

Legislative History for Connecticut Act

HB 5092	PA 180	1996
Senate	5088, 5096-5098	4
House	3040-3042, 3053-3056	7
Judiciary	189	1
Total		12 p.

Transcripts from the Joint Standing Committee Public Hearing(s) and/or Senate
and House of Representatives Proceedings

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CONNECTICUT
GEN ASSEMBLY
SENATE

PROCEEDINGS
1996

VOL 39
PART 15
VETO SESSION
4994 5373

kmg

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Senate

Wednesday, May 8, 1996 005088

Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. FLEMING:

On Calendar Page 9, Calendar 521. I would move HB 5092
that that item be placed on the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. FLEMING:

Calendar 522. Madam President, I would move that HB 5412
that item be placed on the Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. FLEMING:

At the bottom of the page, Calendar 525, Madam HB 5718
President, I would move that that item be placed on the
Consent Calendar.

THE CHAIR:

Without objection, so ordered.

SEN. FLEMING:

On Calendar Page 10, Calendar item 527, Madam HB 5802
President, I would move that that item be placed on the
Consent Calendar.

THE CHAIR:

Without objection, so ordered.

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Senate

Wednesday, May 8, 1996 005096

THE CLERK:

The Consent Calendar is about to be voted on in the Senate. Will all Senators return to the chamber. Consent Calendar is about to be voted on in the Senate. Will all Senators return to the chamber.

Page 1, Calendar 132, SB520. I'm sorry, Page 1, Calendar 566, SR54.

Page 4, Calendar 391, Substitute for HB5321.

Page 6, Calendar 486, Substitute for HB5611.

Page 8, Calendar 518, Substitute for HB5772.

Page 9, Calendar 521, Substitute for HB5092.

Page 9, Calendar 522, Substitute for HB5412.

Page 9, Calendar 525, Substitute for HB5718.

Page 10, Calendar 527, HB5802.

Page 10, Calendar 528, HB5784.

Page 10, Calendar 529, HB5364.

Page 10, Calendar 530, Substitute for HB5700.

Page 11, Calendar 539, Substitute for HB5081.

Page 12, Calendar 544, Substitute for HB5719.

Page 12, Calendar 545, Substitute for HB5781.

Page 13, Calendar 547, Substitute for HB5615.

Page 15, Calendar 561, Substitute for HB5359.

Page 15, Calendar 562, Substitute for HB5737.

Page 18, Calendar 575, Substitute for HB5108.

Page 18, Calendar 576, HB5328.

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Senate

Wednesday, May 8, 1996

005097

Page 23, Calendar 133, Substitute for SB282.

Page 23, Calendar 142, SB519.

Page 23, Calendar 164, no I'm sorry 169,

Substitute for 204.

Page 23, Calendar 195, SB344.

Page 24, Calendar 246, Substitute for SB665.

Page 24, Calendar 259, HB5363.

Page 25, Calendar 290, Substitute for SB212.

Page 25, Calendar 327, Substitute for 633.

Page 25, Calendar 339, SB670.

Page 25, Calendar 372, Substitute for SB524.

Page 26, Calendar 396, Substitute for SB404.

Page 26, Calendar 412, Substitute for SB509.

Page 27, Calendar 480, HB5769.

Page 28, Calendar 507, Substitute for HB5801.

THE CHAIR:

Would the Clerk please announce a roll call vote,
the machine will be open.

THE CLERK:

Roll call in the Senate. All Senators return to
the Chamber. Roll call in the Senate. Will all
Senators please return to the chamber.

THE CHAIR:

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

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Senate

Wednesday, May 8, 1996 005098

tally.

THE CLERK:

Total Number Voting	36
Necessary for Passage	19
Those Voting Yea	36
Those Voting Nay	0

THE CHAIR:

The Consent Calendar is adopted. At this time the Chair will entertain points of personal privilege or announcements. Senator Smith.

SEN. SMITH:

Thank you Madam President. I rise for a point of personal privilege.

THE CHAIR:

Please proceed.

SEN. SMITH:

Thank you Madam President. Joining us here today in the chamber is Patrick Friar, who served with myself and Senator Somma as a college intern this year. He's from UConn. He was an immense help to my office, and I would yield to Senator Somma for further comments.

THE CHAIR:

Senator Somma, do you accept the yield?

SEN. SOMMA:

Thank you Madam President. Just to echo what

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CONNECTICUT
GEN. ASSEMBLY
HOUSE

PROCEEDINGS
1996

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House of Representatives

Monday, April 29, 1996

take the tally. Clerk please announce the tally.

CLERK:

HB5794 as amended by House "A."

Total Number Voting	147
Necessary for Passage	74
Those voting Yea	134
Those voting Nay	13
Those absent and not voting	3

SPEAKER PRO TEMPORE PUDLIN:

Bill passes. Mr. Clerk Calendar 138.

CLERK:

On page one, Calendar 138, substitute for HB5092.

AN ACT CONCERNING THE REVISOR'S TECHNICAL CORRECTIONS
TO THE GENERAL STATUTES AND TO CERTAIN PUBLIC AND
SPECIAL ACTS. Favorable report of the Committee on
Judiciary.

SPEAKER PRO TEMPORE PUDLIN:

Good afternoon Representative Scalettar.

REP. SCALETTAR: (114th)

Good afternoon Mr. Speaker. I move acceptance of
the joint committee's favorable report and passage of
the bill.

SPEAKER PRO TEMPORE PUDLIN:

On acceptance and passage, please remark.

REP. SCALETTAR: (114th)

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House of Representatives

Monday, April 29, 1996

Thank you Mr. Speaker. It has my impression in doing the tech revisor's bill which this is that it was necessary to sit in the chair and fling papers up into the air, but I don't think it will be necessary this year, although Representative Tulisano had set that precedent.

This bill, Mr. Speaker, this bill is the bill that was the technical revisions approved by the Judiciary Committee last year and approved by the House but which died on the Senate Calendar. And the amendments here are technical with the one exception, which is explained at the end in the OLR report. Mr. Speaker, the Clerk has LCO 5964 will he call and I be permitted to summarize.

SPEAKER PRO TEMPORE PUDLIN:

Clerk please call LCO 5964.

CLERK:

LCO 5964, House "A" offered by Representative Lawlor.

SPEAKER PRO TEMPORE PUDLIN:

Is that amendment available for the Chamber?
Representative Belden do you have that amendment? LCO 5964, I'm sure you will soon. Representative Godfrey.

REP. GODFREY: (110th)

Mr. Speaker, since it appears the wrong amendment

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House of Representatives

Monday, April 29, 1996

was copied, I would move to pass this bill temporarily.

SPEAKER PRO TEMPORE PUDLIN:

Hearing no objections, the bill is PT'd. The Chamber will please stand at ease for a moment.

DEPUTY SPEAKER HYSLOP:

Clerk please call Calendar 353.

CLERK:

On page five, Calendar 353, substitute for HB5702.

AN ACT VALIDATING THE ACTIONS OF THE BOARD OF TAX REVIEW OF THE TOWN OF WINCHESTER. Favorable report of the Committee on Finance Revenue and Bonding.

DEPUTY SPEAKER HYSLOP:

Representative Newton of the 124th.

REP. NEWTON: (124th)

Thank you Mr. Speaker. I move acceptance of the joint committee's favorable report and passage of the bill.

DEPUTY SPEAKER HYSLOP:

Questions on acceptance and passage, will you remark?

REP. NEWTON: (124th)

Yes Mr. Speaker. The Clerk has an amendment, 4805 will he call and I be allowed to summarize?

DEPUTY SPEAKER HYSLOP:

Would you repeat the LCO number please?

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House of Representatives

Monday, April 29, 1996

Bill as amended passes. The Chamber will stand at ease. Clerk please call Calendar 138.

CLERK:

On page one, Calendar 138, substitute for HB5092.

AN ACT CONCERNING THE REVISOR'S TECHNICAL CORRECTIONS TO THE GENERAL STATUTES AND TO CERTAIN PUBLIC AND SPECIAL ACTS. Favorable report of the Committee on Judiciary.

DEPUTY SPEAKER HYSLOP:

Representative Scalettar from the 114th.

REP. SCALETTAR: (114th)

Thank you Mr. Speaker. Mr. Speaker I move acceptance of the joint committee's favorable report and passage of the bill.

DEPUTY SPEAKER HYSLOP:

Question is on acceptance and passage, will you remark?

REP. SCALETTAR: (114th)

Thank you Mr. Speaker. This is the bill that we began this section earlier. It's the Technical Revisor's bill from 1995 and has in it the technical revisions that were approved by the judiciary committee and by the House last year. The Bill died in the Senate and we're taking it up again this year.

Mr. Speaker the Clerk has LCO 5964 would he call

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Monday, April 29, 1996

and I be permitted to summarize.

DEPUTY SPEAKER HYSLOP:

The Clerk please call LCO 5964, designated House
"A."

CLERK:

LCO 5964, previously designated House "A" offered
by Representative Lawlor.

DEPUTY SPEAKER HYSLOP:

Representative Scalettar.

REP. SCALETTAR: (114th)

Thank you Mr. Speaker. This amendment strikes
section 7 about which there was some question as to
whether or not truly technical so it is deleted from
the bill. In addition this amendment has the technical
revisions which came about this year and were approved
by the Judiciary Committee. It also has two technical
changes which arose after the FJ deadline of the
Judiciary Committee this year. I move adoption of the
amendment Mr. Speaker.

DEPUTY SPEAKER HYSLOP:

Question is on adoption of House "A" will you
remark? Will you remark on House "A"? If not, we
will try your minds. All those in favor signify by
saying aye.

REPRESENTATIVES:

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House of Representatives

Monday, April 29, 1996

Aye.

DEPUTY SPEAKER HYSLOP:

Opposed no. Ayes have it House "A" passes. Will you remark on the bill as amended? Will you remark on the bill as amended? If not, staff and guests please come to the well of the House, the machine is 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.

DEPUTY SPEAKER HYSLOP:

Have all members voted? Have all members voted? If all members have voted, please check the machine to make sure your vote is properly recorded the machine will be locked. The Clerk will take the tally. Representative McDonald, Representative McDonald, Representative McDonald in the affirmative. Clerk will announce the tally.

CLERK:

HB5092 as amended by House "A"

Total Number voting	149
Necessary for Passage	75
Those voting Yea	149
Those voting Nay	0
Those absent and not voting	1

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138

003056

House of Representatives

Monday, April 29, 1996

DEPUTY SPEAKER HYSLOP:

Bill as amended passes. Clerk please call
Calendar 265.

CLERK:

On page twenty-two, Calendar 265, substitute for
HB5772. AN ACT CONCERNING THE SOUTHEASTERN CONNECTICUT
WATER AUTHORITY. Favorable report of the Committee on
Energy and Technology.

DEPUTY SPEAKER HYSLOP:

Representative McDonald.

REP. MCDONALD: (148th)

Yes, I move acceptance of the joint committee's
favorable report and passage of the bill.

DEPUTY SPEAKER HYSLOP:

Question is on acceptance and passage, will you
remark?

REP. MCDONALD: (148th)

Yes, at this time Mr. Speaker I would like to
yield to Representative Winkler for the purposes of
bringing out an amendment.

DEPUTY SPEAKER HYSLOP:

Representative Winkler do you accept the yield?

REP. WINKLER: (41st)

Yes I do Mr. Speaker.

DEPUTY SPEAKER HYSLOP:

JOINT
STANDING
COMMITTEE
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JUDICIARY COMMITTEE

February 23, 1996

SEN. UPSON: I call Rick Taff to speak on HB 5092, the entire Tech Revisors Bill and Sharon, will you do the other half? It is a good bill, it ought to pass. Okay. Well we will do it by osmosis.

Next would be Attorney Izzo on -- I am not sure -- on behalf of Corey King.

ROBERT IZZO: Good afternoon --

SEN. UPSON: What's the claim number, do you know?

ROBERT IZZO: I didn't have a claim number. The claim is Corey King.

SEN. UPSON: Right. Okay. It is claim number 12. HJ 12.

ROBERT IZZO: Good afternoon, ladies and gentlemen. My name is Robert Izzo. I am the attorney for Corey King.

Corey King was a student and basketball player at Mattatuck Community College in Waterbury, Connecticut at the time of his fall in December of 1988.

The Attorney General did not contest the State's liability for Corey King's injuries at the Claims Commission level. The only question before the Claims Commissioner was the extent of his damages.

Corey was being recruited by numerous Division One colleges for his basketball ability prior to his injury. Colleges in the Big East Conference and among the top ten teams in the United States were scouting him and contacting him before his injury. They all but ignored him once he injured his knee in a fall on State property.

Corey never got the opportunity to attend a university that might have opened many doors for him in terms of career choices. He did receive an education through hard work after his injury. But he asked that the limited damages approved by the Claims Commissioner be awarded by the Legislature so as to provide a measure of compensation for the