



## **JOURNAL OF THE SENATE**

**Wednesday, March 4, 2020**

The Senate was called to order at 2:17 p.m., the President in the Chair.

The prayer was offered by the Acting Chaplain, Benita Toussaint of Hartford, Connecticut.

The following is the prayer:

Good afternoon, Honorable Lieutenant Governor, Senators and guests let us bow our heads in reverence to god:

Do to no one what you yourself dislike. Give to the hungry some of your bread, and to the naked some of your clothing. Seek counsel from every wise person. At all times understand that you are blessed.

Seek the path of wisdom that all your endeavors and plans be for the greater good. This is the beginning of a new day. We have been given this day to use as we will. When tomorrow comes, this day will be gone forever. Whatever you leave of today, let it be something good. Amen.

---

### **PLEDGE**

Senator Champagne of the 35th led the Senate in the Pledge of Allegiance.

---

### **REPORTS**

The following reports were received, read by the Clerk and referred to the Committees indicated:

Report – Chief State’s Attorney Office – Annual Report of the Summary of Ex Parte Orders for Calendar Year 2019. (Pursuant to Section 54-47aa(g) of the Connecticut General Statutes.)  
Date received: March 3, 2020.

Referred to Committee on Judiciary

Report – Auditors of Public Accounts – Department of Economic and Community Development Fiscal Years Ended June 30, 2015 and 2016. (Pursuant to Section 2-90 of the Connecticut General Statutes.) Date received: March 4, 2020.

Referred to Committees on Commerce and Finance, Revenue and Bonding

**INTRODUCTION OF BILLS  
SENATE AND HOUSE BILLS AND RESOLUTIONS**

On motion of Senator Duff of the 25th, the first reading of the following bills and resolutions was waived, the list of bills and resolutions as prepared by the Clerks was accepted, and the bills and resolutions referred to the Committees as indicated thereon in concurrence:

**EDUCATION**

S.B. No. **390** (RAISED) EDUCATION. 'AN ACT CONCERNING MINORITY TEACHER RECRUITMENT AND RETENTION', to establish a program that assists certain minority school employees in obtaining teacher certification; to develop a plan to promote careers in the teaching profession to students in high school; and to establish a task force to study educator retention and sustainability.

S.B. No. **391** (RAISED) EDUCATION. 'AN ACT CONCERNING MINOR REVISIONS AND ADDITIONS TO THE EDUCATION STATUTES', to make minor revisions and additions to the education statutes.

S.B. No. **392** (RAISED) EDUCATION. 'AN ACT ESTABLISHING A PERSONAL FINANCIAL MANAGEMENT PILOT PROGRAM', to establish a pilot program for the teaching of a personal financial management course in certain school districts.

S.B. No. **393** (RAISED) EDUCATION. 'AN ACT ESTABLISHING A PROCESS FOR THE REMOVAL OF A MEMBER OF A BOARD OF EDUCATION', to establish a process for the removal of a board of education member in certain circumstances.

S.B. No. **394** (RAISED) EDUCATION. 'AN ACT CONCERNING AUTHORIZATION OF STATE GRANT COMMITMENTS FOR SCHOOL BUILDING PROJECTS AND REVISIONS TO THE SCHOOL BUILDING PROJECTS STATUTES', to authorize state grant commitments for school building projects.

**HUMAN SERVICES**

S.B. No. **395** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING THE ESTABLISHMENT OF THE DOULA ADVISORY COUNCIL AND DOULA CERTIFICATION', to establish an advisory council to make recommendations concerning the certification of doulas and a deadline for the Commissioner of Public Health to establish a certification process for doulas.

S.B. No. **396** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING THE DEPARTMENT OF SOCIAL SERVICES', to study the efficiency and responsiveness of programs administered by the Department of Social Services.

S.B. No. **397** (RAISED) HUMAN SERVICES. 'AN ACT PROMOTING EMPLOYMENT ADVANCEMENT AND THE ECONOMY BY ADDRESSING THE BENEFITS CLIFF', to promote employment advancement and boost the economy by addressing disincentives that prevent working public assistance beneficiaries from increasing their income beyond eligibility thresholds.

S.B. No. **398** (RAISED) HUMAN SERVICES. 'AN ACT INCREASING NURSING HOME FUNDING LEVELS', to increase funding levels for certain nursing homes by reversing rate cuts tied to occupancy levels and performance on a federal nursing home comparison system.

S.B. No. **399** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING THE INCOME AND ASSET LIMITS ALLOWING EMPLOYED PERSONS WITH DISABILITIES TO

RECEIVE MEDICAL ASSISTANCE', to require the Commissioner of Social Services to study whether income and asset limits allowing employed persons with disabilities to receive medical assistance should be increased.

S.B. No. **400** (RAISED) HUMAN SERVICES. 'AN ACT REQUIRING REGULAR COMMUNICATION WITH FAMILY OF A CONSERVED PERSON IN DSS CONSERVATORSHIPS', to ensure the Commissioner of Social Services or the commissioner's designee regularly communicates with known immediate family of a conserved person when the commissioner has been appointed conservator of such person.

S.B. No. **401** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING PAYMENT PARITY FOR CERTAIN ASSISTANCE PROGRAMS', to determine whether providers of human services receive disparate payment rates based on location and whether rate adjustments are required to ensure payment parity in the future.

### JUDICIARY

S.B. No. **402** (RAISED) JUDICIARY. 'AN ACT CONCERNING THE DISCLOSURE OF EVIDENCE TO A DEFENDANT IN A CRIMINAL CASE', to ensure that evidence is disclosed to a defendant in a criminal case in a timely manner.

S.B. No. **403** (RAISED) JUDICIARY. 'AN ACT CONCERNING THE BOARD OF PARDONS AND PAROLES, ERASURE OF CRIMINAL RECORDS FOR CERTAIN MISDEMEANOR AND FELONY OFFENSES AND PROHIBITING DISCRIMINATION BASED ON ERASED CRIMINAL HISTORY RECORD INFORMATION', to (1) require certain training to members of the Board of Pardons and Paroles and to require the board to provide a written explanation when denying a pardon, to streamline record erasure in the case of misdemeanors and certain felonies, (2) waive certain fees for applicants for a pardon, (3) allow for appointment of a deputy warden to serve as director of reentry services, (4) establish a reentry employment advisory committee, and (5) prohibit discrimination against a person based on such person's erased criminal history record information.

### PUBLIC SAFETY AND SECURITY

S.B. No. **404** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT ESTABLISHING A PUBLIC REGISTRY OF PERSONS FOUND RESPONSIBLE FOR ASSAULT OR ABUSE OF ELDERLY PERSONS', to provide the public with access to a searchable database of perpetrators of crimes of assault or abuse of elderly persons.

S.B. No. **405** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING FENCES AT SPLASH PADS AND SPRAY PARKS', to allow public health regulations governing safety of public pools to require fences at splash pads and spray parks.

S.B. No. **406** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT REQUIRING A STUDY OF THE ACCESSIBILITY OF STATE BUILDINGS', to require the Department of Administrative Services to study the accessibility of state buildings to people with disabilities.

S.B. No. **407** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING AGRICULTURAL FAIRS AND STATE POLICE OFFICERS', to limit the reimbursement rate for state police officers providing on-site security and traffic control related to agricultural fairs in towns with resident state troopers.

S.B. No. **408** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING USE OF OPIOID ANTAGONISTS AND CARTRIDGE INJECTORS BY POLICE OFFICERS', to require the Department of Public Health to identify opioid antagonists and cartridge injectors

that are suitable for use by police officers, permit officers to carry them if they are trained in their use, and ensure police officers have immunity for their use under certain circumstances.

S.B. No. **409** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING HOMEMAKER AND COMPANION SERVICES', to (1) allow a registry, in addition to a homemaker-companion agency, to conduct background checks on prospective employees; (2) expand the contents of the required notice to a consumer regarding homemaker and companion services; and (3) modify provisions on covenants not to compete between an individual and a homemaker-companion agency, registry or home health aide agency.

S.B. No. **410** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT ESTABLISHING A UNIT WITHIN THE DIVISION OF STATE POLICE TO INVESTIGATE HATE CRIMES AND CRIMINAL ACTS COMMITTED BY EXTREMIST GROUPS', to establish a unit within the Division of State Police to investigate hate crimes and criminal acts committed by extremist groups.

### EDUCATION

H.B. No. **5433** (RAISED) EDUCATION. 'AN ACT CONCERNING THE CREATION OF A SPECIAL EDUCATION EXCESS COST COOPERATIVE', to establish a special education excess cost cooperative.

H.B. No. **5434** (RAISED) EDUCATION. 'AN ACT CONCERNING THE TREASURER'S RECOMMENDATIONS FOR THE INCLUSION OF FINANCIAL LITERACY IN THE PUBLIC SCHOOL CURRICULUM', to (1) include instruction of personal financial management in the public school curriculum and as part of the high school graduation requirements; (2) require the development of a course in personal financial management and a model curriculum for grades kindergarten to eight that includes personal financial management; and (3) establish a personal financial management pilot program.

H.B. No. **5435** (RAISED) EDUCATION. 'AN ACT PROHIBITING THE COMMISSIONER OF ADMINISTRATIVE SERVICES FROM DELEGATING THE RESPONSIBILITY OF ADMINISTERING THE SCHOOL BUILDING PROJECTS GRANT PROGRAM TO THE SECRETARY OF THE OFFICE OF POLICY AND MANAGEMENT AND REQUIRING THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO MAINTAIN A DATABASE OF INFORMATION RELATING TO SCHOOL BUILDING PROJECTS ON THE DEPARTMENT'S INTERNET WEB SITE', to prohibit the Commissioner of Administrative Services from entering into a memorandum of understanding with the Secretary of the Office of Policy and Management to delegate the responsibility of administering the school building projects grant program, and to require the Department of Administrative Services to maintain and update a database of information relating to school building projects on the department's Internet web site.

H.B. No. **5436** (RAISED) EDUCATION. 'AN ACT PROHIBITING SCHOOL DISTRICT POLICIES THAT DISCRIMINATE AGAINST STUDENTS BASED ON NATURAL HAIR AND HAIRSTYLES', to prohibit local and regional boards of education from adopting policies that discriminate against students based on natural hair and hairstyles.

H.B. No. **5437** (RAISED) EDUCATION. 'AN ACT ESTABLISHING A TASK FORCE TO STUDY ISSUES RELATING TO BULLYING AND SEXUAL HARASSMENT IN SCHOOLS', to establish a task force to study issues relating to bullying and sexual harassment in schools.

H.B. No. **5438** (RAISED) EDUCATION. 'AN ACT ESTABLISHING A WORKING GROUP TO EXAMINE WAYS TO CONSOLIDATE OR ELIMINATE CERTAIN PROFESSIONAL DEVELOPMENT AND IN-SERVICE TRAINING REQUIREMENTS FOR EDUCATORS', to establish a working group to examine ways to consolidate or eliminate

unnecessary, obsolete or redundant professional development and in-service training requirements for educators.

H.B. No. **5439** (RAISED) EDUCATION. 'AN ACT CONCERNING VARIOUS REVISIONS AND ADDITIONS TO THE EDUCATION STATUTES', to make various revisions and additions to the education statutes.

### HUMAN SERVICES

H.B. No. **5440** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING SERVICE ANIMALS', to align state law with federal law concerning service animals and raise public awareness as to the rights and responsibilities of persons with service animals, emotional support animals and therapy animals.

H.B. No. **5441** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING LONG-TERM CARE SERVICES', to study the efficacy of state programs providing long-term care services.

H.B. No. **5442** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING PAYMENT PARITY UNDER THE MEDICAID PROGRAM FOR MIDWIVES AND PODIATRISTS', to establish payment parity under the Medicaid program for midwives and podiatrists.

H.B. No. **5443** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING A STUDY OF MEDICAID-FUNDED PROGRAMS', to study the efficacy of Medicaid-funded programs.

H.B. No. **5444** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING THE USE OF VIDEO CAMERAS IN THE ROOMS OF NONVERBAL NURSING HOME RESIDENTS', to allow nonverbal nursing home residents or their representatives to install electronic monitoring devices in their rooms, provided any roommates agree in writing to the use of such devices and liability for any breach of privacy related to the resident's use of such device is waived for nursing homes.

H.B. No. **5445** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING NONEMERGENCY MEDICAL TRANSPORTATION FOR MEDICAID BENEFICIARIES', to require the Department of Social Services to consider recommendations made by the state Auditors of Public Accounts in negotiating any contract for nonemergency medical transportation and reduce administrative burdens on beneficiaries who need such transportation.

H.B. No. **5446** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING MEDICAID COVERAGE OF IN-HOME COUNSELING AND SUPPORT PROVIDED BY A HOME HEALTH CARE AGENCY', to provide Medicaid reimbursement for in-home counseling, assessment and support services provided to a Medicaid recipient by a social worker employed by a home health care agency.

H.B. No. **5447** (RAISED) HUMAN SERVICES. 'AN ACT CONCERNING TECHNICAL AND CLARIFYING REVISIONS TO THE HUMAN SERVICES STATUTES', to make technical and clarifying changes to statutes concerning human services.

### JUDICIARY

H.B. No. **5448** (RAISED) JUDICIARY. 'AN ACT CONCERNING A RISK PROTECTION ORDER OR WARRANT', to establish a risk protection order and to expand upon the list of persons who may be complainants for purposes of issuance of a risk warrant; to require the Judicial Branch to develop and make available a form and explanatory materials (1) to persons applying for a risk protection order; (2) to disqualify persons subject to a standing risk protection order from possessing firearms or ammunition; and (3) to penalize any such possession.

**PUBLIC SAFETY AND SECURITY**

H.B. No. **5449** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT REQUIRING EXPANSION OF THE CRISIS INITIATIVE PILOT PROGRAM THROUGHOUT THE STATE', to require the Division of State Police to expand the CRISIS Initiative Pilot Program to all areas of the state.

H.B. No. **5450** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING EMERGENCY INTERVENTION BY A POLICE OFFICER WHEN A PERSON SUFFERS AN OPIOID OVERDOSE', to allow a police officer to detain and transport to the hospital a person who is suffering from a narcotic overdose and needs immediate care and treatment.

H.B. No. **5451** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING SMALL HOT WATER HEATERS', to exempt small hot water heaters from the provisions of chapter 540 of the general statutes.

H.B. No. **5452** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING COMMISSIONING OF POLICE OFFICERS AT INDEPENDENT INSTITUTIONS OF HIGHER EDUCATION', to allow the Commissioner of Emergency Services and Public Protection to commission police officers at independent institutions of higher education.

H.B. No. **5453** (RAISED) PUBLIC SAFETY AND SECURITY. 'AN ACT CONCERNING THE SANDY HOOK WORKERS ASSISTANCE PROGRAM AND FUND', to (1) eliminate time restrictions on requests for assistance from the Sandy Hook Workers Assistance program, (2) seek to recover funds from a charitable trust or entity currently operating the program, (3) require additional reports to the General Assembly on the fund's operation, and (4) provide a mechanism for future transfers of the fund to a charitable trust or entity.

---

**BUSINESS ON THE CALENDAR  
FAVORABLE REPORT OF THE SENATE COMMITTEE  
SENATE JOINT RESOLUTIONS  
PLACE ON CONSENT CALENDAR NO. 1**

The following favorable report was taken from the table, read the third time, the report of the Committee accepted and the resolution placed on the Consent Calendar.

S.J. No. **19** RESOLUTION CONFIRMING THE NOMINATION OF ATTORNEY GENEVA ODESSA BELL OF COLCHESTER TO BE A MEMBER OF THE JUDICIAL REVIEW COUNCIL AS AN ALTERNATE ATTORNEY-AT-LAW.

On motion of Senator Duff of the 25th, the bill was placed on the Consent Calendar.

EXECUTIVE AND LEGISLATIVE NOMINATIONS. S.J. No. **20** "RESOLUTION CONFIRMING THE NOMINATION OF THE HONORABLE GLADYS IDELIS NIEVES OF NEW HAVEN TO BE A MEMBER OF THE JUDICIAL REVIEW COUNCIL AS AN ALTERNATE FAMILY SUPPORT MAGISTRATE."

On motion of Senator Duff of the 25th, the bill was placed on the Consent Calendar.

S.R. No. 4 (File No. 2) "RESOLUTION PROPOSING APPROVAL OF AN INTEREST ARBITRATION AWARD BETWEEN THE STATE OF CONNECTICUT AND LOCAL 3419 OF COUNCIL 4, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, AFL-CIO."

Senator Osten of the 19th explained the resolution and moved adoption.

Remarking were Senator Formica of the 20<sup>th</sup>, Anwar of the 3<sup>rd</sup>, Champagne of the 35<sup>th</sup>, Fasano of the 34<sup>th</sup>, and Looney of the 11th.

Senator Formica of the 20th requested that the vote be taken by roll call.

The chair ordered the vote be taken by roll call.

On the roll call vote Senate Resolution No. 4 was adopted.

The following is the result of the vote at 3:47 p.m.:

Total Number Voting .....	33
Necessary for Adoption .....	17
Those voting Yea .....	18
Those voting Nay .....	15
Those absent and not voting .....	3

The following is the roll call vote:

Y	1	JOHN W. FONFARA	Y	19	CATHERINE A. OSTEN
A	2	DOUGLAS MCCRORY	N	20	PAUL M. FORMICA
Y	3	SAUD ANWAR	N	21	KEVIN KELLY
A	4	STEVE CASSANO	Y	22	MARILYN MOORE
Y	5	DEREK SLAP	Y	23	DENNIS BRADLEY
	N	6	Y	24	JULIE KUSHNER
	N	7	Y	25	BOB DUFF
A	8	KEVIN D. WITKOS	N	26	WILL HASKELL
Y	9	MATTHEW LESSER	Y	27	CARLO LEONE
Y	10	GARY WINFIELD	N	28	TONY HWANG
Y	11	MARTIN M. LOONEY	Y	29	MAE FLEXER
Y	12	CHRISTINE COHEN	N	30	CRAIG MINER
Y	13	MARY ABRAMS	N	31	HENRI MARTIN
Y	14	JAMES MARONEY	N	32	ERIC BERTHEL
Y	15	JOAN V. HARTLEY	Y	33	NORM NEEDLEMAN
	N	16	N	34	LEONARD FASANO
	N	17	N	35	DAN CHAMPAGNE
	N	18	N	36	ALEXANDRA KASSER

**CONSENT CALENDAR 1  
ADOPTED**

The chair ordered the vote on business placed on the Consent Calendar be taken by roll call.

On the roll call vote the Consent Calendar was adopted.

The following is the result of the vote at 3:50 p.m.:

Total Number Voting .....	33
Necessary for Adoption .....	17
Those voting Yea .....	33
Those voting Nay .....	0
Those absent and not voting.....	3

The following is the roll call vote:

Y	1	JOHN W. FONFARA	Y	19	CATHERINE A. OSTEN
A	2	DOUGLAS MCCRORY	Y	20	PAUL M. FORMICA
Y	3	SAUD ANWAR	Y	21	KEVIN KELLY
A	4	STEVE CASSANO	Y	22	MARILYN MOORE
Y	5	DEREK SLAP	Y	23	DENNIS BRADLEY
Y	6	GENNARO BIZZARRO	Y	24	JULIE KUSHNER
Y	7	JOHN A. KISSEL	Y	25	BOB DUFF
A	8	KEVIN D. WITKOS	Y	26	WILL HASKELL
Y	9	MATTHEW LESSER	Y	27	CARLO LEONE
Y	10	GARY WINFIELD	Y	28	TONY HWANG
Y	11	MARTIN M. LOONEY	Y	29	MAE FLEXER
Y	12	CHRISTINE COHEN	Y	30	CRAIG MINER
Y	13	MARY ABRAMS	Y	31	HENRI MARTIN
Y	14	JAMES MARONEY	Y	32	ERIC BERTHEL
Y	15	JOAN V. HARTLEY	Y	33	NORM NEEDLEMAN
Y	16	ROBERT SAMPSON	Y	34	LEONARD FASANO
Y	17	GEORGE LOGAN	Y	35	DAN CHAMPAGNE
Y	18	HEATHER SOMERS	Y	36	ALEXANDRA KASSER

---

**SENATOR(S) ABSENT**

The following Senator(s) may have missed some votes due to the following:

Senator McCrory of the 2nd on family business.

---

**ADJOURNMENT**

On motion of Senator Duff of the 25th, the Senate at 3:55 p.m. adjourned subject to the call of the chair.