition in. That's why we're keeping it in. It should not be a cause of divorce, or dissolution.

And I think we're setting a bad example and a bad precedent here when we say on the one hand it's wrong to have it in the criminal statutes, but on the other, the same definition can apply and we can have it in here because we have to protect something out there,

the common law.

If we're going to be consistent, it's wrong and it's wrong and it's wrong, or it's right, and it's right and it's right. Or it's okay, and it's okay and it's okay. But you can't have it both ways. Just a little bit of adultery is okay, sometimes. And I don't think we're being honest with ourselves if that's the way we're going to make law.

Representative Tulisano says it's not right sometimes. A little bit is wrong. And I think, and Representative Tulisano, I believe it's very serious business, that's why I'm bringing it up. And you've hit upon it when you say it may be discriminatory if you don't have this in here.

I think what we do is, we go away and leave it just the way it is and we don't repeal anything and we vote the whole bill down. That's what we do if we're going to be honest and we're going to legislate properly and thoroughly.

If we're going to do have the job because of the reason that's been stated, then we're doing it wrong and we shouldn't do it. Thank you very much, Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further? Representative Arthur of

the 42nd.

REP. ARTHUR: (42nd)

Yes, Mr. Speaker. I'm not a lawyer, so I have some questions that I would like to ask the Chairman of Judiciary. And he's proposed a bill to take adultery out of the criminal side and leave it in the civil side, and I would like to know what kind of evidence is presented in the civil side for an adultery case. Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Tulisano, do you care to respond?

REP. ARTHUR: (42nd)

I'll repeat my question.

SPEAKER BALDUCCI:

Please, Representative Arthur.

REP. ARTHUR: (42nd)

And it's sort of in support of what Representative Wollenberg's proposing. One of the reasons I guess we're going to take it out of the criminal side is because of the time and effort expended to present evidence to convict somebody of adultery. At least that's one of the arguments I heard.

So what is the difference between the evidence presented on the criminal side and that which has to be presented to make a case on the civil side?

SPEAKER BALDUCCI:

Representative Tulisano.

REP. TULISANO: (29th)

Through you, Mr. Speaker. I never made that argument, but the evidence is less of a standard on the civil side. The standard for criminal case is beyond a reasonable doubt. The standard on the civil side would be by a preponderance of the evidence and therefore, as an example, I suspect on the criminal side to get a conviction, the best evidence would be somebody peeking through a window as used to occur before 1973 and watched an illicit act occurring.

Whereas on the civil side, you might only have to show that someone spent an evening in a motel together who were not married together, although one of the parties was married and did not arrive, and did not depart until the morning and therefore the evidence would lead a reasonable person to come to a conclusion to what that meant.

And so the standard is somewhat less in the civil side than it is on the criminal side.

SPEAKER BALDUCCI:

Representative Arthur.

REP. ARTHUR: (42nd)

Another question, through you, Mr. Speaker. Then

still, someone has to testify and present evidence maybe not quite as strong, but if we leave this on the book, then that still has to happen, does it not?

REP. TULISANO: (29th)

Through you, Mr. Speaker. Yeah, someone will have to testify, but you may recall, Mr. Speaker, in my initial discussion I was talking about depositions, and the person who will testify and discuss it will be the accused in a deposition situation, not necessarily on trial for purpose of illiciting information.

Wherein, when you have it on the criminal side, that person can raise, if you still have it in criminal law, raise the issue of self-incrimination and then you would have to go through the very embarrassing situation, publicly and they would have to raise that issue of self-incrimination publicly and yet the rule on the trier of fact may not make any kind of conclusion as a result of that. It applies only to criminal law and not to civil law.

And so yes, the person who elicited that evidence generally might very well be from the person involved themselves, and yes, someone would testify. And in concurring with Mr. Wollenberg, we use it very infrequently now, but it is used particularly in deposition areas.

REP. ARTHUR: (42nd)

Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further? Representative Jones of the 141st.

REP. JONES: (141st)

Thank you, Mr. Speaker. Through you, I'd like to ask several questions of the Judiciary Committee Chairman.

SPEAKER BALDUCCI:

Proceed, Representative Jones.

REP. JONES: (141st)

Mr. Tulisano, as a matter of judgment, do you believe that the failure to prosecute a crime is a reason to remove it from the statute?

REP. TULISANO: (29th)

Through you, Mr. Speaker. Mr. Speaker.

SPEAKER BALDUCCI:

Representative Tulisano.

REP. TULISANO: (29th)

Mr. Speaker, I really, I don't mind answering the question, but I would like to, I think we're on the amendment now, and not the bill.

REP. JONES: (141st)

Thank you, you're right. I withdraw the question.

REP. TULISANO: (29th)

I don't mind answering, but I'd like to get rid of one.

REP. JONES: (141st)

I'll ask you later.

SPEAKER BALDUCCI:

Will you remark further? Representative Wollenberg.

REP. WOLLENBERG: (21st)

Yes. I'd just like to rise and ask for a roll call vote, please, Mr. Speaker.

SPEAKER BALDUCCI:

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

REPRESENTATIVES:

Aye,.

SPEAKER BALDUCCI:

Twenty per cent hasn't been met. We'll do it by voice. Will you remark further on the amendment? If not, we'll try your minds.

All those in favor signify by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER BALDUCCI:

All those opposed, nay.

REPRESENTATIVES:

No.

SPEAKER BALDUCCI:

The nayes have it. The amendment fails.

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House Amendment Schedule "B".

In line 21, insert an opening bracket before "adultery" and insert a closing bracket after "(4)"

In line 22, insert brackets before and after "(5)" and after the closing bracket insert "(4)"

In line 23, insert brackets before and after "(^)" and after the closing bracket insert "(5)"

In line 25, insert brackets before and after "(7)" and after the closing bracket insert "(6)" and insert brackets before and after "(8)" and after the closing bracket insert "(7)"

In line 26, insert brackets before and after "(9)" and after the closing bracket insert "(8)"

In line 30, insert brackets before and after "(10)" and after the closing bracket insert "(9)"

Delete lines 47 to 49, inclusive, in their entirety

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SPEAKER BALDUCCI:

Will you remark further on the bill as amended.

Representative Jones of the 141st.

REP. JONES: (141st)

Thank you, Mr. Speaker. Through you, I have several questions for the Chairman of the Judiciary Committee, so that I understand his thinking.

Through you, Mr. Speaker, another question. Do you believe that a criminal statute is a deterrent in the behavior of citizens. Through you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Tulisano.

REP. TULISANO: (29th)

Not all the time, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Jones.

REP. JONES: (141st)

Through you, Mr. Speaker. In the case of this bill, do you believe that the removal of adultery as a crime will encourage any of that behavior?

SPEAKER BALDUCCI:

Representative Tulisano.

REP. TULISANO: (29th)

No I don't, Mr. Speaker. I don't think anybody realized it was on the books until the last year, because they've been ignoring it.

REP. JONES: (141st)

Through you, Mr. Speaker. Finally, do you believe that as a matter of public policy now making it known to the public that we're removing it from the statutes will be an encouragement to those who would otherwise refrain.

REP. TULISANO: (29th)

Through you, Mr. Speaker, no I do not. I think whether one engages in adulterous behavior or not is one's own personal moral code and they have only themselves and their God to answer to and they don't answer to the State for those reasons.

REP. JONES: (141st)

Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further on the bill as amended? Representative Arthur.

REP. ARTHUR: (42nd)

Yes, Mr. Speaker. I happen to disagree with Representative Tulisano. As I stated in Judiciary Committee, and I'll state it here again today. I'll ask everybody here if they in fact think that adultery is a moral issue.

And I suspect almost without exception, everybody here in fact thinks adultery is immoral.

And by the questioning Representative Jones just made, by taking it off the books, I do believe that we are as a public policy, saying, it's alright, and I don't believe that's the basis of a good moral system in our country and in our State, and I certainly oppose this bill.

SPEAKER BALDUCCI:

Representative Norton of the 48th.

REP. NORTON: (48th)

Thank you, Mr. Speaker. I guess I would like to especially since one of my constituents is one of the people who brought up this charge, to explain my self when I support this bill.

I guess there are lots of things that we do not prohibit in our statutes that we would all agree are wrong. We cannot fill up our statutes about everything about which we have a moral opinion.

But I guess I'll say this in sum, I happen to believe that the contract of fidelity with your partner is just that, a contract you have with your partner, not a contract you have with the people of the State of Connecticut or the government of the State of Connecticut and therefore I think if you were unfaithful to your spouse, you have not performed an act against the State, you've performed an act against your spouse and therefore I don't believe it is our affair. Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Jones.

REP. JONES: (141st)

Just to correct that last statement, I believe that

marriages are licensed by the State of Connecticut and there is a public policy interest in this criminal statute and there is a question of public morality involved, even though the criminal statute, this particular part of the code may not be being enforced rigorously by our prosecutors, the fact is that we have laws for the benefit of deterrents as well as for the benefit of prosecution.

We have to consider in these matters, the issue of our family life in this State and our public policy with respect to encouraging the fidelity of marriage and the contract which the State has endorsed. Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Joyce of the 25th.

REP. JOYCE: (25th)

Thank you, Mr. Speaker. Question through you, Mr. Speaker, to the proponent of the bill.

SPEAKER BALDUCCI:

Proceed, Representative Joyce.

REP. JOYCE: (25th)

Thank you, Sir. Representative Tulisano, would you characterize adultery as a victimless crime?

SPEAKER BALDUCCI:

Representative Tulisano, do you care to respond?

REP. TULISANO: (29th)

As a crime, Mr. Speaker, yes.

SPEAKER BALDUCCI:

Representative Joyce.

REP. JOYCE: (25th)

Thank you, Mr. Speaker. Thus, my difficulty with this bill. The Chairman of the Judiciary Committee characterized this as a victimless crime, the emphasis on crime.

I just can't see that this is victimless. Maybe in some cases adultery is victimless, but I think one of the great problems of our State is the single mother, is that children without a parent, without support, one of our great expenses is the support of these people that other people without responsibility, a sense of responsibility simply litter through our society.

You know, we fine people for littering trash along the road, but we don't fine people, or we don't even consider it a crime these days, I guess, so litter human beings. And although the present law is rather ridiculous to put a person in jail for this, I think it would be quite appropriate, quite appropriate, to let these people pay for the support of the victims that they're creating.

And since this bill does not do that, since it

ignores that, I think I will vote against it. And thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Will you --

REP. MIGLIARO: (80th)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Migliaro of the 80th.

REP. MIGLIARO: (80th)

Thank you, Mr. Speaker. I intend to vote against this bill, and I think that everyone in the Hall of this House should take a good hard look at what we're doing.

It seems that it's becoming easier and easier. All my years up here and every year we're making it easier in the statutes to disregard certain issues and certain laws that probably were worthy of our society and try to at least give us a guideline and give our kids a guideline on maybe what is right and wrong.

But we have become so permissive up here it's really sickening when I hear it. We've legalized gay rights. We have that bill coming up very shortly. To even compound the problem.

We're going into now adultery. I don't think anybody up here is a prude. I think somewhere in our

lives, if not every one in this hall, under the old statutes, has committed adultery, and any guy that says he hasn't, or woman, I defy him to prove it.

But I think the moral of this story here, I forgot about that one over there, believe me. I forgot about you, baby, but I'll tell you.

I didn't realize about one in the hall, but maybe as you said, there may be more, so you'd better be careful fellows. But all I can say is that, I'd like you to leave something for the past generation and many generations came forth and made laws that we could direct our society, try to give a little credibility to our society and now we find it easy to break it down and tear it down.

And you know, I think I look at everything, even including flag burning. I think you better take a good, hard look at yourselves and see where we're going on issues. Thank God I won't be up here much longer and I'll tell you one thing. That's alright. I can do it too, Mr. Stolberg, I won't miss you baby and a lot of you other people, I'll tell you that.

But all I know is that the longer I stay up here, the sicker it gets. Family values don't seem to mean a damned thing any more. Just doesn't mean anything. Every time we come up with something and try to

preserve what's an accepted social norm and something to abide by so you'll have some no nos left in society, so you can bring up your kids and your family as best as you can, and give them a fair shot in life, you people think it's a big joke. Get rid of it. Let's make it more permissive.

Some day it's going to come back and haunt a lot of you people, and with the exception of one. My previous statement still holds true. But I can tell you one thing. I'm not proud of some of the legislation that's coming out of here. But at least I can go home and say I voted against it, because I felt there was a better way to go. I felt there were and still are some things that are valuable in society today, and there are some morals that are worthwhile.

And if you want to commit an adulterive act, you just go out and commit adultery. That's against on of the commandments, and that's a choice we all have. But I think we should keep it on the books. It shows respect, if not for anything, at least preserve one of the Ten Commandments. Thank you.

SPEAKER BALDUCCI:

Will you remark further? Representative Tulisano.

REP. TULISANO: (29th)

Mr. Speaker, before we get to the vote an

explanation of some of the historical background in addition to what I already told in response to Mr. Wollenberg.

And we raised the issue of the sex act and maintenance of this crime for, maintaining family relationships and victimless crimes.

Just as further historical understanding, adultery was a crime under the English common law and then Connecticut law not because of the violation to the marriage, which we would be led to believe from our discussion together here today. But basically because of inheritance rules, and the adulteration and the word adultery comes from the adulteration of the blood line.

And since early times we did not have the privilege of DNA and blood testing and all that, there was an old adage that you only could be sure of who the mother was, never the father in law. So that effectively, the offense was to insure that the woman always maintained her relationship with her husband because rules of inheritance, because you could not be sure of who the father would be. Then in those days you had to try to keep the inheritance rules. In those days land, which became the most important thing, because that's what you inherited, those rights to land.

Now you've got to remember, in ancient law, only

wealthy people had land anyway, because it really was a class law to maintain inheritance rights and to insure against the adulteration of the blood line and that's how you inherited.

No one really cared about the rest of the people. It was designed, not, obviously, although in this days it would be a sexist issue, wasn't designed that because the facts only could help people decide the rights of inheritance.

Those rules no longer apply, and the crime, as a crime to support inheritance rules no longer is necessary. And in fact today, we use all kinds of rules to get more people to get involved in the inheritance.

So I think it's appropriate for the record, Mr. Speaker, we know the historical background of our now, outdated adultery law. Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Wollenberg.

REP. WOLLENBERG: (21st)

Thank you, Mr. Speaker. Just one comment and I'll sit down. Representative Tulisano, you make my case. You made it. What I was saying before.

I know I'm right and that amendment should have gone on. Thank you.

SPEAKER BALDUCCI:

For the third time, is there objection to Representative Jones speaking for the third time? Representative Jones.

REP. JONES: (141st)

Thank you, Mr. Speaker and thank you to the Chamber. I rise only to correct the history lesson of Mr. Tulisano's because it is in error. The plain fact is that the origin of adultery is scriptural. It's in the Bible. It has a moral purpose and it has very little to do with inheritance, for those who see the moral aspects of it. Thank you.

SPEAKER BALDUCCI:

Representative Arthur.

REP. ARTHUR: (42nd)

Mr. Speaker, there have been several points made today and one of the points I think all of us ought to consider and in working with young people, they need standards. They need moral standards. And whether or not this law is enforced or not, it is part of Judeo-Christian moral belief that adultery is immoral.

And we've heard testimony here today. It's come up because one or two or three individuals in the last 2 years have attempted to use it for the wrong purposes. To gain advantage in a divorce case.

There is embarrassment whether we use it for criminal, or for civil. Someone has to get up and testify that that has taken place, or at least give good reason to believe it's taken place.

There is no good reason to take this law off the books. And by not taking it off the books, we are setting a standard that all of us, I think, believe in that adultery is wrong.

Whether or not the law ever gets enforced adultery is wrong. And there's no good reason to take this law out of the criminal statutes, I don't care if it's never enforced. It's a standard that we, I think to the last person in here, believe in. And we are in fact setting public policy by eliminating it as a criminal offense.

I strongly urge you to vote down this bill.

SPEAKER BALDUCCI:

Representative Caruso of the 134th.

REP. CARUSO: (134th)

Thank you, Mr. Speaker. Mr. Speaker, through you a question to the proponent of the bill.

SPEAKER BALDUCCI:

Proceed.

REP. CARUSO: (134th)

Representative Tulisano, it's just for purposes of

statutory intent. It's my understanding that under our laws if there is a slander or a liable made against the person in that such a person did commit adultery, that automatically the burden of proof is shifted, in other words there's automatically per se damages to the person against whom that slander or liable has been made. And therefore, that person is automatically entitled to damages without having to prove that this is a fact.

Would this change in any way affect someone's rights under our slander or liable laws, or would the crime of adultery just remain in the common law and be covered in that way. Through you, Mr. Speaker.

REP. TULISANO: (29th)

Through you, Mr. Speaker, it is not my belief that the repeal of the criminal statute would change in any way liable or slander.

REP. CARUSO: (134th)

Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

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

CLERK:

The House of Representatives is voting by roll.

Members report to the Chamber please. Members to the Chamber please. The House is voting by roll.

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

SPEAKER BALDUCCI:

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

The Clerk please announce the tally.

CLERK:

House Bill 5082 as amended by House "A".

Total number voting	148
Necessary for passage	75
Those voting yea	87
Those voting nay	61
Those absent and not voting	3

SPEAKER BALDUCCI:

The bill as amended is passed.

CLERK:

Calendar 112, House Bill 5196, AN ACT CONCERNING THE LEASING OF BUILDINGS TO THE STATE. Favorable Report of the Committee on GAE.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Mr. Speaker, I move this item be referred to the Committee on Appropriations.

SPEAKER BALDUCCI:

The question is on referral. Is there objection? Seeing none, it is so ordered.

CLERK:

Calendar 116 on Page 8, Substitute for House Bill 6913, AN ACT CONCERNING ACQUISITION OF FUEL FOR THE LOW-INCOME ENERGY ASSISTANCE PROGRAM AND THE ELIGIBILITY REQUIREMENTS FOR THE STATE-APPROPRIATED FUEL ASSISTANCE PROGRAM. Favorable Report of the Committee on Energy and Public Utilities.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Mr. Speaker, I move this item be referred to the Committee on Appropriations.f

SPEAKER BALDUCCI:

The question is on referral. Is there objection? Seeing none, it is so ordered.

CLERK:

Calendar 113 on Page 7, Substitute for House Bill 5373, AN ACT CONCERNING VENUE FOR ACTIONS TO FORECLOSURE MORTGAGES OR TAX LIENS. Favorable Report of the Committee on Judiciary.

REP. FRANKEL: (121st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

I ask that this item be passed retaining its place on he Calendar.

SPEAKER BALDUCCI:

The question is on pass retaining. Is there objection? Seeing none, it is so ordered.

Are there any announcements or points? Representative Adamo of the 116th.

REP. ADAMO: (116th)

Thank you, Mr. Speaker. Mr. Speaker, an announcement please.

SPEAKER BALDUCCI:

Proceed.

REP. ADAMO: (116th)

Thank you. The Labor Committee was scheduled to meet tomorrow morning at 10:00 with a public hearing immediately following. There will not be a meeting of the Committee. The public hearing will begin at 11:00 to hear the bills that were left in our Committee, unemployment comp and workers' comp.

SPEAKER BALDUCCI:

Other announcements or points? If not, return to the Call.

CLERK:

Calendar 142. Correction. Calendar 114 on Page 7, Substitute for House Bill 6812, AN ACT ESTABLISHING A STATUTE OF LIMITATIONS FOR COMPLAINTS FILED WITH THE JUDICIAL REVIEW COUNCIL. Favorable Report of the Committee on Judiciary.

SPEAKER BALDUCCI:

Representative Tulisano.

REP. TULISANO: (29th)

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. TULISANO: (29th)

Excuse me, Mr. Speaker. Yes, Mr. Speaker, the bill before us establishes, attempts to establish a process of investigation by a judicial review council and creates the statute of limitation of one year from the date when the alleged conduct occurred or was discovered and no more than three years from that date in terms of bringing complaints before the judicial review council.

That's to abolish stale complaints, insure that

people, against judges, to insure the people act expeditiously as soon as they hear something. No stale complaints, the ability to defend, is an attempt to bring fairness into the system and not to keep rebiding old issues 8 years later or 10 years later when it's impossible to defend oneself. I move passage of the bill.

SPEAKER BALDUCCI:

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

CLERK:

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

SPEAKER BALDUCCI:

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

CLERK:

House Bill 6812.

Total number voting	145
Necessary for passage	73
Those voting yea	145
Those voting nay	0
Those absent and not voting	6

SPEAKER BALDUCCI:

The bill is passed.

CLERK:

Calendar 117 on Page 8. House Bill 6883, AN ACT CONCERNING THE JUDICIAL DEPARTMENT. Favorable Report of Committee on Judiciary.

SPEAKER BALDUCCI:

Representative Mintz of the 140th.

REP. MINTZ: (140th)

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

SPEAKER BALDUCCI:

The question is on passage. Will you remark?

REP. MINTZ: (140th)

Yes, thank you, Mr. Speaker. This bill is some technical changes in the Judicial Department. It allows designated people in the Clerk's office to take the sworn statements outside of court for people

wishing to participate in the family violence program, accelerated rehabilitation or alcohol education.

The bill also allows juvenile court investigators to administer oaths. It deletes the authority of a judge to order a town registrar to issue a certified copy of a birth certificate and it allows supervisors in superior court to sign documents that normally would be done by a notary of the court clerk, if they're authorized to do so by the court clerk.

It finally makes some changes in the justice of the peace statutes where the town clerk will no longer have to send a certificate of the list of justices of the peace to the county court house.

I urge adoption.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark? Representative Ward of the 86th.

REP. WARD: (86th)

Mr. Speaker, through you, a question to the proponent of the bill.

SPEAKER BALDUCCI:

Proceed.

REP. WARD: (86th)

Representative Mintz, I'd like to know what the reason is for that portion of the bill that takes the

authority of a court to order that a copy of a birth certificate be given. Is that covered somewhere else in the statutes, or what is the reason for removing that authority?

REP. MINTZ: (140th)

Through you, Mr. Speaker, it's my understanding that the reason that was done is, it's an obsolete section. It's never been used in a long time and we feel that in adoption proceedings and things like that are covered in other sections of the law.

SPEAKER BALDUCCI:

Representative Ward, you still have the floor.

REP. WARD: (86th)

You might have taken in other sections of the law, one could go to court if necessary, to get a copy of a birth certificate, so it's not really taking the total authority of a court to grant such an order away. Is that correct?

REP. MINTZ: (140th)

Through you, Mr. Speaker, I believe that if a registrar or somebody who was supposed to give a certified copy didn't, you could get a writ of mandamus still in the courts and order them to do that through the courts.

REP. WARD: (86th)

Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

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

CLERK:

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

SPEAKER BALDUCCI:

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

The Clerk please announce the tally.

CLERK:

House Bill 6883.

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 119, Substitute for Senate Bill 583, AN

ACT CONCERNING MEDICAID REIMBURSEMENT FOR CERTAIN COSTS OF SPECIAL EDUCATION AND RELATED SERVICES, as amended by Senate "A". Favorable Report of the Committee on Education.

SPEAKER BALDUCCI:

Representative Hartley of the 73rd.

REP. HARTLEY: (73rd)

Mr. Chairman.

SPEAKER BALDUCCI:

Speaker.

REP. HARTLEY: (73rd)

Mr. Speaker, I move acceptance of the Joint Committee's Favorable Report and passage of the bill as amended by Senate "A".

SPEAKER BALDUCCI:

The question is on passage. Will you remark, Madam?

REP. HARTLEY: (73rd)

Yes, Mr. Speaker. The Chairman has Senate Amendment "A", LCO4719. Would the Clerk please call and read.

SPEAKER BALDUCCI:

The Clerk please call LCO4719 previously designated Senate Amendment Schedule "A", and read.

CLERK:

pat

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LCO4719 previously designated Senate "A", offered by Senator Sullivan.

In line 22, after 2 insert families with.

In lines, 35, 47 and 53 delete or group.

In line 48 deplete and insert in lieu thereof effect.

And in line 49, delete increased premiums and insert in lieu thereof costs.

SPEAKER BALDUCCI:

Representative Hartley.

REP. HARTLEY: (73rd)

Yes, thank you, Mr. Speaker. Mr. Speaker, this amendment is technical in nature and I move adoption.

SPEAKER BALDUCCI:

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

REPRESENTATIVES:

Aye.

SPEAKER BALDUCCI:

Opposed, nay. The ayes have it. The amendment is adopted and ruled technical.

Will you remark further on the bill as amended? Hartley.

REP. HARTLEY: (73rd)

Thank you, Mr. Speaker. Mr. Speaker, this bill represents State and local cost savings initiatives which will in fact allow towns in which 75 or fewer children receiving benefits under the AFDC program, to no longer have to determine if their special education children are eligible for Medicaid and private health insurance reimbursement.

The bill will result in savings for those towns where the cost of determining such Medicaid eligibility exceeds the benefit of receiving these payments. Under this bill, approximately 126 towns no longer will have to determine such eligibility.

Mr. Speaker, I move passage.

SPEAKER BALDUCCI:

Will you remark further on the bill?

Representative Flaherty of the 68ty.

REP. FLAHERTY: (68th)

Thank you, Mr. Speaker. Mr. Speaker, I too rise in support of this bill as amended by Senate "A". As the Vice-Chairman of the Education Committee just mentioned, this bill significantly impacts 126 towns by releasing them from having to undertake the process of determining whether or not these children have private insurance or also Medicaid.

As we talked about mandates, educational mandates,

this is one that appeared on the list. I think it's a good bill and again, it's another one in a series of hopefully mandates that we can reduce to our towns and I urge support of the bill. Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

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

CLERK:

The House of Representatives is voting by roll. Members to the Chamber. Members to the Chamber, please, the House is voting by roll.

SPEAKER BALDUCCI:

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

The Clerk please announce the tally.

CLERK:

Senate Bill 583 as amended by Senate "A" in concurrence with the Senate.

Total number voting	147
Necessary for passage	74
Those voting yea	147
Those voting nay	0
Those absent and not voting	4

SPEAKER BALDUCCI:

The bill as amended is passed.

CLERK:

Please turn to Page 1, Calendar 75, Substitute for House Bill 6820, AN ACT REVISING CERTAIN PROVISIONS OF CHAPTER 568 OF THE GENERAL STATUTES CONCERNING WORKERS' COMPENSATION. Favorable Report of the Committee on Labor and Public Employees.

SPEAKER BALDUCCI:

Representative Adamo of the 116th.

REP. ADAMO: (116th)

Thank you, Mr. Speaker. 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. ADAMO: (116th)

Yes, Mr. Speaker. The bill before us is the product of two years of hard work by the Law Revision Committee, the Workers' Compensation Commission, members of this Chamber and others to do a complete and total recall, or rewrite, I'm sorry, of the Workers' Compensation Statutes as we know them today.

This particular bill before us revises and reorganizes the entire law. It brings into focus a new

section of describing all the definitions that were utilized and sprinkled throughout the entire chapter, chapter 568, and repeals certain provisions whose substance have either been destroyed by changes that were made through this Chamber and other pieces of legislation, or have been found to be inadequate or inappropriate or which are taken care of in other portions of the statute.

Mr. Speaker, the Law Revision Commission, along with our screening attorneys saw some changes that had to be made and I would ask that the Clerk call LCO5102 and I be given the liberty to summarize.

SPEAKER BALDUCCI:

Will you remark further on the bill? The Clerk please call LCO5102 designated House Schedule "A".

CLERK:

LCO5102, House "A" offered by Representative Pelto et al.

SPEAKER BALDUCCI:

The question is on summarization. Is there objection? Representative Adamo.

REP. ADAMO: (116th)

Thank you, Mr. Speaker, as stated earlier, this is a very technical amendment. It was the work of our screening committee of the Law Revision Commission that

in fact put together these small changes in language, letters, commas, and the effective date of July 1, 1991.

It deals with approximately 25 or 30 small technical changes in the bill to make sure that all of the language tracks, all of the terminology and definitions tracks, and I would move its adoption, Sir.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark on the amendment? Will you remark? If not, all those in favor signify by saying aye.

REPRESENTATIVES:

Aye.,

SPEAKER BALDUCCI:

Opposed, nay. The ayes have it. The amendment is adopted and ruled technical.

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House Amendment Schedule "A".

In line 216, strike our "REQUIRES" and insert "PROVIDES" in lieu thereof

In line 293, after the semicolon strike our "OR"

After line 293, insert the following:
"(v) IS A VOLUNTEER POLICE OFFICER, WHETHER THE OFFICER IS DESIGNATED AS SPECIAL OR AUXILIARY, UPON VOTE OF THE LEGISLATIVE BODY OF THE TOWN, CITY OR BOROUGH IN WHICH THE OFFICER SERVES; OR"

In line 294, strike out "(v)" and insert "(vi)" in lieu thereof

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In line 306, insert a period after "EMPLOYMENT" and strike out "OR ANY VOLUNTEER POLICE"

Delete lines 307 to 310, inclusive, in their entirety

In line 321, insert a comma after "IF"

In line 322, insert a comma after "INSURANCE"

In line 601, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 645, strike out "FOR THE USE OF THE STATE"

In line 648, strike out "HIS" and insert "THE EMPLOYER'S"

In line 649, strike out "HIS" and insert "THE EMPLOYER'S"

In line 652, before "FAITH" insert "FULL"

In line 713, strike out "FOR THE USE OF THE STATE"

Delete line 717 in its entirety and insert the following in lieu thereof: "CARRIER ON THE EMPLOYER'S BEHALF IN PAYMENT OF THE EMPLOYER'S LIABILITY"

In line 720, before "FAITH" insert "FULL"

In line 759, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 761, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 850, insert an opening bracket before "and"

In line 851, insert a closing bracket after "assurance"

In line 1004, insert an opening bracket before ", including" and insert a closing bracket after "expenses,"

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In line 1335, insert opening and closing brackets around "appoint" and after the closing bracket insert "SCHEDULE"

In line 1338, insert opening and closing brackets around "appointed" and after the closing bracket insert "SCHEDULED"

In line 1504, insert an opening bracket before "(1)"

In line 1505, insert a closing bracket after "(2)"

In line 1506, after "filed" insert ", ["

In line 1507, after "it" insert a closing bracket and after the closing bracket insert "THE COMPENSATION REVIEW DIVISION"

Delete line 1511 in its entirety and insert the following in lieu thereof: "include its findings, [and award and] conclusions of"

In line 1512, after "law" and before the period insert "AND AWARD"

In line 1573, insert an opening bracket before "and"

In line 1574, insert a closing bracket after "assurance"

In line 1685, insert opening and closing brackets around "benefit" and after the closing bracket insert "COMPENSATION"

In line 2040, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 2052, insert opening and closing brackets around "rate of" and after "compensation" insert "RATE"

In line 2183, after "THE" insert "LOSS OF THE MEMBERS AND THE"

In line 2184, strike out the comma and insert a colon in lieu thereof

Delete line 2185 in its entirety

In line 2237, before "USE" insert "OF"

In line 2424, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 2541, insert an opening bracket before "and" and a closing bracket after "assurance"

In line 2552, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 3010, insert an opening bracket before "and" and insert a closing bracket after "assurance"

In line 3067, insert opening and closing brackets around "benefits" and after the closing bracket insert "COMPENSATION"

In line 3094, insert an opening bracket before "and" and insert a closing bracket after "assurance"

In line 3177, strike out "AND"

In line 3178, strike out "COMPENSATION ASSURANCE"

In line 3196, insert an opening bracket before "and" and insert a closing bracket after "assurance"

Delete lines 3250 to 3252, inclusive, in their entirety and insert the following in lieu thereof:
"Sec. 41. This act shall take effect July 1, 1991."

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SPEAKER BALDUCCI:

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

CLERK:

The House of Representatives is voting by roll call. Please return to the Chamber. Please return to the Chamber. The House is voting by roll.

SPEAKER BALDUCCI:

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

Representative Gilligan of the 28th.

REP. GILLIGAN: (28th)

Mr. Speaker, in the affirmative. Thank you, Sir.

SPEAKER BALDUCCI:

Representative Gilligan in the affirmative.

The Clerk please announce the tally.

CLERK:

House Bill 6820 as amended by House "A".

Total number voting	147
Necessary for passage	74
Those voting yea	147
Those voting nay	0
Those absent and not voting	4

SPEAKER BALDUCCI:

The bill as amended is passed.

CLERK:

Calendar 120 on Page 8, Senate Bill 654, AN ACT CONCERNING INTEREST PAYMENTS ON HEALTH INSURANCE CLAIMS. Favorable Report of the Committee in Insurance

and Real Estate.

REP. BIAFORE: (125th)

Mr. Speaker. Mr. Speaker.a

SPEAKER BALDUCCI:

Representative Biafore of the 125th.

REP. BIAFORE: (125th)

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

SPEAKER BALDUCCI:

The question is on passage. Will you remark?

REP. BIAFORE: (125th)

Yes, Mr. Speaker. Basically what this bill does, previously all insurance companies had to report to the Commission office on the amount of interest that they were paying, which was under $1 which went into a fund.

The Commissioner felt that since the majority of that interest is being paid by one company, that it would be economically feasible to not, to do away with this and he has asked that we amend our regulations to do this.

I move passage.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark? Will you remark?

REP. CHASE: (120th)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Chase of the 120th.

REP. CHASE: (120th)

Thank you, Mr. Speaker. Through you, a question to the Chairman.

SPEAKER BALDUCCI:

Proceed, Sir.

REP. CHASE: (120th)

Through you, can you tell us how much potentially we're talking about as far as this transfer?

SPEAKER BALDUCCI:

Representative Biafore.

REP. BIAFORE: (125th)

The amount that was collected in 1989 was approximately $291,000.

SPEAKER BALDUCCI:

Representative Biafore.

REP. CHASE: (120th)

Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Will you remark further on the amendment? Excuse me, will you remark further on the bill. If not, staff and guests to the well. Members please be seated. The

machine will be opened.

CLERK:

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

SPEAKER BALDUCCI:

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

The Clerk announce the tally.

CLERK:

Senate Bill 654 in concurrence with the Senate

Total number voting	147
Necessary for passage	74
Those voting yea	147
Those voting nay	0
Those absent and not voting	4

SPEAKER BALDUCCI:

The bill is passed.

REP. FRANKEL: (121st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Mr. Speaker, at this time I would ask for the suspension of our rules for the consideration of a Resolution bearing LCO4899, A RESOLUTION EXPRESSING SYMPATHY ON THE DEATH OF DANIAL E. WANNAGOT.

SPEAKER BALDUCCI:

The question is on suspension of the rules. Is there objection? Seeing none, the rules are suspended.

REP. FRANKEL: (121st)

Mr. Speaker, I'd ask the Clerk to please call and read the Resolution.

SPEAKER BALDUCCI:

The Clerk please call and read.

CLERK:

House Joint Resolution Number 82, RESOLUTION EXPRESSING SYMPATHY ON THE DEATH OF DANIEL E. WANNAGOT. Introduced by Representatives Krawiecki, Frankel, Balducci, Belden, et al.

RESOLVED BY THIS ASSEMBLY:

WHEREAS, the members of this Assembly are deeply saddened by the death of volunteer firefighter Daniel E. Wannagot of Shelton; and

WHEREAS, Daniel E. Wannagot was a twenty-six year veteran of the Echo Hose Hook and Ladder Company, serving as treasurer for most of that time and is the first firefighter to die in the line of duty in the

City of Shelton; and

WHEREAS, he was cited for bravery in 1985 for saving a young girl from a car fire and received an award of recognition from The Echo Hose Hook and Ladder Company; and

WHEREAS, he is remembered as an outstanding Shelton citizen and firefighter and a devoted person, loving husband and family member; and

WHEREAS, his family and the people of Shelton have suffered a deep loss with his death; and

NOW, THEREFORE, BE IT RESOLVED, that we, the members of this Assembly, join in extending our deepest sympathy to his wife and other family members, as well as the people of Shelton; and

BE IT FURTHER RESOLVED, that the Clerks of the House and Senate cause copies of this Resolution to be sent to his wife Nancy, of Shelton, Connecticut, as an expression of our esteem for this fine person.

REP. FRANKEL: (121st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Yes, I would move adoption of the Resolution and I would yield thereafter to the gentleman from the 113th,

Representative Belden.

SPEAKER BALDUCCI:

The question is on adoption. Representative Belden, do you accept the yield?

REP. BELDEN: (113th)

Yes, I do, Mr. Speaker. Our community and many other communities in the State of Connecticut have been blessed by hundreds of thousands of volunteers of all types and little did I realize a week ago Friday night as I went home from the office, and I got caught in the midst of our local volunteer fire department responding to a fire, that happened to be on the next street from my house, that while I was eating my supper, 15 or 20 minutes later on my own scanner, I heard the ambulance call go in for a firefighter that was down.

Danny Wannagot has responded to literally hundreds and hundreds of fires over his 20 some years as a volunteer fireman in our community. He was not an old man. He was in his forties. He was in the picture of health, and I guess that when he responded to this fire which happened to be a house fire, and when he got there, actually the fire was out, but they had to do the usual work that's required when a building is full of smoke, let's go in and take care of things.

Donning his gear, literally dropped dead on the

spot of a heart attack. He will certainly be missed in our community.

I believe he is the epitome of what a volunteerism is all about and what our volunteer service, our fire and ambulance services are.

He has answered his last alarm and I would ask, Mr. Speaker, that when the vote is taken, it be taken by a standing moment of silence.

SPEAKER BALDUCCI:

Will you remark further on the Resolution? If not, will the members please rise in adoption of this Resolution.

CLERK:

Please turn to Page 5, Calendar 102, Substitute for House Bill 6860, AN ACT CONCERNING A LOSS GUARANTEE RATIO. Favorable Report of the Committee on Insurance and Real Estate.

SPEAKER BALDUCCI:

Representative Biafore of the 125th.

REP. BIAFORE: (125th)

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. BIAFORE: (125th)

Yes, Mr. Speaker. What this bill would do, it would eliminate prior approval of rates by the Insurance Commissioner for individual health insurance policies if the policy, form and rate filings submitted to him includes a loss ratio guarantee.

If at the end of the year the loss ratio guarantee has not been met, there can be a refund to policyholders, or there also could be an increase, depending on that loss ratio.

I move acceptance of the bill.

SPEAKER BALDUCCI:

The question is on passage. Will you remark further on the bill? Representative Smoko of the 91st.

REP. SMOKO: (91st)

Thank you, Mr. Speaker. Mr. Speaker, the Clerk has an amendment, LCO Number 4743. I would ask the Clerk to call and that I be permitted to summarize.

SPEAKER BALDUCCI:

The Clerk please call LCO4743 designated House Schedule "A".

CLERK:

LCO4743, House "A" offered by Representative Smoko.

SPEAKER BALDUCCI:

The question is on summarization. Is there objection? Seeing none, Representative Smoko.

REP. SMOKO: (91st)

Thank you, Mr. Speaker. Mr. Speaker, the amendment is fairly straightforward. It would simply allow the commissioner should he choose to adopt regulations, if he feels in some way that the loss ratio guarantee procedure is abused.

I see some potential for abuse here. I'm not convinced that my amendment is going to resolve all of it, but I think it's a reasonable step in the right direction, makes, at least it gets my comfort level up and I would urge adoption of the amendment.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark? Will you remark further on the amendment? Will you remark further? If not, we'll try your minds. All those in favor of House "A" indicate by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER BALDUCCI:

Opposed, nay.

REPRESENTATIVES:

No.

SPEAKER BALDUCCI:

The ayes have it. The amendment is adopted and ruled technical.

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House Amendment Schedule "A".

In line 49, after the period add the following: "THE INSURANCE COMMISSIONER MAY, HOWEVER, ADOPT REGULATIONS TO ASSURE5E THE USE OF A LOSS RATIO GUARANTEE DOES NOT CONSTITUTE AN UNFAIR PRACTICE."

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SPEAKER BALDUCCI:

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

CLERK:

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

SPEAKER BALDUCCI:

Have all the members voted and is the vote properly recorded? If so, the machine will be locked. Representative Ireland of the 111th.

REP. IRELAND: (111th)

Mr. Speaker, in the affirmative, please.

SPEAKER BALDUCCI:

Representative Ireland in the affirmative.

The Clerk please announce the tally.

CLERK:

House Bill 6860 as amended by House "A".

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 as amended is passed.

Announcements or points?

REP. FRANKEL: (121st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Mr. Speaker, ladies and gentlemen. It is our intention to adjourn shortly. We have no further business in the way of bills or resolutions to act on.

To the members of the Democratic side of the aisle, the proposed caucus for today is cancelled. We will not hold a caucus today. It is our intention to hold a regular session a week from today on Wednesday at 10:00 a.m.

That's a regular session one week from today at 10:00 a.m. and we will likely have a session on Thursday, commencing tentatively 10:00 a.m. So that is a regular session next Wednesday at 10:00 a.m. and a probable session on Thursday, also commencing at 10:00 a.m.

And Mr. Speaker, at this time I'd like to move that all double starred items not acted upon be passed retaining their place on the Calendar.

SPEAKER BALDUCCI:

The question is on pass retaining. Is there objection? Seeing none, so ordered.

Other announcements or points?

REP. BEAMON: (72nd)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Beamon of the 72nd.

REP. BEAMON: (72nd)

Thank you, Mr. Speaker. Will the Journal please note that Representative Conway from Waterbury, the 75th District, is absent, missed a few votes this evening due to illness.

SPEAKER BALDUCCI:

The Journal will note, Sir.

REP. FRANKEL: (121st)

Mr. Speaker. Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Mr. Speaker, ladies and gentlemen, members of the Democratic side of the aisle. I omitted to indicate that the caucus which we are not holding today will be held for a certainty on Wednesday, one week from today.

SPEAKER BALDUCCI:

Representative Dyson of the 94th.

REP. DYSON: (94th)

Mr. Speaker, for purposes of an announcement, please.

SPEAKER BALDUCCI:

Please proceed.

REP. DYSON: (94th)

Mr. Speaker, I'd like to remind members of the Chamber, and I mean it not so much harshly, but in the form of an admonishment, we are supposed to be putting white paper in the white receptacles and we're not doing that.

And if we're going to legislate to people of the State what they are to do with our trash, we ought to be setting an example in this Chamber. White paper in the white containers, Mr. Speaker, and I would

encourage members of the Chamber to do that. Thank you, Mr. Speaker.

SPEAKER BALDUCCI:

Thank you, Representative Dyson. Other announcements or points?

REP. KINER: (59th)

Mr. Speaker. Mr. Speaker.

SPEAKER BALDUCCI:

Representative Kiner of the 59th.

REP. KINER: (59th)

Thank you, Mr. Speaker. For an announcement. The GAE Committee will be meeting on Monday, April the first on 1:00 in Room 2A.

SPEAKER BALDUCCI:

Thank you, Representative Kiner. Other announcements or points? If not, is there business on the Clerk's desk?

CLERK:

Yes, Mr. Speaker. The Clerk has in his possession, a list of Favorable Changes of Reference, both House and Senate.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Thank you, Mr. Speaker. I move we waive the

reading of the list and that the bills be referred to the Committees as indicated.

SPEAKER BALDUCCI:

Is there objection? Seeing none, so ordered.

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FAVORABLE REPORT OF JOINT STANDING COMMITTEES
CHANGES OF REFERENCE
HOUSE BILLS

EDUCATION. Substitute for H. B. No. 5568 (COMM) AN ACT CONCERNING THE SCHOOL BREAKFAST PROGRAM.
The bill was then referred to the Committee on Appropriations.

EDUCATION. Substitute for S. B. No. 5624 (COMM) AN ACT CONCERNING THE PROMOTION OF RESEARCH AT CONNECTICUT INSTITUTIONS OF HIGHER EDUCATION AND STATE LIABILITY AND MEDICAL AND DENTAL INTERNS, RESIDENTS AND FELLOWS FROM THE UNIVERSITY OF CONNECTICUT HEALTH CENTER.
The bill was then referred to the Committee on Judiciary.

PUBLIC SAFETY. H. B. No. 6806 (COMM) AN ACT CONCERNING THE INSTALLATION OF REDUCED PRESSURE PRINCIPLE BACKFLOW PREVENTERS IN EXISTING FIRE SPRINKLER SYSTEMS.
The bill was then referred to the Committee on Public Health.

EDUCATION. Substitute for H. B. No. 6817 (RAISED) AN ACT CONCERNING TEACHER CERTIFICATION AND PROFESSIONAL DEVELOPMENT.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

ENVIRONMENT. H. B. No. 7139 (RAISED) AN ACT CONCERNING THE STATE EMERGENCY RESPONSE COMMISSION.
The bill was then referred to the Committee on Labor and Public Employees.

PUBLIC SAFETY. H. B. No. 7209 (RAISED) AN ACT CONCERNING THE CHRONIC GAMBLERS TREATMENT AND REHABILITATION PROGRAM.
The bill was then referred to the Committee on Public Health.

House of Representatives Wednesday, March 27, 1991

FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
CHANGES OF REFERENCE
SENATE BILLS

ENVIRONMENT. Substitute for S. B. No. 81 (COMM) AN ACT CONCERNING HAZARDOUS WASTE SITE INFORMATION TO BE KEPT WITH PUBLIC RECORDS.
The bill was then referred to the Committee on Planning and Development.

PUBLIC SAFETY. S. B. No. 799 (RAISED) AN ACT REQUIRING THE ESTABLISHMENT OF A MOBILE VETERANS' MEDICAL OUTREACH CLINIC.
The bill was then referred to the Committee on Public Health.

PROGRAM REVIEW AND INVESTIGATIONS. Substitute for S. B. No. 805 (RAISED) AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE LEGISLATIVE PROGRAM REVIEW AND INVESTIGATIONS COMMITTEE CONCERNING THE STRUCTURE OF THE WORKERS' COMPENSATION COMMISSION.
The bill was then referred to the Committee on Labor and Public Employees.

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CLERK:

Mr. Speaker, there is no further business on the Clerk's desk.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Thank you, Mr. Speaker. There being no further business, I move the House stand adjourned, subject to the Call of the Chair for purposes of technical sessions with a regular session to commence one week from today, Wednesday, April 3rd at 10:00 a.m.

SPEAKER BALDUCCI:

Is there objection? Seeing none, the House stands adjourned.

The House adjourned at 4:40 o'clock p.m., to meet again at the Call of the Chair.

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CHANGES OF REFERENCE
HOUSE BILLS

PUBLIC SAFETY. Proposed H. B. No. 6575 AN ACT CONCERNING AUTHORIZATION OF BONDS OF THE STATE FOR THE PURCHASE OF TWO-WAY RADIO EQUIPMENT BY THE CONNECTICUT STATE FIREMEN'S ASSOCIATION.

The bill was then referred to the Committee on Finance, Revenue and Bonding.

LABOR AND PUBLIC EMPLOYEES. H. B. No. 7031 AN ACT CONCERNING ASSISTANCE TO DISPLACED HOMEMAKERS BY THE COMMISSIONER OF LABOR.

The bill was then referred to the Committee on Appropriations.

PUBLIC SAFETY. H. B. No. 7205 (RAISED) AN ACT CONCERNING JAI ALAI PLAYERS AND THE OPERATION OF FRONTONS.

The bill was then referred to the Committee on Labor and Public Employees.

PUBLIC SAFETY. H. B. No. 7208 (RAISED) AN ACT REQUIRING REFRESHER TRAINING IN CARDIOPULMONARY RESUSCITATION FOR POLICE OFFICERS.

The bill was then referred to the Committee on Public Health.

CHANGE OF REFERENCE
SENATE BILLS

PUBLIC HEALTH. S. B. No. 943 (RAISED) AN ACT CONCERNING THERAPEUTIC RECREATION AIDES IN NURSING

HOMES.
The bill was then referred to the Committee on Human Services.

FAVORABLY REPORTED BILLS FILED
AS OF MARCH 26, 1991
AT 5:00 P.M.
LEGISLATIVE COMMISSIONER'S OFFICE
BY THE JOINT STANDING COMMITTEES ON
BANKS

BANKS. S. B. No. 696 (RAISED) AN ACT CONCERNING THE DEFINITION OF SALES FINANCE COMPANIES.

ENERGY & PUBLIC UTILITIES

ENERGY AND PUBLIC UTILITIES. S. B. No. 94 (COMM) AN ACT IMPOSING FEES ON THE PURCHASE OF FUEL INEFFICIENT PASSENGER AUTOMOBILES, VANS AND LIGHT TRUCKS AND PROVIDING REBATES FOR THE PURCHASE OF FUEL EFFICIENT VEHICLES.

ENERGY AND PUBLIC UTILITIES. S. B. No. 635 (RAISED) AN ACT CONCERNING REVISIONS TO TITLE 16 TO SIMPLIFY ADMINISTRATIVE PROCEDURES AND MINIMIZE COSTS.

ENERGY AND PUBLIC UTILITIES. S. B. No. 681 (RAISED) AN ACT CONCERNING RATE ADJUSTMENTS.

ENERGY AND PUBLIC UTILITIES. S. B. No. 809 (RAISED) AN ACT CONCERNING THE JURISDICTION OF THE SITING COUNCIL.

ENERGY AND PUBLIC UTILITIES. S. B. No. 810 (RAISED) AN ACT TO ENCOURAGE THE DEVELOPMENT AND IMPLEMENTATION OF CONSERVATION AND LOAD MANAGEMENT TECHNOLOGIES.

ENERGY AND PUBLIC UTILITIES. S. B. No. 812 (RAISED) AN ACT TO INTEGRATE ENERGY EFFICIENCY INTO TRANSPORTATION PLANNING.

ENERGY AND PUBLIC UTILITIES. S. B. No. 814 (RAISED) AN ACT CONCERNING ENCOURAGING THE PURCHASE OF ENERGY EFFICIENT EQUIPMENT.

ENERGY AND PUBLIC UTILITIES. H. B. No. 5935 (COMM) AN ACT CONCERNING A THREE-YEAR PROGRAM IMPLEMENTING ENERGY CONSERVATION MEASURES IN STATE-OWNED BUILDINGS.

ENERGY AND PUBLIC UTILITIES. Substitute for H. B. No. 6985 (RAISED) AN ACT CONCERNING LOW-LEVEL RADIOACTIVE WASTE.

ENERGY AND PUBLIC UTILITIES. H. B. No. 7104 (RAISED) AN ACT CONCERNING MUNICIPAL RESOURCES RECOVERY FACILITIES.

HOUSING

HOUSING. H. B. No. 5516 (COMM) AN ACT CONCERNING THE AUTHORITY OF THE COMMISSIONER OF HOUSING TO OPERATE THE SECTION 8 CERTIFICATE PROGRAM.

HOUSING. H. B. No. 5517 (COMM) AN ACT CONCERNING TARGET HOUSING GOALS FOR MUNICIPALITIES AND REGIONS.

HOUSING. H. B. No. 5523 (COMM) AN ACT CONCERNING THE PROMOTION OF FAIR HOUSING AND HOUSING INTEGRATION BY STATE HOUSING AGENCIES.

HOUSING. H. B. No. 5795 (COMM) AN ACT CONCERNING HOUSING INTEGRATION.

PUBLIC SAFETY

PUBLIC SAFETY. S. B. No. 201 (COMM) AN ACT PROCLAIMING A DAY OF RECOGNITION FOR VOLUNTEER FIRE FIGHTERS AND EMERGENCY MEDICAL SERVICES PERSONNEL.

PUBLIC SAFETY. S. B. No. 377 (COMM) AN ACT CONCERNING SPECIAL POLICE FORCES ASSIGNED TO STATE FACILITIES.

PUBLIC SAFETY. S. B. No. 592 (COMM) AN ACT ESTABLISHING A CHARITABLE GAMES UNIT WITHIN THE DIVISION OF SPECIAL REVENUE.

PUBLIC SAFETY. Substitute for S. B. No. 716 (RAISED) AN ACT CONCERNING THE NORTHEAST CONSERVATION LAW ENFORCEMENT COMPACT.

PUBLIC SAFETY. S. B. No. 792 (RAISED) AN ACT CONCERNING THE INSTALLATION OF AUTOMATIC FIRE EXTINGUISHING SYSTEMS IN HOUSING FOR THE ELDERLY.

PUBLIC SAFETY.
S. B. NO. 795 (RAISED) AN ACT PERMITTING REVOCATION OF CERTIFICATION HELD BY LOCAL BUILDING OFFICIALS.

PUBLIC SAFETY. S. B. No. 915 (RAISED) AN ACT PERMITTING SIMULCASTING OF OFF-TRACK BETTING RACE PROGRAMS TO JAI ALAI FRONTONS.

PUBLIC SAFETY. S. B. No. 289 (COMM) AN ACT ESTABLISHING A TASK FORCE TO CONSIDER THE ESTABLISHMENT OF A POLICE COLLEGE.

PUBLIC SAFETY. S. B. No. 623 (COMM) AN ACT CONCERNING THE SPONSOR OF GAMES OF CHANCE BY SECONDARY SCHOOLS, COLLEGES AND UNIVERSITIES.

PUBLIC SAFETY. S. B. No. 782 AN ACT CONCERNING CERTAIN FEES CHARGED BY THE DEPARTMENT OF PUBLIC SAFETY.

PUBLIC SAFETY. S. B. No. 791 (RAISED) AN ACT CONCERNING REGULATIONS FOR INCLINED STAIRWAY CHAIRLIFTS AND VERTICAL WHEELCHAIR OR INCLINE LIFTS.

PUBLIC SAFETY. S. B. No. 794 (RAISED) AN ACT ESTABLISHING FEES FOR SERVICES OR COPIES PROVIDED BY THE DEPARTMENT OF PUBLIC SAFETY.

PUBLIC SAFETY. S. B. No. 797 (RAISED) AN ACT EXEMPTING INSPECTORS IN THE DIVISION OF CRIMINAL JUSTICE FROM POLICE RECERTIFICATION REQUIREMENTS.

PUBLIC SAFETY. S. B. No. 799 (RAISED) AN ACT REQUIRING THE ESTABLISHMENT OF A MOBILE VETERANS' MEDICAL OUTREACH CLINIC.

PUBLIC SAFETY. S. B. No. 879 (RAISED) AN ACT CONCERNING THE ORGANIZATION OF THE CONNECTICUT STATE GUARD.

PUBLIC SAFETY. H. B. No. 5126 (COMM) AN ACT CONCERNING EQUIPMENT FOR FIRE POLICEMEN.

PUBLIC SAFETY. H. B. No. 5245 (COMM) AN ACT CONCERNING VIDEO SLOT MACHINES.

PUBLIC SAFETY. H. B. No. 5448 (COMM) AN ACT CONCERNING REGULATIONS PERTAINING TO THE INSTALLATION OF OIL BURNERS AND GAS EQUIPMENT AND PIPING.

PUBLIC SAFETY. Substitute for H. B. No. 6019 (RAISED) AN ACT CONCERNING A MEMORIAL REGISTER OF REMEMBRANCE FOR CONNECTICUT WAR VETERANS.

pat

House of Representatives Wednesday, March 27, 1991

PUBLIC SAFETY. H. B. NO. 6579 (COMM) AN ACT PROHIBITING THE IMPOSITION OF TRAFFIC TICKET QUOTAS BY THE DIVISION OF STATE POLICE.

PUBLIC SAFETY. H. B. No. 6806 (COMM) AN ACT CONCERNING THE INSTALLATION OF REDUCED PRESSURE PRINCIPLE BACKFLOW PREVENTERS IN EXISTING FIRE SPRINKLER SYSTEMS.

PUBLIC SAFETY. H. B. No. 7072 (RAISED) AN ACT ESTABLISHING FEES FOR SERVICES PROVIDED BY THE STATE POLICE BUREAU OF IDENTIFICATION.

PUBLIC SAFETY. H. B. No. 7155 (RAISED) AN ACT PROHIBITING THE SALE OF OUT-OF-STATE LOTTERY TICKETS.

PUBLIC SAFETY. H. B. No. 7181 (RAISED) AN ACT CONCERNING BUILDING PERMIT REQUIREMENTS FOR CONSTRUCTION OR ALTERATION OF NON-THRESHOLD STATE BUILDINGS AND STRUCTURES.

PUBLIC SAFETY. H. B. No. 7275 (RAISED) AN ACT AUTHORIZING THE CONDUCT OF RACING OR JAI ALAI EVENTS SEVEN DAYS PER WEEK.

PUBLIC SAFETY. H. B. No. 5128 (COMM) AN ACT CONCERNING TRAFFIC REGULATION AND CONTROL BY POLICE OFFICERS AT PLACES OF AMUSEMENT.

PUBLIC SAFETY. H. B. No. 5244 (COMM) AN ACT ENTITLING THE ATTORNEY GENERAL TO A FOOTSTONE, FLAG AND FUNERAL HONOR GUARDS.

PUBLIC SAFETY. H. B. No. 5408 (COMM) AN ACT CONCERNING QUALIFICATIONS OF POLICE CHIEFS WHO ARE MEMBERS OF THE MUNICIPAL POLICE TRAINING COUNCIL, INDEMNIFICATION OF LAW ENFORCEMENT INSTRUCTORS, AND INSTRUCTION RELATIVE TO NEW LEGAL DEVELOPMENTS FOR POLICE MANAGERS.

PUBLIC SAFETY. H. B. No. 6577 (COMM) AN ACT INCREASING THE FEES FOR PERMITS TO SELL AND CARRY PISTOLS AND REVOLVERS.

PUBLIC SAFETY. H. B. No. 7039 AN ACT CONCERNING RESIDENT STATE POLICEMEN.

pat

House of Representatives Wednesday, March 27, 1991

PUBLIC SAFETY. H. B. No. 7207 (RAISED) AN ACT CONCERNING TECHNICAL CORRECTIONS TO TITLES 7, 27 AND 29 OF THE GENERAL STATUTES.

PUBLIC SAFETY. H. B. No. 7209 (RAISED) AN ACT CONCERNING THE CHRONIC GAMBLERS TREATMENT AND REHABILITATION PROGRAM.

PUBLIC SAFETY. H. B. No. 7240 (RAISED) AN ACT AUTHORIZING REVOCATION OF CERTIFICATION HELD BY PUBLIC SAFETY TELECOMMUNICATORS OR TELECOMMUNICATOR INSTRUCTORS AND PERMITTING THE ADOPTION OF REGULATIONS.

PUBLIC SAFETY. H. B. No. 7258 (RAISED) AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE COMMISSION TO STUDY THE MANAGEMENT OF STATE GOVERNMENT WITH RESPECT TO THE DEPARTMENT OF VETERANS' AFFAIRS.

PUBLIC SAFETY. H. B. No. 7268 (RAISED0 AN ACT CONCERNING OFF-TRACK BETTING.

PUBLIC SAFETY. H. B. No. 7291 (RAISED) AN ACT CONCERNING THE PRIVITIZATION OF OFF-TRACK BETTING.

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House of Representatives Wednesday, March 27, 1991

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H-591

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HOUSE

PROCEEDINGS
1991

VOL. 34
PART 6
1988-2401

THE CONNECTICUT GENERAL ASSEMBLY

HOUSE OF REPRESENTATIVES

MARCH 28, 1991

The House was called to order at 3:21 o'clock p.m., Representative Negron of the 6th in the Chair.

ACTING SPEAKER REP. NEGRON: (6th)

The House of Representatives please come to order. All members please rise and give your attention to Guest Chaplain, Kevin Cloud of St. Mary School, Simsbury, Connecticut.

GUEST CHAPLAIN KEVIN CLOUD:

Let us pray. Lord, on this glorious Spring day, we as Your blessings as we go through our daily work and attempt to reach good judgments for our State. We ask you to guide our thoughts as we achieve legislation which is beneficial for the people of Connecticut. Amen.

ACTING SPEAKER REP. NEGRON: (6th)

The Pledge of Allegiance will be led by Catherine Battos also of St. Mary School in Simsbury.

CATHERINE BATTOS:

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

ACTING SPEAKER REP. NEGRON: (6th)

Is there business on the Clerk's desk?

CLERK:

Yes, Madam Speaker. Communications from His Excellency, the Governor, the Clerk has in his possession the following letter, dated March 28, 1991.

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 22a-134bb(g) of the Connecticut General Statutes, I have the honor to nominate, and with your advice and consent appoint, DAVID L. RYAN, of South Windsor, to be Chairman of the Board of Directors of the Connecticut Hazardous Waste Management Service, to serve at the pleasure of the Governor.

Signed, LOWELL P. WEICKER, JR.

ACTING SPEAKER REP. NEGRON: (6th)

Refer to the Committee on Executive and Legislative Nominations.

CLERK:

Also, Madam Speaker, another letter from the Governor, dated March 28, 1991.

TO THE HONORABLE HOUSE OF REPRESENTATIVES:

Pursuant to Sections 30-2 and 4-5 through 4-8 of the Connecticut General Statutes, I have the honor to nominate, and with your advice and consent appoint, WALTER S. BROOKS of New Haven, to be a member of the Liquor Control Commission, to serve for a term of four years from March 1, 1991 to March 1, 1995, unless

reappointed under the provisions of said Sections in succession to David Snyder. This letter replaces my nomination of Mr. Brooks dated March 22, 1991.

Signed, LOWELL P. WEICKER, JR.

ACTING SPEAKER REP. NEGRON: (6th)

Refer to the Committee on Executive and Legislative Nominations.

CLERK:

And, Madam Speaker, a third letter, dated March 28, 1991.

TO THE HONORABLE HOUSE OF REPRESENTATIVES:

Pursuant to Sections 18-24a and 4-9a of the Connecticut General Statutes, I have the honor to nominate, and with your advice and consent appoint, JAMES KASTEN, ESQUIRE, of Stamford, to be a member of the Board of Pardons, to serve at the pleasure of the Governor for a term coterminous with the term of the Governor or until a successor is chosen, whichever is later.

Signed, LOWELL P. WEICKER, JR., Governor

ACTING SPEAKER REP. NEGRON: (6th)

Refer to the Committee on Executive and Legislative Nominations.

CLERK:

Also, Madam Speaker, the Clerk has in his

possession a List of Bills, No. 53, dated March 28, 1991.

REP. FLAHERTY: (68th)

Madam Speaker.

ACTING SPEAKER REP. NEGRON: (6th)

Yes, I recognize Representative Flaherty of the 68th.

REP. FLAHERTY: (68th)

Thank you, Madam Speaker. I move that we waive the reading of the List of Bills and the bills be referred to the Appropriate Committees.

ACTING SPEAKER REP. NEGRON: (6th)

Hearing no objection, so ordered.

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INTRODUCTION OF BILLS
HOUSE AND SENATE BILLS

On motion of Representative Flaherty of the 68th, the first reading of the following bills and resolutions was waived, the list of bills and resolutions as prepared by the Clerks was accepted, and the bills and resolutions referred to the committees as indicated thereon in concurrence.

HUMAN SERVICES

H.B. No. 7355 (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING PARTICIPATION IN SUPPORTED WORK, EDUCATION AND TRAINING PROGRAMS WITHIN THE GENERAL ASSISTANCE PROGRAM', to reduce from two-thirds to one-half of the workfare participation requirement imposed on towns for a one-year period to allow towns to absorb rapid growth in the general assistance program.

H.B. No. 7356 (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING PAYMENT BY TOWNS TO THE STATE FOR AMOUNTS OWED UNDER THE GENERAL ASSISTANCE PROGRAM', to establish a method of securing payment of amounts owed to the state by towns under the general assistance program when such amounts remain due for longer than six months.

H.B. No. 7356 (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING FAIR HEARINGS IN THE DEPARTMENT OF INCOME MAINTENANCE', to provide that a fair hearing in the department of income maintenance shall be held without the personal appearance of the aggrieved person if the person is physically or mentally unable to appear and to allow hearings on behalf of aggrieved persons who have died before their eligibility was determined.

H.B. No. 7358 (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING SPOUSAL SUPPORT OF INSTITUTIONALIZED APPLICANTS FOR MEDICAID', to allow the department of income maintenance to take assignment of support rights against the assets of the spouse of an institutionalized applicant for Medicaid to avoid penalizing applicants whose spouses do not provide the asset information necessary to determine the applicant's eligibility.

H.B. No. 7359 (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING HEALTH RECORDS REQUESTED FROM PROVIDERS BY PATIENTS SEEKING BENEFITS UNDER THE SOCIAL SECURITY ACT', to prohibit health care providers from charging for furnishing health records to patients requesting the records in order to apply for benefits under the Social Security Act.

H.B. No. 7360 (RAISED) HUMAN SERVICES. 'AN ACT REQUIRING THE DEPARTMENT OF INCOME MAINTENANCE TO NOTIFY A MEDICAID RECIPIENT OF DENIAL OF A CLAIM FOR PAYMENT FOR SERVICES', to require that the department of income maintenance to notify a Medicaid recipient of a denial of a claim for payment for services rendered to the recipient.

FINANCE, REVENUE AND BONDING

H.B. No. 7361 (RAISED) FINANCE, REVENUE AND BONDING. 'AN ACT CONCERNING THE BORROWING POWERS AND DEBT LIMITATIONS OF MUNICIPALITIES AND REGIONAL SCHOOL DISTRICTS.'

GOVERNMENT ADMINISTRATION AND ELECTIONS

H.B. No. 7362 (RAISED) GOVERNMENT ADMINISTRATION AND ELECTIONS. 'AN ACT CONCERNING THE COMPTROLLER'S RESPONSIBILITIES CONCERNING AUTOMATED FINANCIAL SYSTEMS', to require a review of the comptroller's responsibilities concerning automated financial systems.

H.B. No. 7363 (RAISED) GOVERNMENT ADMINISTRATION AND ELECTIONS. 'AN ACT CONCERNING THE THOMAS COMMISSION RECOMMENDATIONS FOR THE DEPARTMENT OF PUBLIC WORKS', to (1) eliminate the peer review process for the construction or alteration of state buildings and (2) study issues concerning the procedures for meeting the facility needs of state agencies.

EXECUTIVE AND LEGISLATIVE NOMINATIONS

H.J. No. 81 REP. GILLIGAN, 28th DIST.; SEN. MUSTONE, 13th DIST. 'RESOLUTION CONFIRMING THE NOMINATION OF STEVEN J. BONGARD, PH.D. OF FALLS CHURCH, VIRGINIA TO BE A MEMBER OF THE COMMISSION ON HOSPITALS AND HEALTH CARE.'

GOVERNMENT ADMINISTRATION AND ELECTIONS

S.B. No. 954 (RAISED) 'AN ACT CONCERNING THE THOMAS COMMISSION RECOMMENDATIONS TO TRANSFER THE MUNICIPAL ASSESSMENT AND TAXATION UNIT FUNCTIONS AND THE EQUALIZATION AND ELDERLY TAX RELIEF UNIT FUNCTIONS OF THE INTERGOVERNMENTAL RELATIONS DIVISION OF THE OFFICE OF POLICY AND MANAGEMENT TO THE DEPARTMENT OF REVENUE SERVICES AND TO TRANSFER THE EMERGENCY RELIEF FUNCTIONS OF THE OFFICE OF POLICY AND MANAGEMENT TO THE OFFICE OF EMERGENCY MANAGEMENT', to implement recommendations of the Thomas Commission.

HUMAN SERVICES

S.B. No. 955 (RAISED) 'AN ACT CONCERNING THE HEALTHY START PROGRAM', to transfer the administration of the healthy start program from the department of health services to the department of income maintenance.

S.B. No. 956 (RAISED) 'AN ACT CONCERNING SUBSTANCE-ABUSING PREGNANT WOMEN AND THEIR CHILDREN', to establish an advisory board to the commission on

alcohol and drug abuse to assist in the development and oversight of substance abuse treatment programs for pregnant women and their children.

S.B. No. 957 (RAISED) 'AN ACT CONCERNING ACCESS TO ADOPTION RECORDS', to require that the registry notify an adult adopted person, an adult adoptable person or a genetic parent who was a party to the initial termination of parental rights proceeding of the registry of a party interested in locating any other party to the proceeding.

S.B. No. 958 (RAISED) 'AN ACT CONCERNING SELECTIVE CONTRACTING FOR MEDICAID PATIENTS', to require the department of income maintenance to study the cost-effectiveness of selective contracting with hospitals for the provisions of services to Medicaid recipients.

S.B. 959 (RAISED) 'AN ACT CONCERNING MENTAL HEALTH SERVICES PROVIDED TO MINORS', to allow certain mental health services providers to treat minors without parental consent in certain circumstances.

S.B. NO. 960 (RAISED) 'AN ACT CONCERNING REVERSE ANNUITY MORTGAGES', to establish a pilot program under which reverse annuity mortgages may be issued to fund long-term care expenses.

GOVERNMENT ADMINISTRATION AND ELECTIONS

S.B. No. 961 (RAISED) 'AN ACT CONCERNING THE DUTIES OF THE OFFICE OF POLICY AND MANAGEMENT', to improve the operation of the office of policy and management.

FINANCE, REVENUE AND BONDING

S.B. No. 962 (RAISED) 'AN ACT CONCERNING A STUDY OF STATE BONDING PROCEDURES', to provide for a review of current state bond procedures because, as bond authorizations continue to increase dramatically for areas such as prison expansion, the state must examine its policies regarding the issuance of bonds and the programs and projects in which the bonds are used as a finance mechanism.

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CLERK:

Also, Madam Speaker, the Clerk has in his possession a List of Favorable Reports.

ACTING SPEAKER REP. NEGRON: (6th)

I recognize Representative Flaherty of the 68th.

REP. FLAHERTY: (68th)

Thank you, Madam Speaker. I move we waive the reading of the House Favorable Reports and the bills be tabled for the Calendar and printing.

ACTING SPEAKER REP. NEGRON: (6th)

Hearing no objections, so ordered.

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FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
HOUSE BILLS

The following bills were received from the committees indicated, the bills read the second time and tabled for the Calendar and printing:

GENERAL LAW. Substitute for H.B. No. 5045 (COMM) (File No. 147) AN ACT CONCERNING A MOTOR FUEL QUALITY TESTING PROGRAM.

ENERGY AND PUBLIC UTILITIES. Substitute for H.B. No. 5774 (COMM) (File No. 145) AN ACT CONCERNING THE POWERS OF THE BRIDGEPORT HYDRAULIC COMPANY.

ENERGY AND PUBLIC UTILITIES. H.B. No. 5899 (RAISED) (File No. 146) AN ACT CONCERNING THE SALE, LEASE OR OTHER TRANSFER OF LAND BY A PUBLIC SERVICE COMPANY TO ANOTHER PUBLIC SERVICE COMPANY.

PLANNING AND DEVELOPMENT. Substitute for H.B. No. 6085 (COMM) (File No. 134) AN ACT CONCERNING POLICE PROTECTION AT PLACES OF AMUSEMENT.

ENERGY AND PUBLIC UTILITIES. Substitute for H.B. No. 6155 (COMM) (File No. 136) AN ACT CONCERNING THE EQUALIZATION RATES OF SERVICE FOR CUSTOMERS IN DIFFERENT DIVISIONS OF A WATER COMPANY.

PLANNING AND DEVELOPMENT. H.B. No. 6301 (COMM) (File No. 137) AN ACT CONCERNING THE APPOINTMENT OF DEPUTY CITY OR TOWN MANAGERS.

TRANSPORTATION. Substitute for H.B. No. 6381 (COMM) (File No. 141) AN ACT REQUIRING A WAIVER OF MOTOR VEHICLE PENALTIES RELATED TO RENEWALS AND INSPECTIONS FOR MILITARY PARTICIPANTS IN OPERATIONS DESERT SHIELD AND DESERT STORM AND PERMITTING WAIVER OF THE FEE FOR LATE MOTOR VEHICLE EMISSIONS INSPECTION.

ENVIRONMENT. H.B. No. 6624 (COMM) (File No. 142) AN ACT CONCERNING AQUIFER MAPPING.

TRANSPORTATION. H.B. No. 6917 (RAISED) (File No. 144) AN ACT CONCERNING THE ESTABLISHMENT OF THE CONNECTICUT COORDINATE SYSTEM.

TRANSPORTATION. H.B. No. 6935 (RAISED) (File No. 140) AN ACT CONCERNING REPORTS REQUIRED FROM THE DEPARTMENT OF TRANSPORTATION.

TRANSPORTATION. H.B. No. 7043 (File No. 143) AN ACT TRANSFERRING THE FUNCTIONS, POWERS AND DUTIES OF THE DEPARTMENT OF MOTOR VEHICLES WITH RESPECT TO SALES OF GASLINE AND MOTOR OILS TO THE DEPARTMENT OF CONSUMER PROTECTION.

JUDICIARY. Substitute for H.B. No. 7122 (RAISED) (File No. 135) AN ACT ESTABLISHING A TASK FORCE TO STUDY THE PROBATE COURT SYSTEM.

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CLERK:

Also, the Clerk has in his possession a List of Senate Favorable Reports.

ACTING SPEAKER REP. NEGRON: (6th)

I recognize Representative Flaherty.

REP. FLAHERTY: (68th)

Thank you, Madam Speaker. I move we waive the reading of the Senate Favorable Reports and the bills be tabled for the Calendar.

ACTING SPEAKER REP. NEGRON: (6th)

Hearing no objection, so ordered.

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BUSINESS FROM THE SENATE
FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
SENATE JOINT RESOLUTIONS AND SENATE BILLS

The following favorable reports of the Joint Standing Committees were received from the Senate, the resolutions and bills read the second time and tabled for the Calendar:

EXECUTIVE AND LEGISLATIVE NOMINATIONS. S.J. No. 31 RESOLUTION CONFIRMING THE NOMINATION OF MARY COLLIER OF WEST HARTFORD, TO BE A PUBLIC MEMBER OF THE COMMISSION ON HOSPITALS AND HEALTH CARE.

EXECUTIVE AND LEGISLATIVE NOMINATIONS. S.J. No. 32 RESOLUTION CONFIRMING THE NOMINATION OF JOHN J. FARRELL OF CHESHIRE, TO BE A MEMBER OF THE COMMISSION ON HOSPITALS AND HEALTH CARE.

EXECUTIVE AND LEGISLATIVE NOMINATIONS. S.J. No. 33 RESOLUTION CONFIRMING THE NOMINATION OF HENRY S. SCHERER, JR. OF AVON, TO BE CHAIRMAN OF THE CONNECTICUT HOUSING AUTHORITY.

EXECUTIVE AND LEGISLATIVE NOMINATIONS. S.J. No. 34 RESOLUTION CONFIRMING THE NOMINATION OF HENRY S. SCHERER, JR. OF AVON, TO BE CHAIRMAN OF THE CONNECTICUT HOUSING FINANCE AUTHORITY.

JUDICIARY. S.B. No. 438 (COMM) (File No. 103) AN ACT CONCERNING DEPOSITIONS IN ARBITRATION PROCEEDINGS.

ENVIRONMENT. Substitute for S.B. No. 514 (COMM) (File No. 104) AN ACT CONCERNING DOG WARDENS.

GOVERNMENT ADMINISTRATION AND ELECTIONS. Substitute for S.B. No. 584 (RAISED) (File No. 98) AN ACT CONCERNING EDUCATIONAL TECHNOLOGY. (As amended by Senate Amendment Schedule "A").

INSURANCE AND REAL ESTATE. Substitute for S.B. No. 651 (RAISED) (File No. 85) AN ACT CONCERNING BULK REINSURANCE. (As amended by Senate Amendment Schedule "A").

INSURANCE AND REAL ESTATE. Substitute for S.B. No. 655 (RAISED) (File No. 119) AN ACT CONCERNING INSURANCE ADMINISTRATORS.

INSURANCE AND REAL ESTATE. Substitute for S.B. No. 656 (RAISED) (File No. 120) AN ACT CONCERNING THE STANDARD VALUATION LAW.

JUDICIARY. S.B. No. 673 (RAISED) (File No. 106) AN ACT CONCERNING PROBATE COURT VISITS.

ENERGY AND PUBLIC UTILITIES. Substitute for S.B. No. 679 (RAISED) (File No. 107) AN ACT CONCERNING REVISIONS IN THE BIENNIAL ENERGY ASSESSMENT REVIEW PROCESS.

PUBLIC HEALTH. S.B. No. 728 (RAISED) (File No. 115) AN ACT CONCERNING PRESCRIPTION REFILLS.

PUBLIC HEALTH. Substitute for S.B. No. 750 (RAISED) (File No. 117) AN ACT CONCERNING DIRECT SERVICE PROGRAMS TO EXPAND ACCESS TO HEALTH CARE FOR THE UNINSURED.

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CLERK:

Also, Madam Speaker, the Clerk has in his possession a List of House and Senate Changes of Reference.

ACTING SPEAKER REP. NEGRON: (6th)

I recognize Representative Flaherty.

REP. FLAHERTY: (68th)

Madam Speaker, I move we waive the reading of the List of House Favorable Changes of Reference and the bills be referred to the appropriate committees.

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FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
CHANGES OF REFERENCE
HOUSE BILLS

The following favorable reports on the House Bills recommending a change of reference were received from the committees indicated, the bills read, the reports of the committees accepted, and the bills referred as recommended:

ENERGY AND PUBLIC UTILITIES. Substitute for H.B. No. 5935 (COMM) AN ACT CONCERNING A FOUR-YEAR PROGRAM IMPLEMENTING ENERGY CONSERVATION MEASURES IN STATE-OWNED BUILDINGS.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

HUMAN SERVICES. Substitute for H.B. No. 6242 (COMM) AN ACT CONCERNING THE POWERS AND DUTIES OF THE DEPARTMENT OF CHILDREN AND YOUTH SERVICES.
The bill was then referred to the Committee on Appropriations.

ENERGY AND PUBLIC UTILITIES. Substitute for H.B. No. 6985 (RAISED) AN ACT CONCERNING LOW-LEVEL RADIOACTIVE WASTE.
The bill was then referred to the Committee on Environment.

HUMAN SERVICES. Substitute for H.B. No. 7013 AN ACT CONCERNING THE REGISTRATION OF PROVIDERS OF CONTINUING CARE FACILITIES WITH THE DEPARTMENT ON AGING.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

TRANSPORTATION. H.B. No. 7293 (RAISED) AN ACT CONCERNING MASS TRANSIT DEVELOPMENT.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

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REP. FLAHERTY: (68th)

Madam Speaker.

ACTING SPEAKER REP. NEGRON: (6th)

Representative Flaherty.

REP. FLAHERTY: (68th)

Madam Speaker, I move we waive the reading of the List of Senate Favorable Changes of Reference and the bills be referred to the appropriate committees.

ACTING SPEAKER REP. NEGRON: (6th)

Hearing no objection, so ordered.

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BUSINESS FROM THE SENATE
FAVORABLE REPORT OF JOINT STANDING COMMITTEE
CHANGE OF REFERENCE
SENATE BILL

The following favorable report on the Senate Bill recommending a change of reference was received from the committee indicated, the bill read, the report of the committee accepted and the bill referred as recommended in concurrence:

TRANSPORTATION. S.B. No. 710 (RAISED) AN ACT CONCERNING COORDINATION AND COST CONTAINMENT OF STATE PROVIDED TRANSPORTATION SERVICES.

The bill was then referred to the Committee on Human Services.

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CLERK:

There is no further business on the Clerk's desk.

REP. FLAHERTY: (68th)

Madam Speaker, there being no further business on the Clerk's desk, I move we adjourn subject to the Call of the Chair for the purposes of a Technical Session.

ACTING SPEAKER REP. NEGRON: (6th)

Hearing no objections, the House stands adjourned.

The House adjourned at 3:25 o'clock p.m., to meet again at the Call of the Chair.

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CHANGES OF REFERENCE
HOUSE BILLS

The following reports on the House Bills, recommending a change of reference were received from the committees indicated, the bills read, the reports of the committees accepted, and the bills referred as recommended:

COMMERCE AND EXPORTATION. H.B. No. 5767 (COMM) AN ACT ESTABLISHING AN INDUSTRIAL INCUBATOR PROGRAM AND CONCERNING AUTHORIZATION OF BONDS OF THE STATE FOR AN INDUSTRIAL INCUBATOR IN WATERBURY.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

COMMERCE AND EXPORTATION. H.B. No. 5768 (COMM) AN ACT CONCERNING AUTHORIZATION OF BONDS OF THE STATE FOR FACILITY IMPROVEMENTS TO THE YALE BOWL IN NEW HAVEN FOR THE WORLD CUP SOCCER TOURNAMENT AND REDUCING THE ADMISSION TAX FOR WORLD CUP SOCCER GAMES.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

PUBLIC SAFETY. H.B. No. 7299 (RAISED) AN ACT PERMITTING SIMULCASTING OF OFF-TRACK BETTING RACE PROGRAMS TO THE DOG RACE TRACK AND JAI ALAI FRONTONS AND CONCERNING SIMULCASTING TO AND FROM OUT-OF-STATE PARI-MUTUAL FACILITIES.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

House of Representatives Thursday, March 28, 1991

BUSINESS FROM THE SENATE
CHANGE OF REFERENCE
SENATE BILL

The following report recommending a change of reference was received from the committee indicated, the bill read, the report of the committee accepted in concurrence, and the bill referred as recommended:

COMMERCE AND EXPORTATION. S.B. No. 561 (COMM) AN ACT CONCERNING AUTHORIZATION OF BONDS OF THE STATE FOR THE NEW HAVEN COLISEUM.

The bill was then referred to the Committee on Finance, Revenue and Bonding.

THE CONNECTICUT GENERAL ASSEMBLY

HOUSE OF REPRESENTATIVES

APRIL 1, 1991

The House was called to order at 2:27 o'clock p.m., Deputy Speaker Polinsky in the Chair.

DEPUTY SPEAKER POLINSKY:

The House will please come to order. Members and Guests please rise and give your attention to our Guest Chaplain, Albert Blaschke of Middletown, Connecticut.

GUEST CHAPLAIN ALBERT BLASCHKE:

Let us pray. Almighty Father, as we begin another week of deliberations, grant us the wisdom to make prudent decisions about the matters placed before us. Amen.

DEPUTY SPEAKER POLINSKY:

Bismark and Otto Mendez of Tampa, Florida will now lead us in the Pledge of Allegiance.

BISMARK AND OTTO MENDEZ:

I pledge allegiance to the flag of the United States of America and to the republic for which it stands one nation, under God, indivisible, with liberty and justice for all.

DEPUTY SPEAKER POLINSKY:

Is there business on the Clerk's desk?

CLERK:

Yes, Madam Speaker, the Clerk has a communication from the Governor, dated March 28, 1991.

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 54-434 of the Connecticut General Statutes, I have the honor to nominate for reappointment by you, The Honorable HAROLD M. MULVEY of New Haven, to be a State Referee, to serve for a term of eight years beginning January 1, 1992.

Signed LOWELL P. WEICKER, JR., Governor

DEPUTY SPEAKER POLINSKY:

Refer to the Committee on Judiciary.

CLERK:

Also, Madam Speaker, another Communication from the Governor, dated March 28, 1991.

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 54-434 of the Connecticut General Statutes, I have the honor to nominate for reappointment by you, The Honorable HAROLD M. MISSAL of Bristol, to be a State Referee, to serve for a term of eight years beginning April 23, 1991.

Signed, LOWELL P. WEICKER, JR., Governor

DEPUTY SPEAKER POLINSKY:

Refer to the Committee on Judiciary.

CLERK:

Another Communication from the Governor, dated March 28, 1991.

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 52-434 of the Connecticut General Statutes, I have the honor to nominate for reappointment by you, The Honorable LESTER H. AARONSON of Westville, to be a State Referee, to serve for a term of eight years beginning April 23, 1991.

Signed, LOWELL P. WEICKER, JR., Governor

DEPUTY SPEAKER POLINSKY:

Refer to the Committee on Judiciary.

CLERK:

Communication from the Governor, dated March 28, 1991.

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 52-434 of the Connecticut General Statutes, I have the honor to nominate for reappointment by you, The Honorable JAY E. RUBINOW of Manchester, to be a State Referee, to serve for a term of eight years beginning July 1, 1991.

Signed, LOWELL P. WEICKER, JR., Governor

DEPUTY SPEAKER POLINSKY:

Refer to the Committee on Judiciary.

CLERK:

Communication from the President Pro Tempore, dated March 25, 1991.

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Section 10a-2 of the Connecticut

General Statutes, it is my pleasure and privilege to nominate with your advice and consent appoint, EDWIN A. GOLDBERG, of Danbury, to be a member of the Board of Governors for Higher Education, to serve at the pleasure of the President Pro Tempore, for a term ending February 28, 1995, or until a successor is chosen, whichever is later.

Signed, John B. Larson, President Pro Tempore

DEPUTY SPEAKER POLINSKY:

Refer to the Committee on Executive and Legislative Nominations.

CLERK:

Madam Speaker, the Clerk has List of Bills No. 54, dated April 1, 1991.

REP. CONWAY: (75th)

Madam Speaker.

DEPUTY SPEAKER POLINSKY:

Representative Conway of the 75th.

REP. CONWAY: (75th)

Madam Speaker, I move that we waive the reading of the List of Bills and the bills be referred to the appropriate committees.

DEPUTY SPEAKER POLINSKY:

Seeing no objection, so ordered.

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INTRODUCTION OF BILLS
HOUSE AND SENATE BILLS

On motion of Representative Conway of the 75th, the first reading of the following bills and resolutions was waived, the list of bills and resolutions as prepared by the Clerks was accepted, and the bills and resolutions referred to the committees as indicated thereon in concurrence.

JUDICIARY

H.B. No. 5716 (COMM) JUDICIARY. 'AN ACT CONCERNING LEGISLATIVE APPROVAL OF CONSENT DECREES', to provide that any proposed consent decree requiring funds in excess of seven thousand five hundred dollars to implement the decree shall not be valid unless such decree is approved by the general assembly.

ENVIRONMENT

H.B. NO. 6645 (COMM) ENVIRONMENT. 'AN ACT CONCERNING THE RECYCLING OF BIAS PLY AND GLASS-BELTED TIRES', to require the recycling of bias ply and glass belted used tires.

JUDICIARY

H.B. No. 7364 (RAISED) JUDICIARY. 'AN ACT CONCERNING INTERNATIONAL OBLIGATIONS AND PROCEDURES', to provide procedures for the service of process outside the United States, revise discovery procedures, authorize a person admitted to practice law in a foreign country to practice that law in this state, revise the requirements for organizing a professional corporation, revise the applicability of the model law on international commercial arbitration and adopt the conflict of jurisdictions model law.

H.B. No. 7365 (RAISED) JUDICIARY. 'AN ACT CONCERNING FEES IN THE OFFICE OF THE SECRETARY OF THE STATE', to increase certain fees for filing documents with the secretary of the state.

H.B. No. 7366 (RAISED) JUDICIARY. 'AN ACT CONCERNING THE APPOINTMENT OF HEARING OFFICERS FOR THE COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES', to reestablish the procedure for the selection of hearing officers for the commission on human rights and

opportunities that provides for the governor to appoint the officers rather than to approve names of attorneys submitted by the executive director of the commission.

ENVIRONMENT

S.B. No. 212 (COMM) 'AN ACT CONCERNING BURNING PERMITS', to waive the waiting period related to approval of applications for burning permits for fire department training.

JUDICIARY

S.B. No. 589 (COMM) 'AN ACT CONCERNING WOODLAKE CONDOMINIUMS', to permit the unit owners of Woodlake Condominiums to amend their declaration in an easier fashion than currently allowed.

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CLERK:

Madam Speaker, the Clerk is in possession of a List of Favorable Reports of House Bills and a House Joint Resolution.

REP. CONWAY: (75th)

Madam Speaker.

DEPUTY SPEAKER POLINSKY:

Representative Conway.

REP. CONWAY: (75th)

Madam Speaker, I move that we waive the reading of the List of House Favorable Reports and that they be tabled for the Calendar and printing.

DEPUTY SPEAKER POLINSKY:

Seeing no objection, so ordered.

FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
HOUSE JOINT RESOLUTION AND HOUSE BILLS

The following House Joint Resolution and House Bills were received from the committees indicated, the resolution and bills read the second time and tabled for the Calendar and printing:

JUDICIARY. H.J. No. 62 (COMM) (File No. 163) RESOLUTION ACCEPTING THE RECOMMENDATION OF THE COMMISSIONER OF CLAIMS WITH REGARD TO THE CLAIM OF NORTHEAST RESEARCH INSTITUTE, INC.

GENERAL LAW. Substitute for H.B. No. 5041 (COMM) (File No. 156) AN ACT LIMITING THE INFORMATION REQUIRED ON CREDIT CARD SLIPS.

JUDICIARY. Substitute for H.B. No. 5091 (COMM) (File No. 157) AN ACT CONCERNING THE TESTIMONY OF CRIME VICTIMS AT SESSIONS OF THE BOARD OF PARDONS.

JUDICIARY. H.B. No. 7025 (File No. 164) AN ACT CONCERNING THE COMPENSATION OF JURORS.

JUDICIARY. H.B. No. 7056 (RAISED) (File No. 161) AN ACT CONCERNING PROBABLE CAUSE HEARINGS.

JUDICIARY. H.B. No. 7063 (RAISED) (File No. 158) AN ACT VALIDATING THE EXISTENCE AND ACTIONS OF THE CANAAN FIRE DISTRICT.

JUDICIARY. Substitute for H.B. No. 7105 (RAISED) (File No. 159) AN ACT CONCERNING CONFIDENTIALITY OF RECORDS OF THE COMMISSION ON VICTIM SERVICES.

GOVERNMENT ADMINISTRATION AND ELECTIONS. Substitute for H.B. No. 7180 (RAISED) (File No. 162) AN ACT CONCERNING NOTIFICATION OF THE CONNECTICUT ASSOCIATION OF REALTORS OF STATE LEASE REQUIREMENTS, ADVANCE NOTICE TO THE PROPERTIES REVIEW BOARD OF RENEGOTIATION OF LEASES AND THE COMPOSITION OF THE DEPARTMENT OF PUBLIC WORKS DESIGN PROFESSIONAL SERVICES SELECTION PANEL.

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CLERK:

Madam Speaker, the Clerk has a List of Favorable Changes of Reference, both House and Senate Bills.

REP. CONWAY: (75th)

Madam Speaker.

DEPUTY SPEAKER POLINSKY:

Representative Conway.

REP. CONWAY: (75th)

Madam Speaker, I move we wave the reading of the List of Favorable Changes of Reference on House and Senate Bills and that the bills be referred to the appropriate committees.

DEPUTY SPEAKER POLINSKY:

Seeing no objection, so ordered.

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FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
CHANGES OF REFERENCE
HOUSE BILLS

The following favorable reports on the House Bills recommending a change of reference were received from the committees indicated, the bills read, the reports of the committees accepted, and the bills referred as recommended:

GENERAL LAW. Substitute for H.B. No. 5039 (COMM) AN ACT CONCERNING PENALTIES FOR MINORS WHO ATTEMPT TO PURCHASE ALCOHOL.

The bill was then referred to the Committee on Transportation.

HOUSING. Substitute for House Bill No. 5516 (COMM) AN ACT CONCERNING REGIONAL ADMINISTRATION OF HOUSING PROGRAMS.

The bill was then referred to the Committee on Planning and Development.

HOUSING. Substitute for H.B. No. 5517 (COMM) AN ACT CONCERNING PROMOTION OF AFFORDABLE HOUSING AND

ECONOMIC DEVELOPMENT.
The bill was then referred to the Committee on Planning and Development.

HOUSING. Substitute for H.B. No. 5523 (COMM) AN ACT PROMOTING HOUSING CHOICE AND RACIAL AND ECONOMIC INTEGRATION.
The bill was then referred to the Committee on Planning and Development.

TRANSPORTATION. H.B. No. 5604 (COMM) AN ACT IMPOSING A TAX ON INCOME EARNED FROM EMPLOYMENT IN CONNECTICUT BY COMMUTERS WHO ARE NOT RESIDENTS OF THIS STATE.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

HOUSING. Substitute for H.B. No. 5795 (COMM) AN ACT CONCERNING RENTAL ASSISTANCE CERTIFICATES FOR FAMILIES WITH CHILDREN PARTICIPATING IN INTERDISTRICT SCHOOL PROGRAMS.
The bill was then referred to the Committee on Planning and Development.

PLANNING AND DEVELOPMENT. Substitute for H.B. No. 6306 (COMM) AN ACT CONCERNING THE AUTHORITY OF MUNICIPAL ZONING ENFORCEMENT OFFICERS.
The bill was then referred to the Committee on Judiciary.

LEGISLATIVE MANAGEMENT. Substitute for H.B. No. 6724 (COMM) AN ACT REQUIRING STATE AGENCIES TO MAKE THEIR RECORDS AND ACCOUNTS AVAILABLE TO THE LEGISLATIVE OFFICER OF FISCAL ANALYSIS.
The bill was then referred to the Committee on Government Administration and Elections.

PLANNING AND DEVELOPMENT. H.B. No. 6905 (RAISED) AN ACT CONCERNING NEIGHBORHOOD ASSISTANCE.
The bill was then referred to the Committee on Finance, Revenue and bonding.

JUDICIARY. Substitute for H.B. No. 6921 (RAISED) AN ACT REVISING DAIRY STATUTES.
The bill was then referred to the Committee on Environment.

LABOR AND PUBLIC EMPLOYEES. Substitute for H.B. No. 7029 AN ACT CONCERNING SALARIES OF LEGISLATIVE EMPLOYEES, PROFESSIONAL STAFFS OF THE STATE SYSTEM OF

HIGHER EDUCATION AND JUDGES.
The bill was then referred to the Committee on Appropriations.

ENERGY AND PUBLIC UTILITIES. Substitute for H.B. No. 7104 (RAISED) AN ACT CONCERNING MUNICIPAL RESOURCES RECOVERY FACILITIES.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

BUSINESS FROM THE SENATE
FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
CHANGES OF REFERENCE
SENATE BILLS

The following favorable reports on the Senate bills recommending a change of reference were received from the committees indicated, the bills read, the reports of the committees accepted and the bills referred as recommended in concurrence:

LEGISLATIVE MANAGEMENT. Substitute for S.B. No. 64 (COMM) AN ACT CONCERNING EMPLOYER DISCRIMINATION AGAINST MEMBERS OF AND CANDIDATES FOR THE GENERAL ASSEMBLY.
The bill was then referred to the Committee on Judiciary.

ENERGY AND PUBLIC UTILITIES. Substitute for S.B. No. 94 (COMM) AN ACT CONCERNING THE SALES TAX UPON NEW PASSENGER AUTOMOBILES BASED UPON THE VEHICLE'S FUEL EFFICIENCY.
The bill was then referred to the Committee on Transportation.

PROGRAM REVIEW AND INVESTIGATIONS. Substitute for S.B. No. 704 (RAISED) AN ACT IMPLEMENTING THE RECOMMENDATIONS OF THE PROGRAM REVIEW AND INVESTIGATIONS COMMITTEE CONCERNING WORKERS' COMPENSATION BENEFITS.
The bill was then referred to the Committee on Labor and Public Employees.

TRANSPORTATION. Substitute for S.B. No. 708 (RAISED) AN ACT CONCERNING FUNDS APPROPRIATED FOR SOUTHWEST CORRIDOR IMPROVEMENTS, FOR AN OVERHEAD WALKWAY ON ROUTE 2 IN NORTH STONINGTON AND TO ACQUIRE RIGHTS-OF-WAY IN BROOKFIELD AND NEW MILFORD, ROUTE 7.
The bill was then referred to the Committee on Appropriations.

ENERGY AND PUBLIC UTILITIES. S.B. No. 812 (RAISED) AN ACT TO INTEGRATE ENERGY EFFICIENCY INTO TRANSPORTATION PLANNING.
The bill was then referred to the Committee on Transportation.

ENERGY AND PUBLIC UTILITIES. S.B. No. 814 (RAISED) AN ACT CONCERNING ENCOURAGING THE PURCHASE OF ENERGY EFFICIENT EQUIPMENT.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

LEGISLATIVE MANAGEMENT. S.B. No. 896 (RAISED) AN ACT CONCERNING THE DUTIES OF THE LEGISLATIVE COMMISSIONER'S OFFICE AND THE CONNECTICUT LAW REVISION COMMISSION.
The bill was then referred to the Committee on Government Administration and Elections.

LEGISLATIVE MANAGEMENT. Substitute for S.B. No. 897 (RAISED) AN ACT ABOLISHING CERTAIN ADVISORY BOARDS, COMMITTEES AND COMMISSIONS.
The bill was then referred to the Committee on Government Administration and Elections.

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CLERK:

Madam Speaker, there is no further business on the Clerk's desk.

REP. CONWAY: (75th)

Madam Speaker.

DEPUTY SPEAKER POLINSKY:

Representative Conway.

REP. CONWAY: (75th)

Madam Speaker, there being no further business on the Clerk's desk, I move that we adjourn subject to the Call of the Chair for the purpose of a Technical

Session.

DEPUTY SPEAKER POLINSKY:

The motion is on adjournment subject to the Call of the Chair for purposes of a Technical Session. Is there objection? Without objection, so ordered. The House is adjourned.

The House adjourned at 2:31 o'clock a.m., to meet again at the Call of the Chair.

THE CONNECTICUT GENERAL ASSEMBLY

HOUSE OF REPRESENTATIVES

APRIL 2, 1991

The House was called to order at 10:33 o'clock a.m., Representative Gelsi of the 58th District in the Chair.

ACTING SPEAKER REP. GELSI: (58th)

The House of Representatives will please come to order. Will members and guests please rise and give your attention to our Guest Chaplain, Kelly Laskowski of the Ruth L. Chaffee School in Newington, Connecticut who will lead us in prayer.

GUEST CHAPLAIN KELLY LASKOWSKI:

Let us pray. Heavenly Father, the demands placed upon each of us are great. Be with us as we try to do justice to the matters that come before us. Give us a keen intellect and a just heart in discerning what will be most beneficial for the people of Connecticut. Amen.

ACTING SPEAKER REP. GELSI: (58th)

Please remain standing. Chris Dignoti of the Ruth L. Chaffee School in Newington, Connecticut will lead us in the Pledge of Allegiance.

CHRIS DIGNOTI:

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible, with

liberty and justice for all.

ACTING SPEAKER REP. GELSI: (58th)

Is there business on the Clerk's desk?

CLERK:

Yes, Mr. Speaker. The Clerk is in possession of a List of Bills No. 56, dated April 2, 1991.

REP. RAPOPORT: (18th)

Mr. Speaker.

ACTING SPEAKER REP. GELSI: (58th)

Representative Rapoport of the 18th.

REP. RAPOPORT: (18th)

Mr. Speaker, I move that we waive the reading of the List of Bills and the bills be referred to the appropriate committees.

ACTING SPEAKER REP. GELSI: (58th)

If there's no objection, hearing none, so ordered.

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INTRODUCTION OF HOUSE BILLS

On motion of Representative Rapoport of the 18th, the first reading of the following House Bills were waived, the list of bills as prepared by the Clerks was accepted, and the bills referred to the committees as indicated thereon in concurrence.

PLANNING AND DEVELOPMENT

H.B. No. 5231 (COMM) Planning and Development. 'AN ACT CONCERNING THE TIME LIMIT FOR DECISIONS ON APPLICATIONS TO PLANNING COMMISSIONS', to ensure that all local land use agencies have sufficient time to review applications by requiring applications for

subdivisions impacting inland wetlands or watercourses be approved by inland wetlands agencies prior to being submitted to planning commissions.

H.B. No. 5392 (COMM) Planning and Development. 'AN ACT CONCERNING THE ESTABLISHMENT OF REGIONAL PORT AUTHORITIES', to authorize municipalities to establish regional port authorities in order to encourage international trade, enhance transportation and to promote business development.

H.B. No. 6099 (COMM) Planning and Development. 'AN ACT AUTHORIZING PAYMENT OF COMMERCIAL DEVELOPMENT FEES TO MUNICIPALITIES', to authorize municipalities to impose impact fees on new commercial development and to require that any fees paid be used solely for infrastructure capital improvements in the municipality.

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CLERK:

Mr. Speaker, the Clerk has a Favorable Report on a House Bill.

Favorable Report of the Joint Standing Committee on Environment. Substitute for House Bill No. 7091, AN ACT CONCERNING SOLID WASTE.

ACTING SPEAKER REP. GELSI: (58th)

Tabled for the Calendar and printing.

CLERK:

Mr. Speaker, the Clerk has a list of Favorable Changes of Reference, both House and Senate.

REP. RAPOPORT: (18th)

Mr. Speaker.

ACTING SPEAKER REP. GELSI: (58th)

Representative Rapoport.

REP. RAPOPORT: (18th)

Mr. Speaker, I move that we waive the reading of the List of Favorable Changes of Reference, House and Senate and that they be referred to the appropriate committees.

ACTING SPEAKER REP. GELSI: (58th)

Seeing no objection, so ordered.

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FAVORABLE REPORTS OF JOINT STANDING COMMITTEES
CHANGES OF REFERENCE
HOUSE JOINT RESOLUTION AND HOUSE BILLS

The following favorable reports on the House Joint Resolution and House Bills recommending a change of reference were received from the committees indicated, the resolution and bills read, the reports of the committees accepted, and the resolution and bills referred as recommended:

Labor and Public Employees. H.J. No. 44 (COMM) RESOLUTION MEMORIALIZING CONGRESS TO ALLOW DIAGNOSTIC SCREENING FOR MAMMOGRAMS UNDER ERISA PLANS.
The bill was then referred to the Committee on Government Administration and Elections.

Labor and Public Employees. Substitute for H.B. No. 5739 (COMM) AN ACT CONCERNING ADULT EDUCATION, POSTSECONDARY OCCUPATIONAL SCHOOLS AND TUITION FOR APPRENTICESHIP PROGRAMS.
The bill was then referred to the Committee on Finance, Revenue and Bonding.

Transportation. H.B. No. 5850 (COMM) AN ACT CONCERNING THE CONSTRUCTION OF AN AT-GRADE CROSSING AT THE EAST END OF PORTLAND STREET CONNECTING BRIDGE STREET IN MIDDLETOWN.
The bill was then referred to the Committee on Appropriations.

Labor and Public Employees. H.B. No. 6114 (COMM) AN ACT CONCERNING THE BLUE RIBBON COMMISSION ON FAIR WAGES.
The bill was then referred to the Committee on Appropriations.

Labor and Public Employees. H.B. No. 6927 (RAISED) AN ACT CONCERNING STATE CONTRACTS FOR CERTAIN SERVICES.
The bill was then referred to the Committee on Government Administration and Elections.

Planning and Development. Substitute for H.B. No. 7059 (RAISED) AN ACT CONCERNING THE RECORD OF ZONING CASES.
The bill was then referred to the Committee on Judiciary.

Transportation. H.B. No. 7125 (RAISED) AN ACT REQUIRING THE DEPARTMENT OF TRANSPORTATION TO DEVELOP A MASTER GROUND TRANSPORTATION STRATEGY FOR BRADLEY INTERNATIONAL AIRPORT.
The bill was then referred to the Committee on Appropriations.

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CLERK:

Mr. Speaker, there is no further business on the Clerk's desk.

REP. RAPOPORT: (18th)

Mr. Speaker.

ACTING SPEAKER REP. GELSI: (58th)

Representative Rapoport.

REP. RAPOPORT: (18th)

Mr. Speaker, there being no further business on the Clerk's desk, I move that we adjourn to meet again for a Regular Session on Wednesday, April 3rd at 10:00

o'clock.

ACTING SPEAKER REP. GELSI: (58th)

Seeing no objection, the House stands adjourned.

The House adjourned at 10:37 o'clock a.m., to meet again on Wednesday, April 3, 1991 at 10:00 o'clock a.m.

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JOURNAL CORRECTION

In the House Journal dated Monday, April 1, 1991, at the top of page 839, Senate Bill No. 94 was incorrectly referred to the Committee on Transportation.

It should read:

Energy and Public Utilities. Substitute for S.B. No. 94 (COMM) AN ACT CONCERNING THE SALES TAX UPON NEW PASSENGER AUTOMOBILES BASED UPON THE VEHICLE'S FUEL EFFICIENCY.

The bill was then referred to the Committee on Finance, Revenue and Bonding.

THE CONNECTICUT GENERAL ASSEMBLY

HOUSE OF REPRESENTATIVES

APRIL 3, 1991

The House was called to order at 10:40 o'clock a.m., Speaker Balducci in the Chair.

SPEAKER BALDUCCI:

The House will come to order. Members and guests please rise and direct their attention to the dais to the Guest Chaplain, the Honorable Keven Rennie.

GUEST CHAPLAIN REP. RENNIE: (14th)

Let us pray. Heavenly Father, we come before You this day to begin another session. Our work load is great, but with Your aid we are confident that all will be resolved for the good of the people who have placed us here. Amen.

SPEAKER BALDUCCI:

Representative Poss, will you kindly lead us in the Pledge.

REP. POSS: (98th)

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

SPEAKER BALDUCCI:

Is there business on the Clerk's desk.

CLERK:

Yes, Mr. Speaker. The Clerk has in his possession

a List of Bills No. 56, dated April 3, 1991.

REP. FRANKEL: (121st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Yes, I move we waive the reading of the List No. 56 and that the bills contained therein be referred to the committees as indicated.

SPEAKER BALDUCCI:

Is there objection? Seeing none, it's so ordered.

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INTRODUCTION OF BILLS
HOUSE AND SENATE BILLS

On motion of Representative Frankel of the 121st, the first reading of the following bills and resolutions was waived, the list of bills and resolutions as prepared by the Clerks was accepted, and the bills and resolutions referred to the committees as indicated thereon in concurrence.

ENVIRONMENT

H.B. No. 5842 (COMM) Environment. 'AN ACT CONCERNING THE ADOPTION OF MORE STRINGENT EXHAUST EMISSION STANDARDS FOR NEW MOTOR VEHICLES', to require the adoption of more stringent exhaust emissions standards for motor vehicles.

H.B. No. 6334 (COMM) Environment. 'AN ACT CONCERNING NON-POINT SOURCE POLLUTION CLEAN-UP PROJECTS', to permit non-point source pollution clean-up projects to be funded from the Long Island Sound clean-up account of the state clean water fund.

COMMERCE AND EXPORTATION

H.B. No. 6391 (COMM) Commerce and Exportation. 'AN ACT CONCERNING ESTABLISHMENT OF DEFENSE DIVERSIFICATION INITIATIVES', to assist Connecticut Companies in defense-related business with the process of converting to non-defense production and development of product diversification.

JUDICIARY

H.B. No. 6712 (COMM) Judiciary. 'AN ACT CONCERNING EVICTION BASED ON NONPAYMENT OF RENT', to require a tenant in a summary process action based on nonpayment of rent to pay the back rent that is owed when he files his answer and to require the court to determine a tenant's back rent liability at the same hearing held to determine a tenant's liability for use and occupancy payments.

H.B. No. 7367 (RAISED) Judiciary. 'AN ACT CONCERNING VEHICLES WRONGFULLY PARKED OR ABANDONED ON PRIVATE PROPERTY', to provide procedures for the removal and recovery of vehicles left without authorization on private property.

H.B. NO. 7368 (RAISED) Judiciary. 'AN ACT CONCERNING THE DETERMINATION OF BLOOD ALCOHOL LEVELS IN DRUNKEN DRIVING CASES', to provide that expert extrapolation evidence is not necessary in a drunken driving prosecution by permitting a jury to relate the blood alcohol content at the time of a test taken subsequent to the arrest back to the blood alcohol content at the time of the offense.

H.B. No. 7369 (RAISED) Judiciary. 'AN ACT CONCERNING AUTOMOBILE INSURANCE REFORM', to lower the cost of automobile insurance for residents of this state.

H.B. No. 7370 (RAISED) Judiciary. 'AN ACT CREATING AN OFFICE OF ADMINISTRATIVE HEARINGS', to create an office of administrative hearings to hear contested cases before agencies.

H.B. No. 7371 (RAISED) Judiciary. 'AN ACT CONCERNING SUPERSEDENCE OF THE GENERAL STATUTES BY COLLECTIVE BARGAINING AGREEMENTS,' to provide that collective bargaining agreements that conflict with any provision of the general statutes shall be accompanied by a bill amending any such conflicting statute.

H.B. No. 7372 (RAISED) Judiciary. 'AN ACT CONCERNING INTERPRETERS FOR DEAF OR HEARING IMPAIRED PERSONS IN CERTAIN COURT PROCEEDINGS', to expand a deaf person's right to interpreter services if the deaf person demonstrates an interest in a criminal or civil action, although not a party to the proceeding.

ENVIRONMENT

S.B. No. 124 (COMM) 'AN ACT CONCERNING LONG ISLAND SAVINGS BONDS', to provide additional funding for the clean up of Long Island Sound.

COMMERCE AND EXPORTATION

S.B. No. 557 (COMM) 'AN ACT CONCERNING ESTABLISHMENT OF AN INDUSTRIAL RENEWAL PLAN FOR CONNECTICUT', to establish an industrial renewal plan for Connecticut.

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CLERK:

Also, Mr. Speaker, a List of Favorable Changes of Reference, both House Bills and Senate Bills.

REP. FRANKEL: (121st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Frankel.

REP. FRANKEL: (121st)

Yes, I move we waive the reading of that list as well and that they be referred to the committees as indicated.

SPEAKER BALDUCCI:

Is there objection? Seeing none, it's so ordered.

Representative Stevens of the 151st.

REP. STEVENS: (151st)

In the affirmative please, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Stevens in the affirmative.

The Clerk announce the tally.

CLERK:

House Bill 6743, as amended by House Amendment Schedules "A" and "B".

Total Number Voting	142
Necessary for Passage	72
Those voting Yea	142
Those voting Nay	0
Those absent and not voting	9

SPEAKER BALDUCCI:

The bill as amended is passed.

Announcements or Points of Personal Privilege? Representative Wyman.

REP. WYMAN: (53rd)

Thank you, Mr. Speaker. A Point of Personal Privilege.

SPEAKER BALDUCCI:

Proceed, Madam.

REP. WYMAN: (53rd)

Thank you. Today in the balcony I am proud to

announce that we have visitors from from the Town of Tolland from the Parker School, the third grade class and their escorts and today they're being escorted around by one of our staff people from the Republican side, Phyllis Brett who happens to be also a parent of one of the students from the Parker School.

I would ask that my colleagues stand and give them a big welcome.

APPLAUSE

SPEAKER BALDUCCI:

Other announcements? Representative Knopp of the 139th.

REP. KNOPP: (139th)

Thank you, Mr. Speaker. The Transportation Committee meeting scheduled for Friday morning at 10:00 a.m. has been cancelled. The Transportation Committee meeting on Friday morning is cancelled. Thank you.

SPEAKER BALDUCCI:

Thank you, Representative Knopp. Representative Lavine of the 100th.

REP. LAVINE: (100th)

Mr. Speaker, Members of the Chamber, I would like to call your attention to the fact that today is Arts Day in the Legislature. Our honorary chairmen for the event are the Speaker of House and the President of the

Senate. We are going to be privileged to have artists joining us throughout the day to talk about the works, many of which are hanging in our Chamber and in the office building.

There is going to be a reception starting at 4:30 and going on until 6:00. We hope that many of you will be able to meet with artists from your community and join us in the reception this evening. Thank you very much.

SPEAKER BALDUCCI:

Thank you, Representative Lavine. I hope all the members can make that reception. Other announcements? If not, we will return to the Call.

CLERK:

Page 6, Calendar 122, House Bill 5344, AN ACT CONCERNING THE UNIFORM STATUTORY RULE AGAINST PERPETUITIES.

Favorable Report of the Committee on JUDICIARY.

REP. MINTZ: (140th)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Mintz of the 140th.

REP. MINTZ: (140th)

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. MINTZ: (140th)

Yes, thank you, Mr. Speaker. The Clerk has an amendment, LCO5236. I ask that he call and I be allowed to summarize.

SPEAKER BALDUCCI:

The Clerk please call LCO5236, designated House Schedule "A".

CLERK:

LCO5236, House "A", offered by Representative Duffy et al.

SPEAKER BALDUCCI:

The question is on summarization. Is there objection? Representative Mintz.

REP. MINTZ: (140th)

Thank you, Mr. Speaker. What this amendment does, it seeks to clarify the language at the end of the bill to ensure that people will know that it refers back to the specified lives described in Subparagraph A of this section and it also adds severability language to say that if a clause is found invalid under this section, it doesn't invalidate the whole trust or will.

I move adoption.

SPEAKER BALDUCCI:

The question is on adoption. Will you remark? Will you remark on House "A"? If not, all those in favor signify by saying aye.

REPRESENTATIVES:

Aye.

SPEAKER BALDUCCI:

Opposed nay.

The ayes have it.

The amendment is adopted and ruled technical.

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House Amendment Schedule "A":

In line 53, delete "OF THE SPECIFIED" and insert in lieu thereof "DESCRIBED IN SUBPARAGRAPH (A) OF THIS SUBSECTION. NOTHING IN THIS SUBSECTION SHALL AFFECT THE VALIDITY OF THE OTHER PROVISIONS OF THE TRUST OR OTHER PROPERTY ARRANGEMENT OR OF THE GOVERNING INSTRUMENT."

Delete line 54 in its entirety

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SPEAKER BALDUCCI:

Will you remark further on the bill as amended?

REP. MINTZ: (140th)

Yes, Mr. Speaker.

SPEAKER BALDUCCI:

Representative Mintz.

REP. MINTZ: (140th)

Yes, this a Rule Against Perpetuities 3. It's an

annual event not that we've started messing with the Rule of Perpetuities. It seems to give us a reason to come back each year and just because I am bringing out this bill does not mean that I'll be running for Attorney General next time.

What the bill does is clarifies languages in terms of when a clause is invalid. Last year we did some language saying that there's a wait and see language and this just clarifies that it can only back -- the wait and see only refers to the 21 years, plus life and being 21 years.

I move for passage.

SPEAKER BALDUCCI:

Will you remark further? Representative Belden of the 113th.

REP. BELDEN: (113th)

Thank you, Mr. Speaker. The gentleman is right. This has become a perennial. It comes out like my azalea does. Could the gentleman, for the record, indicate -- my concern is as we keep changing this year after year, what happens to all the agreements and trusts, etc., that are in fact in place that may in one way or another be affected by these changes. With this last change are we doing any damage to any existing agreements or trusts that are in place. How would that

be handled, through you, Mr. Speaker?

REP. MINTZ: (140th)

Through you, Mr. Speaker. I believe that this law will affect those kind of instruments. What has happened over the years not only in Rule Against Perpetuities, but in tax law and the state tax situations, the Congress in Washington and we here keep changing the rules so people have to constantly be aware of what the law says to keep their instruments up to date and complying with the law.

What this particular bill does is really just clarifies the intent of what we did last year so hopefully the people who drafted the instruments under last year's law won't have to change it, but I think people should have their lawyers checking their instruments to make sure that they comply.

It is the intent here not to disallow all these instruments, but to just clarify it.

SPEAKER BALDUCCI:

Representative Belden, you still have the floor.

REP. BELDEN: (113th)

Thank you, Mr. Speaker. I think that response ties somewhat into what my next question was going to be and that is that the bill is effective on passage.

I believe the gentleman has indicated that this is

merely a clarification of the language that was passed last year and there shouldn't be any impact on activity that has occurred since last year.

I just wonder, through you, Mr. Speaker, another question. Are we going to get another category added to our annual forgiveness bill for perpetuity trust legislation, through you, Mr. Speaker?

SPEAKER BALDUCCI:

Representative Mintz.

REP. MINTZ: (140th)

No, Mr. Speaker, through you.

SPEAKER BALDUCCI:

Representative Belden.

REP. BELDEN: (113th)

Thank you. Through you, Mr. Speaker, what happens if somebody has drawn a document based upon a different interpretation of last year's law than what we're now putting in the statute which is a clarification of last year's law? What happens if they did it to a different interpretation, through you, Mr. Speaker?

SPEAKER BALDUCCI:

Representative Mintz.

REP. MINTZ: (140th)

Through you, Mr. Speaker, that is something that the courts will decide whether or not that instrument

is valid or not.

SPEAKER BALDUCCI:

Representative Belden, you still have the floor, sir.

REP. BELDEN: (113th)

Through you, Mr. Speaker, have the courts any cases pending from last year's law?

REP. MINTZ: (140th)

Through you, Mr. Speaker, none that I know of.

SPEAKER BALDUCCI:

Representative Belden.

REP. BELDEN: (113th)

Then let me ask one more. If there's no cases pending, what are we clarifying, through you, Mr. Speaker?

REP. MINTZ: (140th)

Through you, Mr. Speaker, we're clarifying the statute. This is for instruments that are being drawn now that may not take effect until somebody dies. Most of these are trusts and wills that only take effect upon the death of the testator or the drawer of the trust, so it's more those kind of cases would not be in court yet.

SPEAKER BALDUCCI:

Representative Belden.

REP. BELDEN: (113th)

Through you, Mr. Speaker, since this bill would be effective on passage, last year's law was in effect until this one goes into effect. We're -- do you have any idea how many people might be in limbo out there as we keep -- this isn't -- last year wasn't the first time we changed this either. Are we creating a mire of legal activity that's going to occur for the next few years, through you, Mr. Speaker?

SPEAKER BALDUCCI:

Representative Mintz.

REP. MINTZ: (140th)

Through you, Mr. Speaker, not any more than the original Rule Against Perpetuities created when it first went into existence.

REP. BELDEN: (113th)

Thank you. I think we're really in the mire, in the muck and I just -- I guess this is fine, but I don't know why we need it. I'm sure we'll look at it next year again.

REP. SMOKO: (91st)

Mr. Speaker.

SPEAKER BALDUCCI:

Representative Smoko.

REP. SMOKO: (91st)

Mr. Speaker, I've been trying to understand this bill for two years and I don't think I'm making too much progress, but maybe just a couple of quick question. This bill is eliminating what we did last year by making it life and being plus 21 years. Last year we allowed the potential of property being held for a total of 90 years. Through you, Mr. Speaker, is that correct?

REP. MINTZ: (140th)

Through you, Mr. Speaker, no, it's not correct. Last year they attempted to codify the Wait and See Rule and the language last year went a little bit too far. This is pulling it back so that what the Wait and See Rule does is it's life and being plus 21 years, but you have up to 90 years to see if in fact the appointment or the vest -- actually vest.

REP. SMOKO: (91st)

So we still have the Wait and See Rule, through you, Mr. Speaker?

REP. MINTZ: (140th)

Through you, yes, that's absolutely right.

REP. SMOKO: (91st)

One last question, through you, Mr. Speaker. Can you give me an example, Representative Mintz, where the Wait and See Rule might take effect and extend the

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SENATE

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5. BUSINESS FROM THE HOUSE

HOUSE BILLS FAVORABLY REPORTED WITH A CHANGE OF REFERENCE - to be referred to committees indicated

Energy & Public Utilities

Substitute HB6935 AN ACT CONCERNING A FOUR-YEAR PROGRAM IMPLEMENTING ENERGY CONSERVATION MEASURES IN STATE-OWNED BUILDINGS

Referred to: FINANCE, REVENUE & BONDING

Human Services

Substitute HB6242 AN ACT CONCERNING THE POWERS AND DUTIES OF THE DEPARTMENT OF CHILDREN AND YOUTH SERVICES

Referred to: APPROPRIATIONS

Energy & Public Utilities

Substitute HB6985 AN ACT CONCERNING LOW LEVEL RADIOACTIVE WASTE

Referred to: ENVIRONMENT

Human Services

HB7013 AN ACT CONCERNING THE REGISTRATION OF PROVIDERS OF CONTINUING CARE FACILITIES WITH THE DEPARTMENT ON AGING

Referred to: FINANCE, REVENUE & BONDING

Transportation

HB7293 AN ACT CONCERNING MASS TRANSIT DEVELOPMENT

Referred to: FINANCE, REVENUE & BONDING

6. ADJOURNMENT, SUBJECT TO THE CALL OF THE CHAIR

END SENATE AGENDA

THE CHAIR:

Is there any further business on the Clerk's desk?

THE CLERK:

Mr. President, there is no further business on the Clerk's desk.

THE CHAIR:

Senator Lovegrove.

SENATOR LOVEGROVE:

Mr. President, I move that the Senate adjourn subject to the Call of the Chair.

THE CHAIR:

Without objection, so ordered.

On motion of Senator Lovegrove of the 28th, the Senate at 11:19 a.m. adjourned subject to the Call of the Chair.

1991 GENERAL ASSEMBLY

SENATE

TUESDAY
April 2, 1991

The Senate was called to order at 11:22 a.m., the President in the Chair.

THE CHAIR:

The Senate will come to order. Senators please rise and give your attention to Acting Chaplain, Elaine Genga, who will lead us in prayer.

ACTING CHAPLAIN ELAINE GENGA:

Blessed is the man whose strength is enhanced by his tenderness, whose wisdom is empowered by his faith, and whose courage is made complete by his compassion. Amen.

THE CHAIR:

Is there any business on the Clerk's desk?

THE CLERK:

Madam President, the Clerk is in possession of Senate Agenda dated Tuesday, April 2, 1991.

THE CHAIR:

Senator Morton.

SENATOR MORTON:

Madam President, I move that all items on Senate Agenda dated Tuesday, April 2, 1991 be acted upon as indicated and that the Agenda be incorporated by

reference into the Senate Journal and Senate Transcript.

THE CHAIR:

Without objection, so ordered.

SENATE AGENDA

1. PRAYER

2. INTRODUCTION OF SENATE AND HOUSE LIST OF BILLS AND RESOLUTIONS (LIST NO. 55) - reading to be waived and bills and resolutions to be referred to committees indicated

3. SENATE BILLS FAVORABLY REPORTED - to be tabled for the Calendar and Printing

Government Administration & Elections

Substitute SB77 AN ACT CONCERNING THE "CHARLES EDWARD IVES MEMORIAL COMPOSER LAUREATE".

4. SENATE BILLS FAVORABLY REPORTED WITH A CHANGE OF REFERENCE - to be referred to committees indicated

Energy & Public Utilities

Substitute SB635 AN ACT CONCERNING THE BRIDGEPORT-TRUMBULL WATER POLLUTION CONTROL AUTHORITY

Referred to: PLANNING & DEVELOPMENT

Finance, Revenue & Bonding

Substitute SB234 AN ACT CONCERNING THE PROTECTION OF PUBLIC DEPOSITS

Referred to: APPROPRIATIONS

Finance, Revenue & Bonding

SB398 AN ACT CONCERNING THE SUPERVISION OF THE CARE AND CONTROL OF CERTAIN STATE-OWNED BUILDINGS

Referred to: APPROPRIATIONS

Planning & Development

SB687 AN ACT CONCERNING REPAYMENT OF LOANS UNDER THE DOWNPAYMENT ASSISTANCE PROGRAM

Referred to: FINANCE, REVENUE & BONDING

Environment

Substitute SB122 AN ACT CONCERNING A BOND AUTHORIZATION FOR THE STATE CLEAN WATER FUND

Referred to: FINANCE, REVENUE & BONDING

Environment

Substitute SB123 AN ACT CONCERNING ESTUARINE EMBAYMENTS AND TIDAL FLOW

Referred to: TRANSPORTATION

Environment

Substitute SB125 AN ACT CONCERNING A BOND AUTHORIZATION FOR THE LONG ISLAND SOUND ACCOUNT OF THE STATE CLEAN WATER FUND

Referred to: FINANCE, REVENUE & BONDING

Planning & Development

SB892 AN ACT ESTABLISHING A CONNECTICUT BOARD OF BUILDING ACCESSIBILITY

Referred to: GOVERNMENT ADMINISTRATION & ELECTIONS

5. BUSINESS FROM THE HOUSE

HOUSE BILLS FAVORABLY REPORTED WITH A CHANGE OF REFERENCE - to be referred to committees indicated

General Law

Substitute HB5039 AN ACT CONCERNING PENALTIES FOR MINORS WHO ATTEMPT TO PURCHASE ALCOHOL.

Referred to: TRANSPORTATION

Housing

Substitute HB5516 AN ACT CONCERNING REGIONAL ADMINISTRATION OF HOUSING PROGRAMS

Referred to: PLANNING & DEVELOPMENT

Housing

Substitute HB5517 AN ACT CONCERNING PROMOTION OF AFFORDABLE HOUSING AND ECONOMIC DEVELOPMENT

Referred to: PLANNING & DEVELOPMENT

Housing

Substitute HB5523 AN ACT PROMOTING HOUSING CHOICE AND RACIAL AND ECONOMIC INTEGRATION

Referred to: PLANNING & DEVELOPMENT

Transportation

Substitute HB5604 AN ACT IMPOSING A TAX ON INCOME EARNED FROM EMPLOYMENT IN CONNECTICUT BY COMMUTERS WHO ARE NOT RESIDENTS OF THIS STATE.

Referred to: FINANCE, REVENUE & BONDING

Housing

Substitute HB5795 AN ACT CONCERNING RENTAL ASSISTANCE CERTIFICATES FOR FAMILIES WITH CHILDREN PARTICIPATING IN INTERDISTRICT SCHOOL PROGRAMS

Referred to: PLANNING & DEVELOPMENT

Planning & Development

Substitute HB6306 AN ACT CONCERNING THE AUTHORITY OF MUNICIPAL ZONING ENFORCEMENT OFFICERS

Referred to: JUDICIARY

Legislative Management

Substitute HB6724 AN ACT REQUIRING STATE AGENCIES TO MAKE THEIR RECORDS AND ACCOUNTS AVAILABLE TO THE LEGISLATIVE OFFICE OF FISCAL ANALYSIS

Referred to: GOVERNMENT ADMINISTRATION & ELECTIONS

Planning & Development

HB6905 AN ACT CONCERNING NEIGHBORHOOD ASSISTANCE

Referred to: FINANCE, REVENUE & BONDING

Judiciary

Substitute HB6921 AN ACT REVISING DAIRY STATUTES

Referred to: ENVIRONMENT

Labor & Public Employees

Substitute HB7029 AN ACT CONCERNING SALARIES OF LEGISLATIVE EMPLOYEES, PROFESSIONAL STAFFS OF THE STATE SYSTEM OF HIGHER EDUCATION AND JUDGES

Referred to: APPROPRIATIONS

Energy & Public Utilities

Substitute HB7104 AN ACT CONCERNING MUNICIPAL RESOURCES RECOVERY FACILITIES

Referred to: FINANCE, REVENUE & BONDING

Labor & Public Employees

Substitute HB5739 AN ACT CONCERNING APPRENTICESHIP PROGRAMS

Referred to: FINANCE, REVENUE & BONDING

Transportation

HB5850 AN ACT CONCERNING THE CONSTRUCTION OF AN AT-GRADE CROSSING AT THE EAST END OF PORTLAND STREET CONNECTING BRIDGE STREET IN MIDDLETOWN

Referred to: APPROPRIATIONS

Labor & Public Employees

HB6114 AN ACT CONCERNING THE BLUE RIBBON COMMISSION ON FAIR WAGES

Referred to: APPROPRIATIONS

Transportation

HB7125 AN ACT REQUIRING THE DEPARTMENT OF TRANSPORTATION TO DEVELOP A MASTER GROUND STRATEGY FOR BRADLEY INTERNATIONAL AIRPORT

Referred to: APPROPRIATIONS

Planning & Development

HB7059 AN ACT CONCERNING THE RECORD OF ZONING CASES

Referred to: JUDICIARY

Labor & Public Employees

HB6927 AN ACT CONCERNING STATE CONTRACTS FOR CERTAIN SERVICES

Referred to: GOVERNMENT ADMINISTRATION & ELECTIONS

6. HOUSE JOINT RESOLUTION FAVORABLY REPORTED WITH A CHANGE OF REFERENCE - to be referred to committee indicated

HJ44 RESOLUTION MEMORIALIZING CONGRESS TO ALLOW DIAGNOSTIC SCREENING FOR MAMMOGRAMS UNDER ERISA PLANS

Referred to: GOVERNMENT ADMINISTRATION & ELECTIONS

7. ADJOURNMENT, SUBJECT TO THE CALL OF THE CHAIR

END SENATE AGENDA

THE CHAIR:

Is there any further business on the Clerk's desk?

THE CLERK:

Madam President, there is no further business on the Clerk's desk.

THE CHAIR:

Senator Morton.

SENATOR MORTON:

Madam President, I move that the Senate adjourn subject to the Call of the Chair.

THE CHAIR:

Without objection, so ordered.

On motion of Senator Morton of the 23rd, the Senate at 11:24 a.m. adjourned subject to the Call of the Chair.

1991 GENERAL ASSEMBLY

SENATE

WEDNESDAY
April 3, 1991

The Senate was called to order at 2:13 p.m., the President in the Chair.

THE CHAIR:

The Senate will come to order. Senators please rise and give your attention to Father Devine, who will lead us in prayer.

FATHER DEVINE:

Let us pray: O God, you renew the earth with every return of Springtime with a new warmth of nature. Renew our spirits and instill within us an enthusiasm for the difficult and trying tasks that lay before us. Give us confidence that we may move forward with a resolute purposefulness under your guidance. We ask this through our Heavenly Father. Amen.

THE CHAIR:

Thank you Father. Senator Aniskovich could you please lead us in the Pledge of Allegiance.

SENATOR ANISKOVICH:

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation, under God, indivisible with liberty and justice for all.

THE CHAIR:

Thank you Senator. Senator DiBella. Senator DiBella is going to bring in Weaver and South Catholic High School Basketball teams for us to recognize them. In the meantime are there any announcements or points of personal privilege? Senator Larson.

SENATOR LARSON:

Thank you, Madam President. I rise on a point of personal privilege and would like to inform the members of the Circle that today, as I am sure many of you know since I see Senator Bettencourt displaying the badge of courage today, this is Arts Day at the Capitol. Today we are joined by artists and representatives of arts organizations from throughout the state who are here for arts day. These people have been meeting individually with their Senators and Representatives. Please join me at this time in welcoming those who are in the Chamber for Arts Day. (Applause) Along with Speaker Balducci I would like to invite everyone to the Arts Day reception in the Atrium beginning at 4:30 this afternoon. The award winning Hall High School Jazz Band will be performing, so please come.

THE CHAIR:

Thank you very much, Senator. The Chair now recognizes Senator DiBella and Barrows for the purposes