



General Assembly

February Session, 2000

**Raised Bill No. 419**

LCO No. 303

Referred to Committee on Judiciary

Introduced by:  
(JUD)

***An Act Concerning The Review And Dismissal Of  
Discriminatory Practice Complaints By The Commission On  
Human Rights And Opportunities.***

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

1 Section 1. Subsection (b) of section 46a-83 of the general statutes is  
2 repealed and the following is substituted in lieu thereof:

3 (b) Within ninety days of the filing of the respondent's answer to the  
4 complaint, the executive director or his designee shall review the file.  
5 The review shall include the complaint, the respondent's answer and  
6 the responses to the commission's requests for information, if any, and  
7 the complainant's comments, if any, to the respondent's answer and  
8 information responses. If the executive director or his designee  
9 determines that the complaint fails to state a claim for relief or is  
10 frivolous on its face, that the respondent is exempt from the provisions  
11 of this chapter or that there is no reasonable possibility that  
12 investigating the complaint will result in a finding of reasonable cause,  
13 the complaint shall be dismissed. This subsection shall not apply to  
14 any complaint alleging a violation of section 46a-64c or 46a-81e. The  
15 executive director shall report the results of his determinations

16 pursuant to this subsection to the commission quarterly during each  
17 year.

18 Sec. 2. Subsection (e) of section 46a-83 of the general statutes is  
19 repealed and the following is substituted in lieu thereof:

20 (e) If the investigator issues a finding of no reasonable cause or if the  
21 complaint is dismissed (1) for failure to state a claim for relief, (2)  
22 because it is frivolous on its face, (3) because the respondent is exempt  
23 from the provisions of this chapter or [(3)] (4) because there is no  
24 reasonable possibility that investigating the complaint will result in a  
25 finding of reasonable cause or if the complaint is dismissed pursuant  
26 to subsection (c) of this section, the complainant may request  
27 reconsideration of such finding or dismissal with the executive director  
28 of the commission, or his designee, not later than fifteen days from the  
29 issuance of such finding or dismissal. The executive director of the  
30 commission, or his designee, shall reconsider or reject within ninety  
31 days of the issuance of such finding or dismissal. The executive  
32 director of the commission, or his designee, shall conduct such  
33 additional proceedings as may be necessary to render a decision on the  
34 request for reconsideration.

***Statement of Purpose:***

To require the executive director of the Commission on Human Rights and Opportunities to determine at an early stage whether a person alleged to have committed a discriminatory practice comes within the jurisdiction of the commission.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*