



# House of Representatives

General Assembly

**File No. 422**

February Session, 2016

Substitute House Bill No. 5598

*House of Representatives, April 4, 2016*

The Committee on Judiciary reported through REP. TONG of the 147th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

***AN ACT VALIDATING THE DISPOSITION OF CERTAIN CLAIMS BY THE CLAIMS COMMISSIONER.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective from passage*) Notwithstanding any provision of  
2 chapter 53 of the general statutes requiring the Claims Commissioner  
3 dispose of any claim (1) within two years after such claim was filed, or  
4 (2) prior to the expiration of any extension of time to dispose of such  
5 claim stipulated to by the parties to the claim or granted by the  
6 General Assembly, any such claim disposed of in accordance with the  
7 provisions of section 4-158 of the general statutes, on or after April 4,  
8 2012, but not later than January 1, 2017, shall be deemed to have been  
9 so disposed of within the period of time in which the Claims  
10 Commissioner is authorized under said chapter 53 to take such action.  
11 With respect to any such claim where the Claims Commissioner has  
12 authorized a claimant to bring suit against the state and an action has  
13 been brought pursuant to such authorization and is pending in the  
14 Superior Court on the effective date of this section, such action shall be

15 deemed to be properly within the jurisdiction of the court. With  
 16 respect to any such claim that is related to an action pending in the  
 17 Superior Court on the effective date of this section, the Claims  
 18 Commissioner shall immediately authorize such claimant to bring suit  
 19 against the state and, upon filing of an action in Superior Court  
 20 pursuant to such authorization, such action shall be deemed to be  
 21 properly within the jurisdiction of the court.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

**Statement of Legislative Commissioners:**

In Section 1, "case" was replaced with "action" and "before the Superior Court" was replaced with "pending in the Superior Court" for conformity with the general statutes, and "the claimant for the related claim shall immediately be granted permission to sue the state" was replaced with "the Claims Commissioner shall immediately authorize such claimant to bring suit against the state" for clarity.

**JUD**      *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

The bill, under certain conditions, allows for the Claims Commissioner to validate the disposition of claims. This bill will not result in any fiscal impact.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None



**OLR Bill Analysis**

**sHB 5598**

***AN ACT VALIDATING THE DISPOSITION OF CERTAIN CLAIMS BY THE CLAIMS COMMISSIONER.***

**SUMMARY:**

The Office of Legislative Research does not analyze Special Acts.

**COMMITTEE ACTION**

Judiciary Committee

Joint Favorable Substitute

Yea 42 Nay 0 (03/16/2016)