

Legislative History for Connecticut Act

SA 14-4

HB5472

House	1696-1700	5
Senate	2448, 2449-2450	3
<u>Finance</u>	<u>270, 272</u>	<u>2</u>
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**CONNECTICUT
GENERAL ASSEMBLY
HOUSE**

**PROCEEDINGS
2014**

**VOL.57
PART 6
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HOUSE OF REPRESENTATIVES

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April 23, 2014

SPEAKER SHARKEY:

Have all the members voted? Have all the members voted? Will the members please check the board to make sure your vote is properly cast. If all the members have voted the machine will be locked and the Clerk will take a tally. Clerk, please announce the tally.

THE CLERK:

On House Bill 5388.

Total Number Voting	142
Necessary for Passage	72
Those voting Yea	136
Those voting Nay	6
Those absent and not voting	8

SPEAKER SHARKEY:

The bill passes. Will the Clerk please call Calendar number 278.

THE CLERK:

On page 17, Calendar 278, favorable report of the joint standing committee on finance, revenue and bonding, substitute for House Bill 5472, AN ACT CONCERNING FAILURE TO FILE FOR PROPERTY TAX EXEMPTIONS.

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HOUSE OF REPRESENTATIVES

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April 23, 2014

SPEAKER SHARKEY:

Representative Lemar.

REP. LEMAR (96th):

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

SPEAKER SHARKEY:

The question is on acceptance of the joint committee's favorable report and passage of the bill. Will you remark, Sir?

REP. LEMAR (96th):

Yes, Mr. Speaker. Mr. Speaker, the current law imposes deadlines by which taxpayers must annually submit certain documents to claim a property tax exemption. The bill before us gives taxpayers in eight towns that missed these deadlines more time to claim those exemptions. It applies to manufacturing, machinery and equipment in seven towns and real property used in one town for a specific educational, literary, historical, charitable or open space purposes. I move adoption.

SPEAKER SHARKEY:

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The question before the Chamber is adoption. Do
you care to remark? Do you care to remark?

Representative Williams.

REP. WILLIAMS (68th):

Thank you, Mr. Speaker. And good afternoon.

SPEAKER WILLIAMS:

Good afternoon, Sir.

REP. WILLIAMS:

Just in support of the bill this is a pretty pro
forma bill that we do every year as Representative
Lemar said about individuals who have failed to file
personal property tax exemptions. Representative
Aresimowicz, my good friend would probably agree with
me that back many years ago a legend in this building,
Representative Reggie Beamon would talk about how
we're extending the deadlines for somebody here today
and if we're going to extend deadlines for some people
we should extend them for everybody. And today may
not be the day for give the kid the money but it's
something that certainly I will be supporting and
would urge the Chamber to as well. Thank you, Mr.
Speaker.

SPEAKER SHARKEY:

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Thank you, Sir. Would you care to remark? Would you care to remark further on the bill that's before us? If not, staff and guests to the well of the House. Members 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.

SPEAKER SHARKEY:

Have all the members voted? Have all the members voted? Will members please check the board to make sure your vote is properly cast. If all the 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 5472.	
Total Number Voting	142
Necessary for Passage	72
Those voting Yea	142
Those voting Nay	0
Those absent and not voting	8

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HOUSE OF REPRESENTATIVES

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SPEAKER SHARKEY:

The bill passes. Will the Clerk please call Calendar three -- oh I'm sorry. Excuse me. Are there any announcements or introductions? If not, Mr. Clerk, will you please call Calendar number 365.

THE CLERK:

On page 47, Calendar 365, favorable report of the joint standing committee on judiciary, substitute for House joint resolution 20, RESOLUTION CONCERNING THE DISPOSITION OF CERTAIN OF CLAIMS AGAINST THE STATE PURSUANT TO CHAPTER 53 OF THE GENERAL STATUTES.

SPEAKER SHARKEY:

The distinguished Chairman of the judiciary committee, Representative Fox, you have the floor, Sir.

REP. G. FOX (146th):

Thank you, Mr. Speaker. I move for the acceptance -- for the acceptance of the joint committee's favorable report and adoption of the resolution.

SPEAKER SHARKEY:

The question is on acceptance of the joint committee's favorable report and passage of the bill. Will you remark, Sir.

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Thank you, Madam President.

The next item is calendar page 19, Calendar 460, House Bill 5057, move to place this item on the Consent Calendar.

THE CHAIR:

Seeing no objection, sir, so ordered.

SENATOR LOONEY:

And Madam President, calendar page 20, Calendar 462, House Bill Number 5472, move to place that item on the Consent Calendar.

THE CHAIR:

So ordered, sir.

SENATOR LOONEY:

And a final item, Madam President, Calendar page 25, Calendar 501, House Bill 5578, move to place that item also on our Consent Calendar.

THE CHAIR:

Seeing no objection, so ordered, sir.

SENATOR LOONEY:

Thank you, Madam President.

If the Clerk might now read the items on the Consent Calendar and if we could then proceed to a vote on that second Consent Calendar.

THE CHAIR:

Mr. Clerk.

THE CLERK:

On today's second Consent Calendar, on page 5, Calendar 298, Senate Bill 470.

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Page 43, Calendar 387, Senate Bill 432.

Page 43, Calendar 399, Senate Bill 152. Also on
page 43, Calendar 405, Senate bill 457.

On page 6, Calendar 328, House Bill 5125.

And on page 8, Calendar 337, House Bill 5131.

On page 19, Calendar 460, House Bill 5057; and on
page 20, Calendar 462, House Bill 5472; and on
page 25, Calendar 501, House Bill 5578.

THE CHAIR:

Mr. Clerk, please call for a roll call vote on
the Consent Calendar. And the machine is open.

THE CLERK:

Immediate roll call has been ordered in the
Senate. Immediate roll call on the Consent
Calendar Number 2 has been ordered in the Senate.

THE CHAIR:

Have all members voted? All members voted. The
machine will be closed.

Mr. Clerk, will you please call the tally.

THE CLERK:

On today's second Consent Calendar.

Total Number Voting	34
Necessary for Adoption	18
Those voting Yea	34
Those voting Nay	0
Those absent and not voting	2

THE CHAIR:

The Consent Calendar passes.

Senator Looney.

SENATOR LOONEY:

Thank you, Madam President.

Madam President, would request suspension for purposes of immediate transmittal to the House of calendar page 37, Calendar 198, Senate Bill 357.

THE CHAIR:

So ordered, sir.

SENATOR LOONEY:

Thank you, Madam President.

Madam President, yield the floor to members for announcements or points of personal privilege or upcoming committee meetings.

THE CHAIR:

Are there any points of personal privilege or upcoming meetings?

Senator Linares.

SENATOR LINARES:

Thank you, Madam President.

THE CHAIR:

Good morning, sir.

SENATOR LINARES:

Good morning. Happy Saturday to you.

THE CHAIR:

I don't know about that sir, but go ahead.

**JOINT
STANDING
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FINANCE, REVENUE AND BONDING
COMMITTEE

March 13, 2014
10:30 A.M.

REP. WIDLITZ: Okay. Bonnie Stewart, followed by
Tim Phelan and Lee Grannis.

Hi, Bonnie.

BONNIE STEWART: Good afternoon, my name is Bonnie
Stewart, and I am vice president of government
affairs for the Connecticut Business and
Industry Association. I'm here today to urge
your support for Raised Bill 367, AN ACT
CONCERNING THE GIFT AND ESTATE TAX.

HB5472
SB28

As was just pointed out, Connecticut actually
has a unique tax when it comes to the gift tax,
and that does create problems for us in terms
of actually being a revenue reducer because
those people with the money that you want to
stay in this state to be investors, own
businesses and, to be quite honest, pay the
taxes when their life comes to an end, have the
money to plan not to be here and to make other
arrangements. So, in the end, by having this
tax, you're actually creating a negative for --
for the state.

In addition to that, the way our estate and
gift tax is currently written, you actually
have double taxation, so many of our members do
succession planning when they have small
business or particularly family businesses, and
they'll create a trust and start to turn over
the assets from that business to their children
so that the children can take over the
business. If that person actually passes away
before the term set in the trust, even though
they've already paid a gift tax on the money
set aside or the assets set aside in that
trust, it's actually pulled back into the
estate and taxed a second time. So there is
double taxation in our state, which is just
fundamentally unfair.

You have two other measures before you that I'd just like to lend our support to: one is House Bill 5472, which allows for the, you know, private tax filing fixes, so to speak. We have a couple of members that are in here because of perfect storm situations and we'd greatly appreciate its passage. And also I want to lend our support to the Governor's portion in Senate Bill 28 that relates to angel investors.

REP. WIDLITZ: Thank you, Bonnie.

Are there any questions?

Senator Frantz.

SENATOR FRANTZ: Thanks, Madam Chair.

Just very briefly, Bonnie, thank you for the testimony. I think you're right on the money. This is an obscure concept for most people and even some sophisticated taxpayers have to scratch their head and revisit this a couple times before it finally makes sense to them. But it is, at the end of the day -- I understand the other side of the argument, but our side of the argument is so much better and so much more founded within reason. Double taxation is not a good thing. Thank you very much for your testimony today.

SB 367

BONNIE STEWART: You're welcome. And one of the things that's actually frustrated both the community that advises people, as well as those that are trying to comply with the law, is that if you look at our statute, there's nothing written in there that actually requires that double taxation. The bill claimed that -- you know it's the forms that are the problem and just really the way the Department of Revenue and Services has interpreted it. So this is