



General Assembly

Substitute Bill No. 1003

January Session, 2003

**AN ACT CONCERNING THE CLAIMS AGAINST THE STATE OF
LUDMIL CHOTKOWSKI AND FAYE A. PHILBRICK.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) Notwithstanding the failure to file
2 an appeal with the Employees' Review Board within the time
3 limitations specified by section 5-202 of the general statutes, and
4 notwithstanding that the subject of such appeal has once been
5 considered by the Claims Commissioner, by the Employees' Review
6 Board, by the General Assembly or in a judicial proceeding, Ludmil
7 Chotkowski is authorized to submit his appeal to the Employees'
8 Review Board, provided he submits such appeal to the board not later
9 than October 1, 2003.

10 Sec. 2. (*Effective from passage*) (a) Notwithstanding the failure to file a
11 proper notice of a claim against the state with the clerk of the Office of
12 the Claims Commissioner, as required by section 4-147 of the general
13 statutes, within the time limitations specified by subsection (a) of
14 section 4-148 of the general statutes, and notwithstanding the
15 provisions of subsection (c) of said section 4-148 barring the
16 presentment of a claim once considered by the Claims Commissioner,
17 by the General Assembly or in a judicial proceeding, Faye A. Philbrick
18 is authorized pursuant to the provisions of subsection (b) of said
19 section 4-148 to present her claim against the state to the Claims
20 Commissioner. The General Assembly deems such authorization to be

21 just and equitable and finds that such authorization is supported by
22 compelling equitable circumstances and would serve a public purpose.

23 (b) The state shall be barred from setting up the failure to comply
24 with the provisions of sections 4-147 and 4-148 of the general statutes,
25 from denying that notice of the claim was properly and timely given
26 pursuant to sections 4-147 and 4-148 of the general statutes and from
27 setting up the fact that the claim had once been considered by the
28 Claims Commissioner, by the General Assembly or in a judicial
29 proceeding as defenses to such claim.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>

JUD *Joint Favorable Subst.*