



General Assembly

January Session, 2007

Committee Bill No. 75

LCO No. 3808

03808SB00075JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING THE CLAIM AGAINST THE STATE OF ABBAS BANKI.

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

1 Section 1. (*Effective from passage*) (a) Notwithstanding the failure to
2 file a proper notice of a claim against the state with the clerk of the
3 Office of the Claims Commissioner, as required by section 4-147 of the
4 general statutes, within the time limitations specified by subsection (a)
5 of section 4-148 of the general statutes, Abbas Banki is authorized
6 pursuant to the provisions of subsection (b) of section 4-148 of the
7 general statutes to present his claim against the state to the Claims
8 Commissioner. The General Assembly deems such authorization to be
9 just and equitable and finds that such authorization is supported by
10 compelling equitable circumstances and would serve a public purpose.

11 (b) The state shall be barred from setting up the failure to comply
12 with the provisions of sections 4-147 and 4-148 of the general statutes,
13 from denying that notice of the claim was properly and timely given
14 pursuant to sections 4-147 and 4-148 of the general statutes and from
15 setting up the fact that the claim had once been considered by the
16 Claims Commissioner, by the General Assembly or in a judicial

17 proceeding as defenses to such claim.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To permit Abbas Banki to present his claim against the state to the Claims Commissioner for a hearing on the merits.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]

Co-Sponsors: SEN. DEFRONZO, 6th Dist.

S.B. 75