



General Assembly

January Session, 2001

***Raised Bill No. 1383***

LCO No. 4433

Referred to Committee on Judiciary

Introduced by:  
(JUD)

***AN ACT CONCERNING A PLEA OF NOLO CONTENDERE  
CONDITIONAL ON THE RIGHT TO TAKE AN APPEAL.***

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

1 Section 54-94a of the general statutes is repealed and the following  
2 is substituted in lieu thereof:

3 When a defendant, prior to the commencement of trial, enters a plea  
4 of nolo contendere conditional on the right to take an appeal from the  
5 court's denial of the defendant's motion to suppress [evidence based  
6 on an unreasonable search or seizure, motion to suppress statements  
7 and evidence based on the involuntariness of a statement] or motion to  
8 dismiss, the defendant after the imposition of sentence may file an  
9 appeal within the time prescribed by law provided a trial court has  
10 determined that a ruling on such motion to suppress or motion to  
11 dismiss would be dispositive of the case. The issue to be considered in  
12 such an appeal shall be limited to whether it was proper for the court  
13 to have denied the motion to suppress or the motion to dismiss. A plea  
14 of nolo contendere by a defendant under this section shall not  
15 constitute a waiver by the defendant of nonjurisdictional defects in the  
16 criminal prosecution.

***JUD***      *Joint Favorable*