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| <b>Act Number:</b>   | 09-012               |           |
| <b>Bill Number:</b>  | 6716                 |           |
| <b>Senate Pages:</b> | 1407-1412, 1478-1482 | <b>11</b> |
| <b>House Pages:</b>  | 2002-2008            | <b>7</b>  |
| <b>Committee:</b>    | None                 | <b>0</b>  |

**Page Total: 18**

**S - 581**

**CONNECTICUT  
GENERAL ASSEMBLY  
SENATE**

**PROCEEDINGS  
2009**

**VOL. 52  
PART 5  
1351 - 1666**

md  
SENATE

001407  
206  
April 22, 2009

From the House, Emergency Certified House Bill 6716,  
would ask for a leave to take up that as the next  
item.

THE CHAIR:

Please proceed, sir.

SENATOR LOONEY:

Yes. Thank you, Mr. President. I would ask the  
Clerk to call that item, Emergency Certified House  
Bill 6716.

THE CHAIR:

Mr. Clerk.

THE CLERK:

On Senate Agenda Number 3, Emergency Certified  
Bill Number 6716, An Act Concerning Clean Water  
Projects, the State Fiscal Stabilization Fund, and the  
American Recovery and Reinvestment Act of 2009, bill  
is accompanied by emergency certification signed  
Donald E. Williams, Jr., President Pro Tempore of the  
Senate, Christopher G. Donovan, Speaker of the House  
of Representatives.

THE CHAIR:

Senator Harp.

SENATOR HARP:

Thank you, Mr. President. I move the emergency

certified bill in concurrence with the House.

THE CHAIR:

Acting on approval of the bill, ma'am, would you like to remark further?

SENATOR HARP:

Thank you, Mr. President. This emergency certified bill addresses two issues related to the American Recovery and Reinvestment Act of 2009 or ARRA. The first is concerned with the State Fiscal Stabilization Fund, that fund is authorized by the ARRA, under which the state of Connecticut is slated to receive approximately \$541 million. Eighty-two percent of the funds must be used to restore funding for elementary, secondary, and public high education. The remainder of the funds may be used for public safety and other government services, including administrative costs related to education funding.

We understand that the Governor is preparing the state's application with intention of submitting it as soon as possible. In order to enhance transparency and accountability, which are the hallmarks of the ARRA, this bill requires that the governor submit her application for the State Fiscal Stabilization Funds to the Appropriations, Education, and Higher Education

Committees at least 14 days prior to submission to the United States Secretary of Education. And that the committees hold a subject matter public hearing on the application within seven days of receipt of the Governor's application, at which time the Governor or her designee would present testimony on the application. This section of the emergency certified bill is modeled on the bill we passed on April 14th.

The second is the concern with the Clean Water Fund and the state's ability to maximize funding through the ARRA. Specifically, this language allows the Commissioners of the Department of Environmental Protection and the Department of Public Health to use funding under the ARRA to provide additional methods of funding to municipalities for clean water projects, including grants and loan forgiveness.

It also -- the language also allows the treasurer to transfer funds in the Clean Water Fund Water Pollution Control State Account for purposes meeting the federal requirements under the ARRA, and this change was requested by the Department of Environmental Protection. I urge your support of this bill.

THE CHAIR:

md  
SENATE

209  
April 22, 2009

Thank you, Senator Harp.

Senator Debicella.

SENATOR DEBICELLA:

Thank you, Mr. President. For purposes of legislative intent, a few questions through you to Senator Harp.

THE CHAIR:

Senator Harp.

SENATOR DEBICELLA:

Through you, Mr. President, the federal ARRA also specifies that the Governor is to have the sole discretion as to the application of these funds. Through you, Mr. President, is there anything in this bill that would take that federally prescribed power away from the Governor? Through you, Mr. President.

THE CHAIR:

Senator Harp.

SENATOR HARP:

Through you, Mr. President, no, there is not. This just actually adds for transparency and accountability and a public hearing process, but in no way affects the Governor's authority.

THE CHAIR:

Senator Debicella.

SENATOR DEBICELLA:

Thank you, Mr. President. And through you to Senator Harp, are the grants that we are talking about, specifically in Section 1 of the bill, are they tentative grants or are they formulaic in that the state of Connecticut amount of money based on a formula versus having to apply and compete with other states for that money? Through you, Mr. President.

SENATOR HARP:

Thank you. I believe that they're formula grants.

THE CHAIR:

Senator Debicella.

SENATOR DEBICELLA:

Thank you, Mr. President. So there is not a chance here that we would actually lose money, but we would be delayed by up to two weeks in actually getting the money if we were to delay our application by an additional two weeks to have a public hearing? Is that accurate? Through you, Mr. President.

THE CHAIR:

Senator Harp.

SENATOR HARP:

Not quite, really, because the funding is for

md  
SENATE

211  
April 22, 2009

fiscal years '09, '10, and '11. So to say that we get a delay in funds for fiscal years '10 or '11 isn't quite accurate. And as long as the dollars come in for fiscal year '09 before the end of the fiscal year, then certainly they'll be on time, and it certainly depends upon when the application is done by the Governor.

THE CHAIR:

Senator Debicella.

SENATOR DEBICELLA:

Thank you, Mr. President. I'd like to thank Senator Harp for her clarifications and urge support for the bill. Thank you.

THE CHAIR:

Thanks, Senator Debicella.

Will you remark further on House Bill 6716?

Senator Harp.

SENATOR HARP:

Thank you. If there's no objection, might this be placed on the Consent Calendar?

THE CHAIR:

Motion is to place the item on consent. Without objection, so ordered.

Mr. Clerk.



number voting, 34; those voting yea, 34; those voting nay, 0; those absent/not voting, 2.

THE CHAIR:

The bill is passed.

SENATOR LOONEY:

Mr. President.

THE CHAIR:

Senator Looney.

SENATOR LOONEY:

Thank you, Mr. President. I would for immediate transmittal to the Governor, the just enacted Emergency Certified House Bill 6717.

THE CHAIR:

The question is immediate transmittal, is there objection? Is there objection?

Seeing none, so ordered.

SENATOR LOONEY:

Thank you, Mr. President. Mr. President, the Clerk might now proceed to the call of the Consent Calendar.

THE CHAIR:

Mr. Clerk, please call the Consent Calendar.

THE CLERK:

The first Consent Calendar begins with Senate

md  
SENATE

278  
April 22, 2009

Agenda Number 3, Emergency Certified Bill 6716 and  
House Bill -- correction, 6379.

Turning to the calendar, calendar page 2,  
Calendar Number 475, Senate Resolution Number 19;  
Calendar 476, Senate Resolution Number 20; Calendar  
477, Senate Joint Resolution Number 74.

Calendar page 4, Calendar Number 139, Senate Bill  
854.

Calendar page 6, Calendar 178, Senate Bill 873.

Calendar page 7, Calendar 194, Substitute for  
Senate Bill 756.

Calendar page 8, Calendar 223, Substitute for  
Senate Bill 46.

Calendar page 10, Calendar Number 240, House Bill  
Number 6401.

Calendar page 12, Calendar Number 264, Substitute  
for Senate Bill 1023.

Calendar page 14, Calendar 328, Substitute for  
Senate Bill 814.

Calendar page 19, Calendar Number 400, House Bill  
6351.

Calendar page 20, Calendar Number 402, Substitute  
for House Bill 6193.

Calendar page 21, Calendar 408, House Bill 6322;

Calendar 409, Senate Bill 1013.

Calendar page 23, Calendar 423, Substitute for  
Senate Bill 1010.

Calendar page 27, Calendar 443, Substitute Senate  
Bill 1149; Calendar 447, Senate Bill 673; Calendar  
448, Senate Bill 1029.

Calendar page 30, Calendar 459, House Bill 5138;  
Calendar 461, House Bill 6406; Calendar 462,  
Substitute for House Bill 6537.

Calendar page 39, Calendar Number 81, Substitute  
for Senate Bill 760; Calendar 83, Senate Bill 762;  
Calendar 99, Senate Bill 787.

Calendar page 40, Calendar 119, Substitute for  
Senate Bill 778.

Calendar page 43, Calendar 171, Senate Bill 251.

Calendar page 46, Calendar Number 266, Senate  
Bill Number 382.

Calendar page 51, Calendar Number 356.

SB855

Mr. President, I believe that completes those  
items previously placed on the first Consent Calendar.

The Senate is now voting by roll call on the  
Consent Calendar, will all Senators please return to  
the chamber. The Senate is now voting by roll call on  
the Consent Calendar, will all Senators please return

to the chamber.

THE CHAIR:

The machine is open.

Members, please check the board to see if your vote is properly cast and properly recorded. If all members have voted, the machine will be locked.

Would the Clerk please take a tally.

THE CLERK:

Motion is on adoption of Consent Calendar Number 1. Total number voting, 35; those voting yea, 35; those voting nay, 0; those absent/not voting, 1.

THE CHAIR:

Consent Calendar 1 is passed.

Senator Looney.

SENATOR LOONEY:

Yes. Thank you, Mr. President. Mr. President, the two items that appeared on Senate Agenda Number 3, have just been passed on the Consent Calendar. I would move that the first item from Senate Agenda Number 3, House Bill 6716, the emergency certified bill, I move for immediate transmittal of that item to the Governor.

THE CHAIR:

Motion is for immediate transmittal to the

md  
SENATE

281 001482  
April 22, 2009

Governor, is there objection? Seeing none, so ordered.

SENATOR LOONEY:

And Mr. President, also the second item on Senate Agenda Number 3, the House Bill 6379, I would ask for a suspension for immediate transmittal to the Governor, of that item.

THE CHAIR:

Motion is for suspension, is there objection? Is there objection? Seeing none, so ordered.

SENATOR LOONEY:

Thank you, Mr. President. Mr. President, I would also move that all items referred to various committees today be immediately transmitted to those committees.

THE CHAIR:

Without objection, so ordered.

SENATOR LOONEY:

Thank you, Mr. President. Mr. President, that concludes our business for today. It's our intention to be in session two days next week, Wednesday, April 29th, and then Thursday, April 30th, which is Husky Day, so people should mark that on their calendars also.

**H – 1043**

**CONNECTICUT  
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**PROCEEDINGS  
2009**

**VOL.52  
PART 7  
1947 – 2283**

rgd  
HOUSE OF REPRESENTATIVES

119  
April 22, 2009

Santiago, for purposes of an introduction. Proceed,  
sir.

REP. SANTIAGO (130th):

Thank you, Mr. Speaker. Just wanted to take a  
second to recognize the presence of my father and  
former House of Representatives member, Americo  
Santiago is here with us.

DEPUTY SPEAKER GODFREY:

There he is, down the well.

REP. SANTIAGO (130th):

Thank you.

DEPUTY SPEAKER GODFREY:

Thank you, Representative.

Representative Americo Santiago, welcome. People  
may not know that you were a member of my class in  
1988, and welcome. You grace us once again. Thank  
you for being here. Thank you, Representative  
Santiago.

Clerk is in possession of Emergency Certified  
Bill Number 6716. Will the Clerk please call the  
bill.

THE CLERK:

House Bill 6716, AN ACT CONCERNING CLEAN WATER  
PROJECTS, THE STATE FISCAL STABILIZATION FUND AND THE

rgd  
HOUSE OF REPRESENTATIVES

120  
April 22, 2009

AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009, LCO  
Number 5814, introduced by Representative Donovan and  
Senator Williams.

DEPUTY SPEAKER GODFREY:

The distinguished Chairman of the Education  
Committee, Representative Fleischmann.

REP. FLEISCHMANN (18th):

Thank you, Mr. Speaker. Mr. Speaker, I move  
passage of the emergency certified bill.

DEPUTY SPEAKER GODFREY:

Question is on passage. Will you explain the  
bill please, sir.

REP. FLEISCHMANN (18th):

Thank you, Mr. Speaker. The measure before us  
has just three sections. The first would require the  
Governor to submit an application for fiscal  
stabilization funds to the Appropriations, Education  
and Higher Education Committees at least 14 days prior  
to submission to the federal government and would  
require that those three committees then hold public  
hearings on application not later than seven days  
after receipt of said application. This language is  
identical to language in last week's emergency  
certification regarding the state energy program.



rgd  
HOUSE OF REPRESENTATIVES

121  
April 22, 2009

Section 2 of the bill provides explicit authority for the clean water fund monies to be transferred to the water pollution control account to be used for federal subsidization requirements. This movement of funds will allow us to access millions in federal stimulus dollars.

Last, but not least, Section 3 of the bill allows drinking water funds to be used for grants, principal forgiveness and negative interest loans. And again, this would give us access to federal dollars, in this case, 19.7 million for the drinking water.

I hope all members on both sides of the aisle will join me in supporting this measure. Taken together, it will allow us access to tens of millions of federal stimulus dollars and make sure that we have transparency in the process. Thank you, Mr. Speaker.

DEPUTY SPEAKER GODFREY:

Thank you, sir.

The distinguished ranking member of the Education Committee, Representative Giuliano.

REP. GIULIANO (23rd):

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

rgd  
HOUSE OF REPRESENTATIVES

122  
April 22, 2009

DEPUTY SPEAKER GODFREY:

Please frame your question, madam.

REP. GIULIANO (23rd):

Thank you, Mr. Speaker. Through you, Mr. Speaker, is it customary that the standing committees the Governor submits for approval of federal monies that are sent to the State for review by the standing committees of the cognizance, or is this a new requirement, specific to this bill? Through you, Mr. Speaker.

DEPUTY SPEAKER GODFREY:

Representative Fleischmann, do you care to respond?

REP. FLEISCHMANN (18th):

Through you, Mr. Speaker, as I mentioned when I was summarizing the bill, this process described here is identical to the process that we established last week for the State's energy program, where we will receive two weeks in advance the application that will then go into the federal government. And it's a process that ensures that we Legislature are fully aware of both the application and its impact for budgetary process. Through you, Mr. Speaker.

SPEAKER DONOVAN:

rgd  
HOUSE OF REPRESENTATIVES

123  
April 22, 2009

Representative Giuliano.

REP. GIULIANO (23rd):

Thank you, Mr. Speaker and through you, I do appreciate the oversight, but I wonder, through you, Mr. Speaker, if this might serve to unnecessarily delay the process. Through you.

SPEAKER DONOVAN:

Representative Fleischmann.

REP. FLEISCHMANN (18th):

Through you, Mr. Speaker, no. There's no deadline whatsoever right now for this aspect of the federal stimulus dollars. We have a sense that there's an aim to have this process come to closure by the end of this fiscal year. Having these applications that are already process submitted to us is not expected to have any impact on submission of the funds -- I'm sorry. Submission of the application to the federal government. Through you, Mr. Speaker.

DEPUTY SPEAKER GODFREY:

Representative Giuliano.

REP. GIULIANO (23rd):

Mr. Speaker, I'd like to thank you and thank my colleague, the Chair of the Education Committee.

DEPUTY SPEAKER GODFREY:

rgd  
HOUSE OF REPRESENTATIVES

124  
April 22, 2009

Thank you, madam.

Will you remark further on the bill? Will you remark further on the Emergency Certified bill? If not, staff and guests, please come to the well of the House. Members take their seats. The machine will be open.

THE 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 GODFREY:

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

THE CLERK:

|                             |     |
|-----------------------------|-----|
| House Bill 6716.            |     |
| Total Number Voting         | 146 |
| Necessary for Passage       | 74  |
| Those voting Yea            | 146 |
| Those voting Nay            | 0   |
| Those absent and not voting | 5   |

DEPUTY SPEAKER GODFREY:

The Emergency Certified bill has passed.

rgd  
HOUSE OF REPRESENTATIVES

125  
April 22, 2009

Representative Merrill.

REP. MERRILL (54th):

Yes, Mr. Speaker, I would move for the immediate transmittal of the last item to the Senate.

DEPUTY SPEAKER GODFREY:

Question is on immediate transmittal of the last item to the Senate. Is there any objection? Hearing none, so ordered. The House will stand at ease.

Chamber at ease.

The House reconvened at 7:00 o'clock p.m., Deputy Speaker Godfrey in the Chair.

DEPUTY SPEAKER GODFREY:

The House will come back to order.

Mr. Clerk, will you please call Calendar 451.

THE CLERK:

On page 24, Calendar 451, substitute for House Bill Number 6643, AN ACT CONCERNING THE RESIGNATION OR ABSENCE OF AN AGENT FOR SERVICE OF PROCESS FOR CERTAIN BUSINESS ENTITIES, favorable report of the Committee on Judiciary.

DEPUTY SPEAKER GODFREY:

Distinguished Vice Chairman of the Judiciary