

# 2018 Legislative Concepts

---

## Budget

- Retain \$4.5 million for FY18-19
- Suspend the June 2018 PCAF sweep
- Lay the groundwork for \$7.5 million funding for FY19-20

## New Concepts for Consideration

- \$150 fee for landlord to obtain a certificate for summary process for deceased tenant
- \$75 fee for court's own motion to remove fiduciary for failure to file required documents (this would be a reduction from \$225)
- Prepare for eFiling
  - Repeal requirement of assessing credit card charges on court users
  - Technical changes?
- Establish a system (and fee) to store wills of suspended / disbarred / deceased / retired attorneys
- Eliminate interest for late filing of tax return when sole asset is wrongful death proceeds
- Children's matters:
  - Permit Kinship and Respite grants to non-relatives
  - Eliminate personal service requirement for reinstatements (section 45a-611)
  - Require same notice for permanent guardianship petition as removal (accomplish by making cross reference to section 45a-609 in 45a-616a)
  - Conform jurisdiction provisions in temporary guardianship (section 45a-622) and appointment of guardian or co-guardian (section 45a-616) with removal and TPR statutes
  - Add a global jurisdiction statute that enables a Probate Court with an open children's matter to hear any other petitions relating to the child, even if the child has moved
- Remove references to trustees in insolvency (sections 45a-175, 45a-180)
- Give Probate Courts jurisdiction to hear petition for second birth certificate amendment to reflect gender change (DPH will only amend once without a court order)
- Validate wills with execution defects

- Amend section 45a-242(b) to permit court to accept resignation of fiduciary before fiduciary has filed a financial report
- Delete requirement that temporary conservator file a report (retaining requirement of a financial report) (section 45a-654(f))

### **Previous Concepts for Consideration**

- Include a person with autism spectrum disorder under the adult guardianship statutes
- Possible amendments to statutes on treatment for psychiatric disability:
  - Require 1 MD report in commitments rather than 2 (must be psychiatrist)
  - Extend quasi-judicial immunity to psychiatrist performing court evaluation

### **Possible Proposals by Others**

- Jurisdiction over condominium disputes
- Collective bargaining bill
- Public financing of probate judge campaigns
- Adoptees access to birth certificates pre-1983
- Transfer on Death Deed
- Health Emergency Response Operations (HERO) Act
- Visitation of Conserved Persons
- Constitutional amendment that extends the age for judges to serve to 75 or allow judges to complete the term of office in which they turn 70
- Constitutional amendment establishing an appointment process for the selection of probate judges
- Binding effect of Probate Court on state agencies
- Substitute Disability Rights Connecticut for Office of Protection and Advocacy