

Legislative History for Connecticut Act

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CONNECTICUT
GEN. ASSEMBLY
SENATE

PROCEEDINGS
1995

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And our next student is Julie Lynn and she is also receiving the Leadership Award from the Connecticut Association of Boards of Education. We're very proud of you.

(APPLAUSE)

We'd also like to give a citation to Career High School. We have here the counselor and the assistant principal Regina Warner to accept this for Career High School.

(APPLAUSE)

Congratulations. We're very proud of you.

THE CHAIR:

Thank you, Senator and congratulations to all of you. That's marvelous.

Are there other announcements or points of personal privilege? Are there other announcements or points of personal privilege?

If not, would the Clerk please begin with the Call of the Calendar.

THE CLERK:

Calendar Page 3, Calendar 346, Substitute for

SB1001, An Act Concerning Fees for Environmental Laboratories, Asbestos Abatement and Youth Camps. Favorable Report from the Committees on Public Health and Finance, File 598.

THE CHAIR:

Senator Gunther. Senator Gunther.

SEN. GUNTHER:

Madam President, I move the adoption of the Joint Committee's Favorable Report and passage of the bill.

THE CHAIR:

The question is on passage. Will you remark?

SEN. GUNTHER:

Madam President, I believe there might be an amendment here.

THE CLERK:

The Clerk has two amendments in his hand, one from Senator Gunther, LCO7131.

SEN. GUNTHER:

Yes, I move adoption of the amendment.

THE CHAIR:

Let us first call the amendment.

THE CLERK:

Senate Amendment Schedule "A", LCO7131 introduced by Senator Gunther.

THE CHAIR:

Senator Gunther.

SEN. GUNTHER:

I move adoption of the amendment, waive the reading and I'll explain it.

THE CHAIR:

The question is on adoption. Will you remark?

SEN. GUNTHER:

This is a very simple amendment. It merely says that any contractor who is conducting asbestos abatement activities must give notice to the Department that he's conducting the demolition activities at least ten days prior to his taking, going into it and he should provide them the information that's necessary relative to the conforming to the regulations.

THE CHAIR:

The question is on adoption of Senate Amendment "A". Will you remark? Will you remark? If not, I'll try your minds. All those in favor indicate by saying "aye".

ASSEMBLY:

Aye.

THE CHAIR:

Opposed, "nay". Ayes have it. Senate "A" is adopted. Senator Gunther.

THE CLERK:

We have another amendment, LCO7366 by Smith and Kissel.

THE CHAIR:

Senator Kissel, you have an amendment.

SEN. GUNTHER:

Madam President, LCO7390, is that the amendment?

THE CLERK:

7366.

SEN. KISSEL:

Thank you very much, Madam President. Madam President, I move adoption of the amendment.

THE CHAIR:

Senator Kissel, let us call the amendment.

SEN. KISSEL:

I'm sorry, could you please call LCO7366.

THE CLERK:

Senate Amendment Schedule "B", LCO7366 introduced by Senator Kissel and Senator Smith.

THE CHAIR:

Senator Kissel, the amendment's in your possession.

SEN. KISSEL:

Thank you very much. I move adoption of the amendment.

THE CHAIR:

The question is on adoption. Will you remark?

SEN. KISSEL:

Thank you very much, Madam President. I believe in the part of this legislation having to do with youth camps, we wanted to strike the word religious because we wanted to make sure that there was no church/state conflict.

I'm sorry, in the portion of this legislation having to do with youth camps, we wanted to strike the word religious to make sure that there were no potential church/state preferences or conflicts. I would move adoption of the amendment.

THE CHAIR:

The question is on adoption of Senate "B". Will you remark? Will you remark? If not, all those in favor indicate by saying "aye".

ASSEMBLY:

Aye.

THE CHAIR:

Opposed, "nay". Ayes have it. Senate "B" is adopted.

SEN. KISSEL:

Thank you, Madam President.

THE CHAIR:

Will you remark further on the bill as amended?

Senator Gunther.

SEN. GUNTHER:

I believe there's supposed to be one more amendment. It is not in your possession?

THE CLERK:

No further amendments in my possession.

THE CHAIR:

Will you remark further on the bill?

SEN. GUNTHER:

If there's no further amendments, I move adoption of the bill as amended.

What this bill does, it establishes \$1,000 fee for registration approval, for these environmental laboratories that we have in the state doing the analysis and control in asbestos.

It also charges a \$25 fee for the notice of the demolition. Of course, the two amendments that have just been put on, one of course requires the reporting of those, the activity in this particular field and of course, part of this bill is the original bill, frankly, that exempts day camps that are affiliated with now nonprofit organizations from the youth camp licensing and especially those that are actually working pretty much on a string and having most of the food and that donated to them. It was really too much,

really, that they should have to pay another additional fee just for that permitting.

It's a good bill and ought to pass.

THE CHAIR:

The question is on passage of the bill as amended. Will you remark? Will you remark? Senator Gunther.

SEN. GUNTHER:

If there's no objection, may we place it on the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

THE CLERK:

Page 4, Calendar 384, Substitute for HB6997, An Act Concerning Income Tax on Nonresident Athletes of National Teams, Estimated Payment Provisions for Farmers and Fishermen and Estimated Payment Procedures for the Income Tax, as amended by House Amendment Schedule "A", Favorable Report of the Committee on Finance, File 451 and 649.

THE CHAIR:

Senator Nickerson.

SEN. NICKERSON:

Yes, Madam President, thank you. I move acceptance of the bill in concurrence with the House.

THE CHAIR:

personal privilege or announcements. Senator Fleming.

SEN. FLEMING:

Madam President.

THE CHAIR:

Senator Fleming.

SEN. FLEMING:

Yes, Madam President, for purposes of an introduction. I'd like to introduce a gentleman that's no stranger to this Chamber, former State Senator from Eileen Daily's 33rd District, a Congressional candidate of some note, Senator Ed Munster who I had the privilege of serving with here in the circle.

(APPLAUSE)

THE CHAIR:

Thank you, Senator Fleming. Senator Munster, it's always a pleasure to see you.

At this time the Chair will entertain other points of personal privilege or announcements. Seeing none, would the Clerk continue with the Call of the Calendar.

At this time would the Clerk please call the Consent Calendar.

THE CLERK:

We're about to vote on the Consent Calendar in the

Senate. Will all Senators return to the Chamber.

We're about to vote on the Consent Calendar. Will all Senators please return to the Chamber.

Page 3, Calendar 346, SB1001.

Page 4, Calendar 384, HB6997.

Page 5, Calendar 455, SB77.

Page 7, Calendar 518, HB6906.

Page 7, Calendar 522, HB6970.

Page 8, Calendar 527, HB6132.

Page 8, Calendar 528, HB6694.

Page 8, Calendar 530, HB6914.

Page 9, Calendar 531, HB6857.

Page 9, Calendar 532, HB6892.

Page 9, Calendar 534, HB6737.

Page 10, Calendar 536, HB6695.

Page 10, Calendar 538, HB6600.

Page 10, Calendar 539, HB6788.

Page 10, Calendar 540, HB5046.

Page 14, Calendar 86, SB110.

Page 15, Calendar 151, SB996.

Page 15, Calendar 163, SB117.

Page 16, Calendar 322, SB892.

Page 17, Calendar 361, SB10.

THE CHAIR:

Senator Fleming.

SEN. FLEMING:

Yes, Madam President. I wish to remove two items from the Consent Calendar. Calendar 86, I'd like to mark that pass temporarily. Calendar 86.

THE CHAIR:

Without objection, so ordered.

SEN. FLEMING:

And Calendar 322, mark that pass retain.

THE CHAIR:

At this time the machine will be open. We will be voting on the Consent Calendar.

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

THE CLERK:

Total number voting, 35; necessary for passage, 18. Those voting "yea", 35; those voting "nay", 0.

THE CHAIR:

The Consent Calendar is adopted.

THE CLERK:

Page 19, Calendar 264, SB898, An Act Concerning State Purchasing, as amended by Senate Amendment Schedule "A" and House Amendments "A" and "B" and "C". Favorable Report of the Committee on GAE, file 459,

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GEN. ASSEMBLY
HOUSE

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House of Representatives

Wednesday, June 7, 1995

On Page 14, Calendar Number 603, Substitute for Senate Bill Number 1001, AN ACT CONCERNING FEES FOR ENVIRONMENTAL LABORATORIES, ASBESTOS ABATEMENT AND YOUTH CAMPS, as amended by Senate Amendment Schedule "A" and "B". Favorable Report of the Committee on Finance.

REP. DONOVAN: (84th)

Mr. Speaker.

SPEAKER RITTER:

The Honorable Representative from the 84th, Representative Donovan, you have the floor, Sir.

REP. DONOVAN: (84th)

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

SPEAKER RITTER:

Notion is on acceptance and passage in concurrence with the Senate. Please proceed, Sir.

REP. DONOVAN: (84th)

Yes, Mr. Speaker. Mr. Speaker, this is a government budget implementation bill to offset costs of regulation of environment laboratory fees and asbestos abatement.

Mr. Speaker, the Clerk has amendment LC07131 designated Senate "A". I ask that the Clerk please

pat

House of Representatives

Wednesday, June 7, 1995

call and I be allowed to summarize.

SPEAKER RITTER:

The Clerk has amendment LCO7131. If she may call and Representative Donovan would like to summarize.

CLERK:

LCO7131 designated Senate "A", offered by Senator Gunther.

REP. DONOVAN:

Mr. Speaker.

SPEAKER RITTER:

Representative Donovan.

REP. DONOVAN: (84th)

Yes, Mr. Speaker. Mr. Speaker, this includes among those who have to give notice of demolition of asbestos to include any contractor, any person who engages in asbestos abatement and I move adoption.

SPEAKER RITTER:

The question is on adoption of Senate "A". Will you remark further? If not, I'll try your minds. All in favor signify by saying "aye".

REPRESENTATIVES:

Aye.

SPEAKER RITTER:

Opposed, "no". Senate "A" is adopted. Will you remark further, Sir?

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REP. DONOVAN: (84th)

Yes, Mr. Speaker. Mr. Speaker, the Clerk has Senate "B" designated LCO7366. I ask the Clerk to please call and I be allowed to summarize.

SPEAKER RITTER:

The Clerk has an amendment, LCO7336 previously designated Senate "B". If she may call, Representative Donovan would like to summarize.

CLERK:

LCO7366 designated Senate "B" offered by Senator Kissel and Smith.

SPEAKER RITTER:

Representative Donovan.

REP. DONOVAN: (84th)

Yes, Mr. Speaker. Mr. Speaker, this amendment strips from the bill from a nonprofit who is exempt from paying a \$250 fee for a youth camp, strips the word religious so it incorporates any nonprofit youth camp that runs no longer than five days and the labor and materials are donated.

And, Mr. Speaker, I move adoption.

SPEAKER RITTER:

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

REP. WARD: (86th)

pat

House of Representatives

Wednesday, June 7, 1995

Mr. Speaker, just for legislative intent. By using the word nonprofit without referencing any federal statutes, federal income tax statutes, I presume it is any nonprofit organization, not just those that have nonprofit status for the purpose of federal income tax purposes? Through you, is that correct, Mr. Speaker?

SPEAKER RITTER:

Representative Donovan.

REP. DONOVAN: (84th)

Through you, Mr. Speaker. Yes, that is correct.

SPEAKER RITTER:

Representative Ward.

REP. WARD: (86th)

Thank you, Mr. Speaker. And I think the amendment is appropriate. We shouldn't be singling out a religious organization but should treat them the same as any other nonprofit organization in this matter. Thank you, Mr. Speaker.

SPEAKER RITTER:

Thank you, Sir. Will you remark further? If not, I'll try your minds. All in favor signify by saying "aye".

REPRESENTATIVES:

Aye.

pat

House of Representatives

Wednesday, June 7, 1995

SPEAKER RITTER:

Opposed, "no". Senate "B" is adopted. Will you remark further on this bill as amended? If not, staff and guests please come to the well of the House. The machine will be open.

CLERK:

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

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

SPEAKER RITTER:

Have all the members voted? Please check the roll call machine to make sure your vote is properly cast if it has. The machine will be locked. The Clerk please take the tally. Representative Buonocore?

REP. BUONOCORE: (102nd)

In the affirmative, Mr. Speaker, my button didn't work.

SPEAKER RITTER:

Representative Buonocore in the affirmative. Representative McGrattan, how do you vote, Madam?

REP. MCGRATTAN: (42nd)

In the affirmative.

SPEAKER RITTER:

Representative McGrattan in the affirmative.

pat

House of Representatives

Wednesday, June 7, 1995

Anybody else? The Clerk please announce the tally.

CLERK:

Senate Bill 1101 as amended by Senate "A" and "B" in concurrence with the Senate.

Total Number Voting	143
Necessary for Passage	72
Those voting Yea	143
Those voting Nay	0
Absent and Not Voting	8

SPEAKER RITTER:

The bill as amended passes. The Clerk please call Calendar 606.

CLERK:

On Page 14, Calendar Number 606, Senate Bill Number 110, AN ACT MODIFYING THE COMMENCEMENT DATE OF THE VIETNAM ERA, as amended by Senate Amendment Schedule "B". Favorable Report of the Committee on Appropriations.

SPEAKER RITTER:

The Honorable Representative from West Haven, representing the 115th, Representative Steve Dargan, Chair of the Public Safety Committee, you have the floor.

REP. DARGAN: (115th)

Thank you, Mr. Speaker. I move acceptance of the

JOINT
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PUBLIC HEALTH

March 9, 1995

Another priority of ours is AN ACT CONCERNING LEAD POISONING PREVENTION, HB6858. As you know, the whole issue of protection of children from lead poisoning is a major public health issue. We also do support the bill just addressed by the previous speaker that would allow encapsulation.

The Department strongly opposes SB546, AN ACT CONCERNING PART-TIME LOCAL HEALTH DIRECTORS. Our objections are outlined in the written materials that you have. Any change in the current law to allow a health district to employ a part-time director of health would set regional public health in this state back 30 years. We urge the Public Health Committee not to vote this bill out of committee.

The Department also supports the Governor's bills, SB1001, AN ACT CONCERNING ASBESTOS ABATEMENT FEES, which will require fees associated with notification of demolition activities and HB6756, AN ACT CONCERNING ENVIRONMENTAL LABORATORY FEES. Our staff would be happy to discuss these further with the Committee. Thank you.

REP. MCDONALD: Are there any questions? No questions.

COMM. SUSAN ADDISS: Before I leave, I'd just to take a moment of privilege to inform you that today is my last day as Commissioner of Health. I have had the privilege of working with the leadership and members of the Public Health Committee and I just wanted you to know how much I have enjoyed it. Thank you very much.

REP. MCDONALD: We've been very happy to have you appear before us so many times and we wish you much success in the future.

COMM. SUSAN ADDISS: Thank you.

REP. MCDONALD: Is Attorney General Blumenthal here?
Bob Smith from DEP.

BOB SMITH: Good morning. I'm Bob Smith, the Chief of the Water Bureau at the Department of Environmental Protection. Just with some concerns over two bills



STATE OF CONNECTICUT
DEPARTMENT OF PUBLIC HEALTH AND ADDICTION SERVICES

STATEMENT OF LES LLOYD
Senate Bill No. 1001
March 9, 1995

"AN ACT CONCERNING ASBESTOS ABATEMENT FEES"

Testimony of Susan S. Addiss, MPH, MURS, Commissioner, Department of Public Health and Addiction Services (DPHAS)

The DPHAS supports Senate Bill #1001 which will require fees associated with notification of demolition activities with the following recommended changes:

Present DPHAS regulations require notification for asbestos abatement involving more than ten (10) linear feet or more than twenty-five (25) square feet of asbestos-containing material. Asbestos abatement means the removal, encapsulation, enclosure, renovation, repair, demolition or the disturbance of asbestos-containing material except activities which are related to the removal or repair of asbestos cement pipe and are performed by employees of a water company as defined in Connecticut General Statute (CGS) 25-32a.

The DPHAS supports the concept of requiring notification for all demolition activities, regardless of the presence of asbestos-containing material. U.S. Environmental Protection regulations under the National Emission Standards for Hazardous Air Pollutants presently have such notification requirements. CGS Section 19a-332b requires asbestos contractors to notify the DPHAS Commissioner at least ten days prior to undertaking asbestos abatement projects. This only includes demolition activities in which asbestos-containing material is present in the facility and which will be disturbed by the demolition process. A concern of DPHAS is that other demolition activities will occur in which notification is not required and where asbestos-containing material may be disturbed improperly.

Given the concern over the possible improper disturbance of asbestos-containing material, the following substitute language is suggested in line 43 of this bill, omit the words "with asbestos". Further, this Bill should incorporate the necessary revision in CGS 19a-332b to specifically require notification for demolition activities and to expand the mandate for notification to demolition contractors. DPHAS would be pleased to work with the Committee on this language.

RS:sd/8725D



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