

Testimony of Louise DiCocco
Assistant Counsel, CBIA
Judiciary Committee
March 6, 2015

Re: Testimony in SUPPORT of SB 1032, AAC the Applicability of the Statute of Limitations to Construction and Design Actions brought by the State or a Political Subdivision of the state

Senator Coleman, Rep. Tong, Members of the Judiciary Committee, thank you for the opportunity to submit testimony today in support of SB 1028. My name is Louise DiCocco and I am Assistant Counsel for Connecticut Business Industry and Association (CBIA), which represents more than 10,000 large and small companies in our state.

CBIA strongly supports SB 1032 as the bill creates a much needed statute of limitations time frame for the state to bring legal action in certain construction projects and contracts. This bill is an appropriate response to addressing the Connecticut Supreme Court decision in State of Connecticut v. Lombardo , et al. the Court found a statute of limitations for commencing litigation does not apply to the State of Connecticut. The ruling has effectively left industry professionals working on state funded construction projects indefinitely liable for damages, including damage caused by aging building infrastructure and normal wear and tear over time. There needs to be a reasonable timeframe by which a contractor, those performing work on state funded project realize the project is complete and future damages are the responsibility of the owner. This bill accomplishes this purpose and CBIA respectfully urges this committee support it. Thank you for your consideration.