

# Analysis of Division of Criminal Justice's Testimony re HB5503

Author: L. Jezouit, Proponent (ljez@comcast.net or amend52-570d@comcast.net)

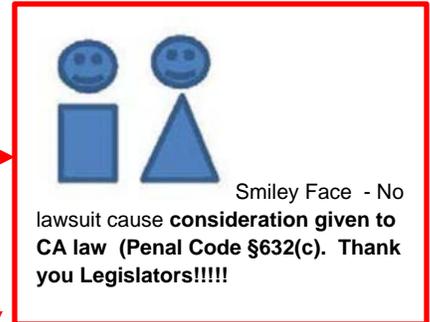
**Sixth Bullet** • The phrase "given consideration to laws" as used in new exception (9) (B) is too vague to meaningfully apply. Refer to pgs 13-14 of 2011 testimony at CGA Quick Search using the parameters "Bill," "1149," and "2011."

CT Legislators



CT Legislator pass SHB5503 to protect CT Party/ies and provide most **fair** and most **efficient** law

CT Party/ies



Smiley Face - No lawsuit cause **consideration given to CA law (Penal Code §632(c)). Thank you Legislators!!!!**

The phrase "given consideration to laws" was **intentionally vague**. There would be no benefit for a CT Party if language read: has followed the laws.

Use of "consideration" merely tells CT Party, and advisedly so, to use due diligence when recording interstate Telephonic Communications.

CT Party makes it **known** **has given consideration to laws** to CA that CT recording

Interstate Telephonic Communication

CT Party Complies with HB5503(a)

Intrastate Telephonic Communication

California

CT Party

Interstate Telephonic Communication  
**has not given consideration to laws**



Georgia  
*Salomon Smith Barney, Inc*  
**Losses Choice of Law/Conflict of Law Case because NO CONSIDERATION was given to CA §632(c)**

*Kearney v Salomon Smith Barney, Inc.*, 39 Cal. 4th 95 (2006).

**HB5503 - (9)** Any party who records a telephonic communication, provided: ... (B) Any party under this state's jurisdiction has complied with subsection (a) of this section and has given **consideration to laws**, if any, that apply within any given termination point's jurisdiction and every other party is not under this state's jurisdiction;

**Substitute HB5503 - No Change:** (7) Any party who records a telephonic communication, provided: ... (B) Any party under this state's jurisdiction has complied with subsection (b) of this section and has **given consideration to laws**, if any, that apply within any given termination point's jurisdiction and every other party is not under this state's jurisdiction;