



General Assembly

February Session, 2014

***Raised Bill No. 5484***

LCO No. 2169



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING THE CLAIM AGAINST THE STATE OF THE TOWN OF CHESHIRE.***

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, the town of Cheshire is  
6 authorized pursuant to the provisions of subsection (b) of section 4-148  
7 of the general statutes to present its claim against the state to the  
8 Claims Commissioner. The General Assembly deems such  
9 authorization to be just and equitable and finds that such authorization  
10 is supported by compelling equitable circumstances and would serve a  
11 public purpose.

12 (b) The state shall be barred from setting up the failure to comply  
13 with the provisions of sections 4-147 and 4-148 of the general statutes,  
14 from denying that notice of the claim was properly and timely given  
15 pursuant to sections 4-147 and 4-148 of the general statutes and from

16 setting up the fact that the claim had once been considered by the  
17 Claims Commissioner, by the General Assembly or in a judicial  
18 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 the town of Cheshire to present its 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.]*