



House of Representatives

General Assembly

File No. 621

February Session, 2016

Substitute House Joint Resolution No. 121

House of Representatives, April 14, 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 resolution ought to be adopted.

RESOLUTION VACATING THE DECISION OF THE CLAIMS COMMISSIONER TO DISMISS THE CLAIM AGAINST THE STATE OF ISABEL ROCK RUSSACK, SUCCESSOR ADMINISTRATOR, D.B.N. C.T.A., OF THE ESTATE OF JAMES STOLL ROCK AND AUTHORIZING THE CLAIMANT TO SUE THE STATE.

Resolved by this Assembly:

1 That the decision of the Claims Commissioner, file number 24048 of
2 said commissioner, ordering the dismissal of the claim against the state
3 in excess of twenty thousand dollars of Isabel Rock Russack, successor
4 administrator, D.B.N. C.T.A., of the estate of James Stoll Rock, is
5 vacated and the claimant is authorized to institute and prosecute to
6 final judgment an action against the state to recover damages as
7 compensation for injury to person or damage to property, or both,
8 allegedly suffered by the claimant as set forth in said claim. Such
9 action shall be brought not later than one year from the date of the
10 final adoption by the General Assembly of this resolution.

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:

Agency Affected	Fund-Effect	FY 17 \$	FY 18 \$
Comptroller - Adjudicated Claims Account	GF - Potential Cost	See Below	See Below

Note: GF=General Fund

Municipal Impact: None

Explanation

The resolution allows the claimant, Isabel Rock Russack, to sue the state to recover damages as compensation for personal injury and/or property damage allegedly suffered totaling \$20,000 or more as set forth in said claim. Payout on the claim, were it to occur, would be made from the Comptroller's Adjudicated Claims account. The total cost to the state cannot be determined as the outcome of this future lawsuit is unknown.

The Out Years

Based on the timing of when the claim is potentially awarded and since it would be one-time in nature there would be no out year fiscal impact.

OLR Bill Analysis

sHJ 121

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SUMMARY:

The Office of Legislative Research does not analyze Resolutions.

COMMITTEE ACTION

Judiciary Committee

Joint Favorable Substitute

Yea 38 Nay 6 (03/30/2016)