



JOURNAL OF THE HOUSE

Tuesday, September 29, 2020

On Tuesday, the 29th day of September, 2020, in accordance with the Call of the Governor, the House of Representatives convened in the House Chamber in the State Capitol at Hartford at 11:30 o'clock a.m., in Special Session.

The House was called to order, Speaker Joe Aresimowicz in the Chair.

Prayer was offered by the guest Chaplain, Representative Vincent J. Candelora of North Branford, Connecticut.

The following is the prayer:

Let us pray. Dear God, bless us as we come together for this Session and imbue us with patience and resolve - as we stand in the people's house - to make decisions that will benefit our faithful constituents. Amen.

The Pledge of Allegiance was led by Representative Currey of the 11th District.

The reading of the Call of the Session was waived, and the Speaker ordered that the Call be printed in the Journal.

The following is the Call:

A PROCLAMATION FROM HIS EXCELLENCY

THE GOVERNOR

WHEREAS, on July 20, 2020, pursuant to Section 2-40 of the Connecticut General Statutes, I appointed the Honorable Christine E. Keller of Hartford to serve as a Justice of the Connecticut Supreme Court until the sixth Wednesday of the next regular session of the General Assembly; and

WHEREAS, also on July 20, 2020, pursuant to Section 2-40 of the Connecticut General Statutes, I appointed the Honorable Jose A. Suarez of Chester, the Honorable Melanie L. Cradle of Durham, and the Honorable Joan K. Alexander of Cromwell to serve as judges of the Connecticut Appellate Court until the sixth Wednesday of the next regular session of the General Assembly; and

WHEREAS, I intend to nominate Justice Keller and Judges Suarez, Cradle, and Alexander to serve full terms on their respective courts pursuant to Section 51-44a of the Connecticut General Statutes; and

WHEREAS, on August 12, 2020, the Judiciary Committee passed resolutions approving the interim appointments of the aforementioned judges to their respective courts; and

WHEREAS, I have determined that it will be beneficial for the continuity and stability of Connecticut’s judicial system to give the General Assembly the opportunity to confirm the aforementioned judges to full terms during a Special Session of the General Assembly in September, 2020;

NOW THEREFORE, by the authority vested in me under Article III of the Amendments to the Constitution of Connecticut and Section 2-7 of the Connecticut General Statutes, I, in order to preserve orderly and decent government, do hereby:

Convene the General Assembly in Special Session in Hartford no earlier than September 29, 2020 at 9:00 a.m. to:

1. Consider and approve the nomination and appointment of the four aforementioned judicial candidates to full terms on the Connecticut Supreme Court and the Connecticut Appellate Court, respectively.

Given under my hand and Seal of the State at the City of Hartford, this 25th day of September in the year two thousand and twenty.

NED LAMONT
Governor

By His Excellency's Command

The Honorable Denise W. Merrill
Secretary of the State

HOUSE RESOLUTION ADOPTED

H.R. No. 201 REP. ARESIMOWICZ, 30TH DIST.; REP. RITTER, 1ST DIST.; REP. KLARIDES, 114TH DIST. RESOLUTION CONCERNING THE RULES OF THE HOUSE OF REPRESENTATIVES FOR THE SEPTEMBER 29 SPECIAL SESSION, 2020.

The resolution was explained by Representative Currey of the 11th.

On a voice vote House Resolution No. 201 was adopted.

The following is the Resolution:

Resolved by this House:

That the rules of the House at this Special Session shall be the same as the rules of the House in force at the 2020 regular session, except as said rules are amended, altered or repealed in this resolution.

Strike out Rule 1 and insert in lieu thereof the following:

1. The speaker shall take the chair every day at the hour to which the House has adjourned and shall immediately call the House to order and, after prayer and recitation of the pledge of allegiance, proceed to business if a quorum is present. During a declaration of a public health or civil preparedness emergency, every member present in the State Capitol or Legislative Office Building and logged into the House of Representatives electronic voting system shall be considered present for the purpose of determining whether a quorum is present.

Strike out Rule 5 and insert in lieu thereof the following:

5. If there is any disturbance, disorderly conduct or other activity in or about the State Capitol or Legislative Office Building which, in the opinion of the speaker, may impede the orderly transaction of the business of the House of Representatives, the speaker may take such action as the speaker deems necessary to preserve and restore order.

Strike out Rule 9.

Strike out Rule 10 and insert in lieu thereof the following:

10. The clerk shall keep a journal of the House, and shall enter therein a record of each day's proceedings, and shall record any amendment that may be offered to any bill or resolution.

Strike out Rule 11 and insert in lieu thereof the following:

11. (a) Each bill or substantive resolution may be acted upon in the House immediately after electronic notice of the filing and number of the bill or substantive resolution is provided to the majority leader and the minority leader, who shall be responsible for forwarding such notice to the members of their respective caucuses, and after final action may be transmitted immediately to the Senate. If the House rejects an amendment adopted by the Senate, the bill or substantive resolution after final action in the House may be transmitted immediately to the Senate. If the Senate rejects an amendment adopted by the House, the bill or substantive resolution when received from the Senate may be acted upon immediately.

(b) A bill or resolution certified in accordance with section 2-26 of the general statutes, if filed in the House, may be transmitted to and acted upon first by the Senate with the consent of the speaker; and, if filed in the Senate, may be transmitted to and acted upon first by the House with the consent of the President Pro Tempore.

Strike out Rule 15.

Strike out Rule 16 and insert in lieu thereof the following:

16. When any member is about to speak in debate or deliver any matter to the House, the member shall rise and address the chair as "Mr. Speaker" or "Madam Speaker," as the case may be.

If two or more rise at the same time, the speaker shall name the member entitled to the floor, preferring one who rises in place to one who does not.

During a declaration of a public health or civil preparedness emergency by the Governor, any member may rise and address the chair through the House of Representatives electronic voting system and shall be entitled to the floor when named by the speaker.

Strike out Rules 19 and 20.

Strike out Rule 21 and insert in lieu thereof the following:

21. The order of business shall be as follows:

1. Reception of communications from the Governor and the Secretary of the State.
2. Introduction of bills and resolutions.
3. Reports of committees.
4. Reception of business from the Senate.
5. Miscellaneous.

Strike out Rule 31 and insert in lieu thereof the following:

31. (a) Amendments shall be filed with the clerk of the House before 10:00 a.m. on the day on which the bill or resolution is to be acted upon, except that (1) the following may each sponsor or authorize amendments at any time: The presiding officer, the majority leader or, in the majority leader's absence, the majority leader's designated deputy majority leader, the minority leader or, in the minority leader's absence, the minority leader's designated deputy minority leader; (2) the presiding officer may waive the filing requirement upon the request of the majority leader or the minority leader; and (3) after any amendment or amendments have been adopted, any member may offer a further amendment only if it is directly related to the amendment or amendments adopted.

(b) Notwithstanding subsection (a) of this rule, if a bill or resolution has been scheduled for consideration on a date certain pursuant to a special order, all amendments relating to that bill or resolution must be filed with the clerk of the House before 5:00 p.m. on the last day the clerk's office is open preceding the day on which the bill or resolution has been scheduled for consideration. The only exceptions to this filing requirement shall be: (1) The persons named in subdivision (1) of subsection (a) of this rule may each sponsor an amendment at any time; and (2)

after any amendment or amendments have been adopted, any member may offer a further amendment only if it is directly related to the amendment or amendments adopted.

(c) Members may co-sponsor an amendment that is in the possession of the clerk of the House, or remove their names as co-sponsors, by submitting a written request to the clerk not later than 10:00 a.m. on the day following adoption or rejection of the amendment, excluding weekends and holidays. Co-sponsorship of an amendment does not constitute co-sponsorship of the bill it would amend unless the member so specifies pursuant to Joint Rule 7(c).

(d) After a motion for passage of a bill or resolution has been made, a motion to amend the bill or resolution is in order.

A pending amendment may not be amended. No substitute amendment may be offered for a pending amendment.

(e) No independent new question may be introduced as an amendment.

Strike out Rules 32 and 33.

Strike out Rule 40 and insert in lieu thereof the following:

40. Every member present in the House chamber, or present in the State Capitol or Legislative Office Building and logged into the House of Representatives electronic voting system, when a question is put by the speaker, shall vote, unless excused by the speaker. No member shall absent herself or himself from the House chamber or the State Capitol or Legislative Office Building, or log out of the electronic voting system, without leave, unless there is a quorum without such member's presence.

Whenever any vote is to be taken, the speaker may order the doors closed and thereupon no member shall leave the House unless by permission of the speaker, or the House, until the vote is declared, but members shall be admitted at any time.

When a vote has been taken, if any member raises a question of an excess of votes cast over the number of members present, a count of the House shall be had, and if it appears that such excess of votes exists, the speaker shall order the vote to be again taken.

Strike out Rule 43 and insert in lieu thereof the following:

43. There shall be a consent calendar on which shall be entered such bills and resolutions as the majority leader and the minority leader or their designees shall agree, and shall be proposed to the House by the majority leader or the designee of the majority leader in the form of a motion to move to the consent calendar. The consent calendar may be acted upon on the day of such motion or on a subsequent day. At the request of a member made from the floor any bill or resolution shall be removed from those included in the motion. All bills and resolutions on the consent calendar shall be passed on motion without discussion unless, at any time prior to the motion for passage, a member requests from the floor removal of a bill or resolution from the consent calendar in which case such bill or resolution shall be so removed and placed on the regular calendar. Any bill or resolution so removed shall be considered as having appeared on the regular calendar for a period of time equivalent to that during which it appeared on the consent calendar.

Add new Rules 48 and 49 as follows:

48. Only those bills and substantive resolutions specified in Rule 7 of the Joint Rules for this session, certified as provided in Rule 9 of said Joint Rules, and, except as provided in Rule 33 of said Joint Rules, only those resolutions pertaining to the rules of this Special Session, the printing of the journals of the Senate and the House of Representatives, and the expenses of this Special Session, shall be received.

49. During a declaration of a public health or civil preparedness emergency by the Governor, or at any other time deemed necessary by the speaker, each member or other person present in the chamber or outside the Hall of the House shall maintain a cloth face covering or mask over the member's or person's nose and mouth. This rule does not apply to a member who is addressing the chair and able to maintain a distance of at least six feet from any other member or person.

HOUSE JOINT RESOLUTIONS ADOPTED

H.J. No. 201 REP. ARESIMOWICZ, 30TH DIST.; REP. RITTER, 1ST DIST.; SEN. LOONEY, 11TH DIST.; SEN. DUFF, 25TH DIST. RESOLUTION CONCERNING THE JOINT RULES FOR THE SEPTEMBER 29 SPECIAL SESSION, 2020.

The resolution was explained by Representative Currey of the 11th.

The resolution was discussed by Representative Klarides of the 114th.

On a voice vote House Joint Resolution No. 201 was adopted.

The following is the Resolution:

Resolved by this Assembly:

That the joint rules of this Special Session shall be the same as the joint rules in force at the 2020 regular session, except as said rules are amended, altered or repealed in this resolution.

Strike out Rule 3 and insert in lieu thereof the following:

3. There shall be one joint standing committee: A committee on judiciary, which shall consist of the same members, and have the same chairpersons, and the same cognizance of judicial nominations, as the committee had under the joint rules in force at the 2020 regular session.

Strike out Rules 4, 5 and 6.

Strike out Rule 7 and insert in lieu thereof the following:

BILLS AND RESOLUTIONS GENERALLY

7. (a) Only bills and substantive resolutions concerning the appointment of judges as specified in the two-page Proclamation by the Governor, dated September 25, 2020, convening the General Assembly in Special Session no earlier than September 29, 2020, at 9:00 a.m., shall be received.

(b) The Legislative Commissioners' Office shall prepare all bills and resolutions. When a bill or resolution has been prepared by the Legislative Commissioners' Office and signed by the Speaker and President Pro Tempore, the bill or resolution shall immediately be given to the clerk of the Senate or the House as designated. Before or at the time the bill or resolution is given to the clerk, the Legislative Commissioners' Office shall provide to the Office of Fiscal Analysis copies of each bill or resolution to prepare a fiscal note if required by Rule 15 of the joint rules.

(c) Each bill and resolution shall be printed, without interlineation or erasure. The duplicate copies of each bill or resolution shall be made on yellow-colored and blue-colored paper, respectively, of the same size and format as the original.

(d) Each bill amending any statute or special act shall set forth in full the section or subsection of the statute or the special act to be amended. Matter to be omitted or repealed shall be surrounded by brackets or overstricken so that the omitted or repealed matter remains readable, and new matter shall be indicated by capitalization or underscoring of all words in the original bill and by capitalization, underscoring or italics in its printed form. In the case of a section or subsection not amending an existing section of the general statutes but intended to be part of the general statutes, the section or subsection may be in upper and lower case letters preceded by the word (NEW).

(e) Each bill and resolution shall be transmitted, in triplicate, by the Legislative Commissioners' Office to the clerks of the House or Senate.

(f) The clerks shall number each bill and resolution.

(g) The clerks shall certify and keep on file a duplicate copy of each bill and resolution. The certified duplicate copy shall remain at all times in the clerk's office. If the original cannot be located, a copy of such certified duplicate copy shall be made by the clerk and used in lieu of the original.

(h) The clerk shall make a notation on the certified duplicate copy of all action taken on the original.

(i) Any member of the General Assembly may co-sponsor a bill or resolution by making a request in writing after it has been filed, to the clerk of the chamber in which the bill or resolution has been filed to add his or her name as a co-sponsor of the bill or resolution, but not later than the date of the signing of the bill, or the deadline for the signing of the bill, by the Governor, whichever is earlier, or the adoption of the resolution.

(j) After introduction no bill or resolution shall be altered except by the legislative commissioners.

Strike out Rule 8.

Strike out Rule 9 and insert in lieu thereof the following:

EMERGENCY CERTIFIED BILLS AND RESOLUTIONS

9. Only bills and substantive resolutions certified by the Speaker and President Pro Tempore in accordance with section 2-26 of the general statutes, including substantive resolutions to appoint judges to the Superior Court, Appellate Court and Supreme Court, may be introduced. Bills and resolutions so certified by the Speaker and the President Pro Tempore shall be identified as "bills" or "resolutions".

Strike out Rules 10, 11 and 13.

Strike out Rule 14 and insert in lieu thereof the following:

TRANSMITTAL BETWEEN HOUSES

14. Upon passage in the first house, the bill or resolution shall be transmitted immediately to the second house, except that, during a declaration of a public health or civil preparedness emergency by the Governor, the bill or resolution may be transmitted at a later time on request of the second house.

Strike out Rule 15 and insert in lieu thereof the following:

15. (a) The committee on judiciary shall report favorably or unfavorably on each judicial nomination referred to it by the clerks of the House or Senate. Prior to making its report, the committee on judiciary may, after notice, hold a hearing on such nomination. The committee's report shall be submitted forthwith to the clerks of the House and Senate.

(b) Any bill or substantive resolution which if passed or adopted, would affect state or municipal revenue, or would require the expenditure of state or municipal funds, shall have a fiscal note attached. Any fiscal note printed with or prepared for a bill or resolution shall be solely for the purpose of information, summarization and explanation for members of the General Assembly and shall not be construed to represent the intent of the General Assembly or either chamber thereof for any purpose. Each such fiscal note shall bear the following disclaimer: "The following Fiscal Impact Statement is prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and does not represent the intent of the General Assembly or either chamber thereof for any purpose." When an amendment is offered to a bill or resolution in the House or the Senate, which, if adopted, would require the expenditure of state or municipal funds or affect state or municipal revenue, a fiscal note shall be available at the time the amendment is offered. Any fiscal note prepared for such an amendment shall be construed in accordance with the provisions of this rule and shall bear the disclaimer required under this rule.

Strike out Rule 16 and insert in lieu thereof the following:

BILLS AND RESOLUTIONS READINGS

16. First reading of a bill or resolution shall be by title and number. Second reading shall be passage or rejection of the bill or resolution.

Strike out Rule 17 and insert in lieu thereof the following:

17. (a) Each bill or substantive resolution may be acted upon immediately. No bill or substantive resolution may be acted upon unless it is accompanied by a fiscal note.

(b) Each bill and substantive resolution shall be voted upon by a roll call vote. A bill or resolution, certified in accordance with section 2-26 of the general statutes, if filed in the House, may be transmitted to and acted upon first by the Senate with the consent of the Speaker; and if filed in the Senate, may be transmitted to and acted upon first by the House with the consent of the President Pro Tempore.

Strike out Rules 18 and 19.

Strike out Rule 28 and insert in lieu thereof the following:

28. (a) If there is any disturbance, disorderly conduct or other activity in or about the State Capitol or the Legislative Office Building or the grounds thereof which, in the opinion of the President Pro Tempore and the Speaker, may impede the orderly transaction of the business of the General Assembly or any of its committees, they may take whatever action they deem necessary to preserve and restore order.

(b) During a declaration of a public health or civil preparedness emergency by the Governor, which, in the opinion of the President Pro Tempore and the Speaker, may impede the orderly transaction of the business of the General Assembly or any of its committees, they may take whatever action they deem necessary to preserve public health and maintain order. Such action may include prohibiting access to the Hall of the House, the Senate, or the State Capitol or

Legislative Office Building, except for the members, the Governor, Lieutenant Governor, Secretary of the State, authorized staff of the legislative, executive and judicial departments, authorized telecommunications personnel and authorized or credentialed members of the media.

Strike out Rule 30 and insert in lieu thereof the following:

30. (a) **Smoking**. No person shall smoke in the State Capitol or Legislative Office Building.

(b) **Nonpartisan Offices**. Lobbyists shall be prohibited from the Legislative Commissioners' Office, the Office of Fiscal Analysis and the Office of Legislative Research.

Strike out Rules 31, 32 and 34.

Add a new Rule 36 as follows:

36. Notwithstanding the provisions of subsection (a) of section 2-40 of the general statutes, substantive resolutions confirming judicial nominations may be introduced subject to the provisions of Rule 9.

H.J. No. 202 REP. ARESIMOWICZ, 30TH DIST.; REP. RITTER, 1ST DIST.; REP. KLARIDES, 114TH DIST.; SEN. LOONEY, 11TH DIST.; SEN. DUFF, 25TH DIST. RESOLUTION CONCERNING THE EXPENSES OF THE SEPTEMBER 29 SPECIAL SESSION, 2020.

The resolution was explained by Representative Currey of the 11th.

On a voice vote House Joint Resolution No. 202 was adopted.

The following is the Resolution:

Resolved by this Assembly:

That the Joint Committee on Legislative Management is authorized to pay the necessary expenses of this Special Session of the General Assembly.

H.J. No. 203 REP. ARESIMOWICZ, 30TH DIST.; REP. RITTER, 1ST DIST.; REP. KLARIDES, 114TH DIST.; SEN. LOONEY, 11TH DIST.; SEN. DUFF, 25TH DIST. RESOLUTION CONCERNING THE PRINTING OF THE JOURNALS OF THE SENATE AND HOUSE OF REPRESENTATIVES FOR THE SEPTEMBER 29 SPECIAL SESSION, 2020.

The resolution was explained by Representative Currey of the 11th.

On a voice vote House Joint Resolution No. 203 was adopted.

The following is the Resolution:

Resolved by this Assembly:

That the journals of the proceedings of the Senate and House of Representatives at this Special Session shall be printed as provided in section 2-49 of the general statutes.

RECESS

On motion of Representative Currey of the 11th District, the House recessed at 11:38 o'clock a.m., to reconvene at the Call of the Chair.

AFTER RECESS

The House reconvened at 1:41 o'clock p.m., Speaker Aresimowicz in the Chair.

**COMMUNICATIONS FROM HIS EXCELLENCY,
THE GOVERNOR**

The following communications were received from His Excellency, the Governor, on the date indicated, read by the Clerk and referred to the Committee on Judiciary.

September 29, 2020

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Article Twenty-Fifth of the Amendments to the Constitution of the State and Sections 51-44a(h), 51-165 and 51-198 of the Connecticut General Statutes, I have the honor and privilege to nominate for appointment by you the **HONORABLE CHRISTINE E. KELLER**, of Hartford, to be an Associate Judge of the Supreme Court and a Judge of the Superior Court, to serve for a term of eight years from the date of confirmation by you, in succession to the Honorable Richard N. Palmer, who has reached the age of mandatory retirement.

NED LAMONT

Governor

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Article Twenty-Fifth of the Amendments to the Constitution of the State and Sections 51-44a(h), 51-165 and 51-197c of the Connecticut General Statutes, I have the honor and privilege to nominate for appointment by you the **HONORABLE JOAN K. ALEXANDER**, of Cromwell, to be a Judge of the Appellate Court and a Judge of the Superior Court, to serve for a term of eight years from the date of confirmation by you, in succession to the Honorable Alexandria DiPentima, who has retired.

NED LAMONT

Governor

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Article Twenty-Fifth of the Amendments to the Constitution of the State and Sections 51-44a(h), 51-165 and 51-197c of the Connecticut General Statutes, I have the honor and privilege to nominate for appointment by you the **HONORABLE MELANIE L. CRADLE**, of Durham, to be a Judge of the Appellate Court and a Judge of the Superior Court, to serve for a term of eight years from the date of confirmation by you, in succession to the Honorable Robert J. Devlin, Jr., who has reached the age of mandatory retirement.

NED LAMONT

Governor

TO THE HONORABLE GENERAL ASSEMBLY:

Pursuant to Article Twenty-Fifth of the Amendments to the Constitution of the State and Sections 51-44a(h), 51-165 and 51-197c of the Connecticut General Statutes, I have the honor and privilege to nominate for appointment by you the **HONORABLE JOSE A. SUAREZ**, of Chester, to be a Judge of the Appellate Court and a Judge of the Superior Court, to serve for a term of eight years from the date of confirmation by you, in succession to the Honorable Christine E. Keller, who has been elevated to the Supreme Court.

NED LAMONT

Governor

ADJOURNMENT

On motion of Representative Currey of the 11th District, the House adjourned at 1:42 o'clock p.m., to meet again at the Call of the Chair.