



General Assembly

Amendment

January Session, 2009

LCO No. 8253

HB0638508253SR0

Offered by:

SEN. MCKINNEY, 28th Dist.

SEN. FASANO, 34th Dist.

To: Subst. House Bill No. 6385

File No. 729

Cal. No. 672

(As Amended)

"AN ACT CONCERNING REFORM OF THE PROBATE COURT SYSTEM."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (d) of section 45a-8 of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective from*
5 *passage*):

6 (d) Any town located in a probate district that desires to (1)
7 consolidate such probate district with one or more districts, (2) be
8 removed from such probate district to a separate district established
9 for any such town, or (3) be located in another probate district, may, by
10 resolution of its legislative body, petition the General Assembly for
11 such consolidation, separation and creation of a new probate district or
12 relocation. The Probate Court Administrator shall provide such

13 assistance in the preparation of the petition as the officials of the town
14 or towns may request. At the time of submission of a petition to the
15 General Assembly, a copy of the petition shall be sent to the judges of
16 probate in the probate districts to be affected. No probate district may
17 be consolidated with another district until the expiration of the term of
18 office of any probate judge in an affected probate district.
19 Notwithstanding any provision of the general statutes or any public or
20 special act, a town located in a probate district that desires to be
21 removed from such probate district, including, but not limited to, a
22 probate district established pursuant to legislation enacted pursuant to
23 section 22 of this act, may petition the General Assembly in accordance
24 with this subsection, and the General Assembly shall pass
25 implementing legislation to effect such separation with respect to any
26 petition received by the General Assembly prior to May 5, 2010, for a
27 separation that would become effective January 5, 2011, if the town has
28 adopted a resolution to (A) reimburse the Probate Court
29 Administration Fund for premiums paid for coverage for probate
30 judges and probate court employees pursuant to subsection (g) of
31 section 5-259, as amended by this act, and (B) retain proceeds from,
32 and retain responsibility for, the operation of any probate court within
33 such probate district. Notwithstanding any provision of this chapter,
34 the Probate Court Administration Fund shall not be liable for any
35 operational costs for a probate district established pursuant to a
36 resolution described in subparagraphs (A) and (B) of this subsection."