

Legislative History for Connecticut Act

PA 14-87

HB5556

House	2863-2868	6
Senate	3113, 3163-3164	3
Judiciary	(2626-2627)	<u>2</u>
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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
2014**

**VOL.57
PART 9
2693 - 3043**

djp/mb/lgg/cd
HOUSE OF REPRESENTATIVES

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April 28, 2014

DEPUTY SPEAKER MILLER:

Have all members voted? Have all members voted?
Will the members please check the board to determine
if your vote is properly cast?

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

Will the Clerk please announce the tally.

THE CLERK:

House Bill 5085 as amended by House "A."

Total number voting 147

Necessary for passage 74

Those voting Yea 139

Those voting Nay 8

Those absent and not voting 4

DEPUTY SPEAKER MILLER:

The bill as amended is passed.

Will the Clerk please call Calendar Number 404.

THE CLERK:

On page 24, House Calendar 404, favorable report
of the joint standing committee on Judiciary, House
Bill 5556, AN ACT CONCERNING FEES RECEIVED BY OFFICERS
AND PERSONS SERVICING PROCESS AND PERFORMING OTHER
DUTIES.

DEPUTY SPEAKER MILLER:

Representative Fox.

REP. FOX (146th):

Thank you, Madam Speaker.

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

DEPUTY SPEAKER MILLER:

The question before the chamber is on acceptance of the joint committee's favorable report and passage of the bill.

Representative Fox, you have the floor, sir.

REP. FOX (146th):

Thank you, Madam Speaker.

What this bill does it is addresses state marshal fees which have not been, according to the public testimony, been adjusted since the year 2000 and it makes certain adjustments. For example, the hourly rate for a marshal to work during the course of an eviction and also private fees for services go from \$30 to \$40 and an additional service fee for same defendant, same address goes up from 10 to 20 dollars. So the purpose of this bill, Madam Speaker, is to look at the marshal's fees. As I said, they haven't gone up since the year 2000 and while the fees have not gone up their incurring expenses have gone up and this

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will help them to meet those accordingly and I would urge passage of the bill.

DEPUTY SPEAKER MILLER:

Will you remark further on the bill?

Representative Rebimbas.

REP. REBIMBAS (70th):

Thank you, Madam Speaker. And good afternoon.

DEPUTY SPEAKER MILLER:

Good afternoon, madam.

REP. REBIMBAS (70th):

Madam Speaker, just a question for clarification, through you, to the chairman of the Judiciary Committee.

DEPUTY SPEAKER MILLER:

Representative Fox, please prepare yourself to answer, sir.

REP. REBIMBAS (70th):

Thank you, Madam Speaker.

Through you, Madam Speaker, this talks about raising state marshal fees for private services. So just for clarification, as we know, state marshals are also hired to do service for municipalities or on behalf of the state. Just to clarify, this bill does not impact any service that's done for a municipality

or on behalf of the state. Is that correct, through you, Madam Speaker?

DEPUTY SPEAKER MILLER:

Representative Fox.

REP. FOX (146th):

Through you, Madam Speaker, yes, that is correct.

DEPUTY SPEAKER MILLER:

Representative Rebimbas.

REP. REBIMBAS (70th):

Thank you, Madam Speaker.

And I thank Representative Fox for that clarification as well. We did hear through the testimony that, in fact, a lot of the state marshal's fee are going up anywhere from their mandatory insurance fees as well their licensing fees and then certainly they also had highlighted the obvious, which is our gas. Gas has been going up and rising in the state of Connecticut. And fortunately, we all wish it was going down the other way, but I think they made a legitimate argument and testimony regarding the increase in fees and again, as Representative Fox had indicated, they haven't increased their service fee since 2000 and it does seem to be a gradual, slow scale that they increased it, it wasn't anything that

was outrageous, so I do rise in support of the legislation that is before us and I also want to note that there was no testimony in opposition submitted for the public hearing.

Thank you, Madam Speaker.

DEPUTY SPEAKER MILLER:

Thank you, madam.

Will you remark further on this bill? Will you remark further on this bill?

If not, will staff and guests please come to the well of the House. Will the members please take your seats. The machine will be opened.

THE CLERK:

The House of Representatives is voting by roll.

The House of Representatives is voting by roll. Will members please return to the chamber immediately.

DEPUTY SPEAKER MILLER:

Have all members voted? Have all members voted? Will the members please check the board to determine if your vote is properly cast?

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

DEPUTY SPEAKER MILLER:

Representative Widlitz, for what purpose do you rise, madam?

REP. WIDLITZ (98th):

Thank you, Madam Speaker. I wish to cast my vote in the affirmative.

DEPUTY SPEAKER MILLER:

Let the record reflect Representative Widlitz's vote is in the affirmative.

Will the Clerk please announce the tally.

THE CLERK:

House Bill 5556.

Total number voting	146
Necessary for passage	74
Those voting Yea	136
Those voting Nay	10
Those absent and not voting	5

DEPUTY SPEAKER MILLER:

The bill passes.

Will the Clerk please announce Calendar Number 185.

THE CLERK:

On page 8, Calendar 185, favorable report of the joint standing committee on Labor and Public

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CONNECTICUT
GENERAL ASSEMBLY
SENATE**

**PROCEEDINGS
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SENATE

189
May 6, 2014

THE CHAIR:

Have all members voted? Have all members voted? If all members have voted, please check the board to make sure your vote is accurately recorded. If all members have voted, the machine will closed and the Clerk will announce the tally.

THE CLERK:

Senate Bill Number 29 as amended.

Total Number voting	36
Necessary for adoption	19
Those voting Yea	30
Those voting Nay	6
Those absent and not voting	0

THE CHAIR:

The bill as amended passes.

Senator Looney.

SENATOR LOONEY:

Mr. President.

THE CHAIR:

Senator Looney.

SENATOR LOONEY:

Thank you, Mr. President.

Mr. President, before calling for a recess for caucus to prepare other items, we have two additional items, two items to place on a Consent Calendar for later this evening. The first, Mr. President is Calendar 526, House Bill 5556. I move to place that item on our Consent Calendar.

THE CHAIR:

Without objection, so ordered.

vd/gbr
SENATE

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May 6, 2014

And on page 22 Calendar 513, House Bill 5353.
Calendar 515, House Bill 5361.

And on page 24, Calendar 526, House Bill 5556.
Calendar 524, House Bill 5219.

Page 25, Calendar 4 -- sorry, Calendar 530, House Bill 5368,
page 27, Calendar 546, House Bill 5061.
Calendar 543, House Bill 5037.

On page 28, Calendar 550, House Bill 5514.

Page 29, Calendar 554, House Bill 5148.

Page 30, Calendar 563, House Bill 5554.

Page 31, Calendar 567, House Bill 5229. Calendar 565,
House Bill 5028.

And on page 42, Calendar 384, Senate Bill 442.

THE CHAIR:

Senator Looney, do you have any more good news for us?

SENATOR LOONEY:

Yes, thank you, Madam President. One additional item
to add before we call for the actual vote on the
Consent Calendar, and that is item an Calendar page
33, Calendar 575, House Bill 5359. With that one
addition it would call for a vote on the Consent
Calendar.

THE CHAIR:

Mr. Clerk, please call for a vote on the Consent
Calendar, and the machine will be open.

THE CLERK:

Immediate roll call has been ordered in the Senate.
Immediate roll call on the second Consent Calendar
today has been ordered in the Senate.

THE CHAIR:

vd/gbr
SENATE

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May 6, 2014

If all members have voted? All membered voted, the machine will be closed. Mr. Clerk, will you please call the tally.

THE CLERK:

On the second Consent Calendar for today.

Total number voting	35
Those voting Yea	35
Those voting Nay	0
Absent not voting	1

THE CHAIR:

Consent Calendar passes. Senator Looney.

SENATOR LOONEY:

Thank you, Madam President. If the Clerk would call the first item marked go to follow the Consent Calendar.

THE CHAIR:

Mr. Clerk.

THE CLERK:

On page 33, Calendar 579, Substitute for House Bill Number 5348, AN ACT CONCERNING THE PAYMENT OF DELINQUENT PROPERTY TAXES. Favorable Report of the Committee on Planning and Development.

THE CHAIR:

Senator Kelly.

SENATOR KELLY:

Thank you. Thank you, Madam President. Pursuant to Rule 15 of the Joint Rules, I am recusing myself from consideration of this bill.

THE CHAIR:

Thank you, sir. Please leave the Chamber.

**JOINT
STANDING
COMMITTEE
HEARINGS**

**JUDICIARY
PART 6
2392 – 2883**

2014

55
rgd/gbr JUDICIARY COMMITTEE

March 17, 2014
10:00 A.M.

increases have occurred. And the net result from any in our system has been, in essence, a decline in wages at a time of increased work demand.

Voting for passage of House Bill 5488 will result in equitable treatment of all employees in state government. I thank you for your time today and I urge your passage of this bill. Thank you again for the opportunity to speak before you today.

SENATOR COLEMAN: Thank you.

And Mr. Mahon, do you have any comments you'd like to make.

JUDGE BRIAN MAHON: No. I'm in support of the bill I'm here to answer any questions along with Judge Strerit-Kefalas.

SENATOR COLEMAN: Are there questions for either? Seeing none thank you both very much.

Mark DeAngelis.

MARK DeANGELIS: Good morning, Mr. Chairman and committee members. My name is Mark DeAngelis. I am the President of the State Marshal Local Counsel 4 AFSCME. We strongly support House Bill 556, AN ACT CONCERNING FEES RECEIVED BY OFFICERS AND PERSONS SERVING PROCESS AND PERFORMING OTHER DUTIES. And House Bill 554, AN ACT CONCERNING DUTIES OF A STATE MARSHAL.

(HB 5556)

(HB 5554)

House bill 556, increase private fee for service and hourly rate for evictions. State marshal fees have not increased since the year 2000. At the same time state marshal costs have gone up vastly. Gasoline, healthcare, mandated liability insurance and related costs have increased considerably. The state marshal

(HB 5556)

licensing fee has increased from 250, to now 750 per year. The bulk of the marshal's training must be paid for by the marshals themselves. Marshals most deliver restraining orders, deadbeat dad warrants and other legal documents. Most times these services need to be delivered in hand and require multiple trips.

We request that the fee service increase be increased from \$40 for the first defendant. It is currently 30 dollars and that the fee for each additional defendant at the same address be increased from 10 to 20. This is a fee schedule more in line with the state marshal's actual costs.

The price of gasoline has gone up in Connecticut in excess of \$2 a gallon since 2000, more than doubling. Mandated liability insurance costs, about \$800 in the year 2000. Now the cost is approximately 14 to 16 hundred dollars a year.

(HB 5554)

House Bill 554 allows state marshals access to criminal records so they may safely perform their duties. It also prevents improper service of legal documents that are only to be served by a properly licensed and insured state marshal. State marshals must regularly serve capiases and other court summons to people accused of domestic abuse and other violent crimes, yet there is no means for a state marshal to know the danger level of who they are serving.

Our members are often unarmed and alone. Our members have been assaulted. Three years ago a state marshal was shot while serving a deadbeat dad warrant. One state marshal arrested one of the states top ten fugitives on a deadbeat dad warrant without knowing the seriousness of the