



General Assembly

Substitute Bill No. 419

February Session, 2000

***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2 repealed and the following is substituted in lieu thereof: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] the executive director's
5 designee shall review the file. The review shall include the complaint,
6 the respondent's answer and the responses to the commission's
7 requests for information, if any, and the complainant's comments, if
8 any, to the respondent's answer and information responses. If the
9 executive director or [his] the executive director's designee determines
10 that the complaint fails to state a claim for relief or is frivolous on its
11 face, that the respondent is exempt from the provisions of this chapter
12 or that there is no reasonable possibility that investigating the
13 complaint will result in a finding of reasonable cause, the complaint
14 shall be dismissed. This subsection shall not apply to any complaint
15 alleging a violation of section 46a-64c or 46a-81e. The executive
16 director shall report the results of [his] the executive director's
17 determinations pursuant to this subsection to the commission
18 quarterly during each year.

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20 repealed and the following is substituted in lieu thereof:

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

Statement of Legislative Commissioners:

Technical changes were made for purposes of gender neutrality.

JUD Committee Vote: Yea 39 Nay 0 JFS-LCO