



JUDICIARY COMMITTEE REVIEW OF CLAIM SEEKING PERMISSION TO SUE THE STATE

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QUESTION

When the claims commissioner denies a claimant permission to sue the state and the claimant requests review by the General Assembly, what options does the Judiciary Committee have when reviewing the claim?

JUDICIARY COMMITTEE OPTIONS

In most cases, someone who wishes to sue the state must file a claim with the claims commissioner seeking permission to do so. The commissioner holds a hearing and rules on the claim. If the commissioner denies the claimant permission to sue, the claimant can ask the General Assembly to review the decision. The claim is submitted to the legislature and filed as a resolution with the Judiciary Committee. The committee holds a public hearing on the resolution and votes on it at a meeting.

By law, the legislature, and the Judiciary Committee when it is voting on such a resolution, may take one of the following actions:

1. confirm the claims commissioner's decision,
2. vacate the decision and order payment of a specified amount, or
3. vacate the decision and authorize the claimant to sue the state (CGS § [4-159\(b\)](#)).

For more information on the claims process, see OLR Report [2014-R-0082](#).

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