



General Assembly

Substitute Bill No. 363

February Session, 2002

AN ACT CONCERNING THE REGISTRATION OF SEXUAL OFFENDERS.

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

1 Section 1. Section 54-250 of the general statutes, as amended by
2 section 22 of public act 01-84, is repealed and the following is
3 substituted in lieu thereof (*Effective from passage*):

4 For the purposes of sections 54-102g, as amended by this act, and
5 54-250 to 54-259, inclusive, as amended by this act:

6 (1) "Conviction" means a judgment entered by a court upon a plea of
7 guilty, a plea of nolo contendere or a finding of guilty by a jury or the
8 court notwithstanding any pending appeal or habeas corpus
9 proceeding arising from such judgment.

10 (2) "Criminal offense against a victim who is a minor" means (A) a
11 violation of subdivision (2) of section 53-21 of the general statutes in
12 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
13 section 53-21, subdivision (2) of subsection (a) of section 53a-70,
14 subdivision (1), (4) or (8) of subsection (a) of section 53a-71,
15 subdivision (2) of subsection (a) of section 53a-72a, subdivision (2) of
16 subsection (a) of section 53a-86, subdivision (2) of subsection (a) of
17 section 53a-87, section 53a-196a, 53a-196b, 53a-196c or 53a-196d, (B) a
18 violation of section 53a-92, 53a-92a, 53a-94, 53a-94a, 53a-95, 53a-96 or
19 53a-186, provided the court makes a finding that, at the time of the

20 offense, the victim was under eighteen years of age, (C) a violation of
21 any of the offenses specified in subparagraph (A) or (B) of this
22 subdivision for which a person is criminally liable under section 53a-8,
23 53a-48 or 53a-49, or (D) a violation of any predecessor statute to any
24 offense specified in subparagraph (A), (B) or (C) of this subdivision the
25 essential elements of which are substantially the same as said offense.

26 (3) "Identifying factors" means fingerprints, a photographic image,
27 and a description of any other identifying characteristics as may be
28 required by the Commissioner of Public Safety. The commissioner
29 shall also require a sample of the registrant's blood taken for DNA
30 (deoxyribonucleic acid) analysis, unless such sample has been
31 previously obtained in accordance with section 54-102g, as amended
32 by this act.

33 (4) "Mental abnormality" means a congenital or acquired condition
34 of a person that affects the emotional or volitional capacity of the
35 person in a manner that predisposes that person to the commission of
36 criminal sexual acts to a degree that makes the person a menace to the
37 health and safety of other persons.

38 (5) "Nonviolent sexual offense" means a violation of section 53a-73a.

39 (6) "Not guilty by reason of mental disease or defect" means a
40 finding by a court or jury of not guilty by reason of mental disease or
41 defect pursuant to section 53a-13 notwithstanding any pending appeal
42 or habeas corpus proceeding arising from such finding.

43 (7) "Personality disorder" means a condition as defined in the most
44 recent edition of the Diagnostic and Statistical Manual of Mental
45 Disorders, published by the American Psychiatric Association.

46 (8) "Registrant" means a person required to register under section
47 54-251, as amended by this act, 54-252, as amended by this act, 54-253,
48 as amended by this act, or 54-254, as amended by this act.

49 (9) "Registry" means a central record system in this state, any other

50 state or the federal government that receives, maintains and
51 disseminates information on persons convicted or found not guilty by
52 reason of mental disease or defect of criminal offenses against victims
53 who are minors, nonviolent sexual offenses, sexually violent offenses
54 and felonies found by the sentencing court to have been committed for
55 a sexual purpose.

56 (10) "Release into the community" means, with respect to a
57 conviction or a finding of not guilty by reason of mental disease or
58 defect of a criminal offense against a victim who is a minor, a
59 nonviolent sexual offense, a sexually violent offense or a felony found
60 by the sentencing court to have been committed for a sexual purpose,
61 (A) any release by a court after such conviction or finding of not guilty
62 by reason of mental disease or defect, a sentence of probation or any
63 other sentence under section 53a-28 that does not result in the
64 offender's immediate placement in the custody of the Commissioner of
65 Correction; (B) release from a correctional facility at the discretion of
66 the Board of Parole, by the Department of Correction to a program
67 authorized by section 18-100c or upon completion of the maximum
68 term or terms of the offender's sentence or sentences, or to the
69 supervision of the Office of Adult Probation in accordance with the
70 terms of the offender's sentence; or (C) release from a hospital for
71 mental illness or a facility for persons with mental retardation by the
72 Psychiatric Security Review Board on conditional release pursuant to
73 section 17a-588 or upon termination of commitment to the Psychiatric
74 Security Review Board.

75 (11) "Sexually violent offense" means (A) a violation of section
76 53a-70, except subdivision (2) of subsection (a) of said section, 53a-70a,
77 53a-70b, 53a-71, except subdivision (1), (4) or (8) of subsection (a) of
78 said section, 53a-72a, except subdivision (2) of subsection (a) of said
79 section, or 53a-72b, or of section 53a-92 or 53a-92a, provided the court
80 makes a finding that the offense was committed with intent to sexually
81 violate or abuse the victim, (B) a violation of any of the offenses
82 specified in subparagraph (A) of this subdivision for which a person is
83 criminally liable under section 53a-8, 53a-48 or 53a-49, or (C) a

84 violation of any predecessor statute to any of the offenses specified in
85 subparagraph (A) or (B) of this subdivision the essential elements of
86 which are substantially the same as said offense.

87 (12) "Sexual purpose" means that a purpose of the defendant in
88 committing the felony was to engage in sexual contact or sexual
89 intercourse with another person without that person's consent. A
90 sexual purpose need not be the sole purpose of the commission of the
91 felony. The sexual purpose may arise at any time in the course of the
92 commission of the felony.

93 (13) "Employed" or "carries on a vocation" means employment that
94 is full-time or part-time for more than fourteen days, or for a total
95 period of time of more than thirty days during any calendar year,
96 whether financially compensated, volunteered or for the purpose of
97 government or educational benefit.

98 (14) "Student" means a person who is enrolled on a full-time or part-
99 time basis, in any public or private educational institution, including
100 any secondary school, trade or professional institution or institution of
101 higher learning.

102 Sec. 2. Section 54-251 of the general statutes, as amended by section
103 1 of public act 01-211, is repealed and the following is substituted in
104 lieu thereof (*Effective from passage*):

105 (a) Any person who has been convicted or found not guilty by
106 reason of mental disease or defect of a criminal offense against a victim
107 who is a minor or a nonviolent sexual offense, and is released into the
108 community on or after October 1, 1998, shall, within three days
109 following such release, except for any person in the custody of the
110 Commissioner of Correction, which person shall, at any time prior to
111 release, and whether or not such person's place of residence is in this
112 state, register such person's name, identifying factors, criminal history
113 record and residence address with the Commissioner of Public Safety,
114 on such forms and in such locations as the commissioner shall direct,
115 and shall maintain such registration for ten years except that any

116 person who has one or more prior convictions of any such offense or
117 who is convicted of a violation of subdivision (2) of subsection (a) of
118 section 53a-70 shall maintain such registration for life. Prior to
119 accepting a plea of guilty or nolo contendere from a person with
120 respect to a criminal offense against a victim who is a minor or a
121 nonviolent sexual offense, the court shall (1) inform the person that the
122 entry of a finding of guilty after acceptance of the plea will subject the
123 person to the registration requirements of this section, and (2)
124 determine that the person fully understands the consequences of the
125 plea. If such person changes such person's address such person shall,
126 within five days, register the new address in writing with the
127 Commissioner of Public Safety, and, if the new address is in another
128 state, such person shall also register with an appropriate agency in that
129 state, provided that state has a registration requirement for such
130 offenders. If any person who is subject to registration under this
131 section [regularly travels into or within another state or temporarily
132 resides in another state for purposes including, but not limited to
133 employment or schooling] is employed in another state, carries on a
134 vocation in another state or is a student in another state, such person
135 shall notify the Commissioner of Public Safety and shall also register
136 with an appropriate agency in that state provided that state has a
137 registration requirement for such offenders. During such period of
138 registration, each registrant shall complete and return forms mailed to
139 such registrant to verify such registrant's residence address and shall
140 submit to the retaking of a photographic image upon request of the
141 Commissioner of Public Safety. If any person who is subject to
142 registration under this section is employed in this state, carries on a
143 vocation in this state or is a student at an institution of higher learning
144 in this state, such person shall notify the Commissioner of Public
145 Safety of such status and of any change in such status.

146 (b) Notwithstanding the provisions of subsection (a) of this section,
147 the court may exempt any person who has been convicted or found
148 not guilty by reason of mental disease or defect of a violation of
149 subdivision (1) of subsection (a) of section 53a-71 or subdivision (2) of

150 subsection (a) of section 53a-72a from the registration requirements of
151 this section if the court finds that such person was under nineteen
152 years of age at the time of the offense and that registration is not
153 required for public safety.

154 (c) Notwithstanding the provisions of subsection (a) of this section,
155 the court may exempt any person who has been convicted or found
156 not guilty by reason of mental disease or defect of a violation of
157 subdivision (2) of subsection (a) of section 53a-73a from the
158 registration requirements of this section if the court finds that
159 registration is not required for public safety.

160 (d) Any person who files an application with the court to be
161 exempted from the registration requirements of this section pursuant
162 to subsection (b) or (c) of this section shall, pursuant to subsection (b)
163 of section 54-227, notify the Office of Victim Services and the
164 Department of Correction of the filing of such application. The Office
165 of Victim Services or the Department of Correction, or both, shall,
166 pursuant to section 54-230 or section 6 of [this act] public act 01-211,
167 notify any victim who has requested notification of the filing of such
168 application. Prior to granting or denying such application, the court
169 shall consider any information or statement provided by the victim.

170 (d) Any person who violates the provisions of subsection (a) of this
171 section shall be guilty of a class D felony.

172 Sec. 3. Section 54-252 of the general statutes is repealed and the
173 following is substituted in lieu thereof (*Effective from passage*):

174 (a) Any person who has been convicted or found not guilty by
175 reason of mental disease or defect of a sexually violent offense, and (1)
176 is released into the community on or after October 1, 1988, and prior to
177 October 1, 1998, and resides in this state, shall, on October 1, 1998, or
178 within three days of residing in this state, whichever is later, or (2) is
179 released into the community on or after October 1, 1998, shall, within
180 three days following such release, except for any person in the custody
181 of the Commissioner of Correction, which person shall, at any time

182 prior to release, register such person's name, identifying factors,
183 criminal history record, documentation of any treatment received for
184 mental abnormality or personality disorder, and residence address
185 with the Commissioner of Public Safety on such forms and in such
186 locations as said commissioner shall direct, and shall maintain such
187 registration for life. Prior to accepting a plea of guilty or nolo
188 contendere from a person with respect to a sexually violent offense, the
189 court shall (A) inform the person that the entry of a finding of guilty
190 after acceptance of the plea will subject the person to the registration
191 requirements of this section, and (B) determine that the person fully
192 understands the consequences of the plea. If such person changes such
193 person's address such person shall, within five days, register the new
194 address in writing with the Commissioner of Public Safety, and, if the
195 new address is in another state, such person shall also register with an
196 appropriate agency in that state, provided that state has a registration
197 requirement for such offenders. If any person who is subject to
198 registration under this section [regularly travels into or within another
199 state or temporarily resides in another state for purposes including,
200 but not limited to employment or schooling] is employed in another
201 state, carries on a vocation in another state or is a student in another
202 state, such person shall notify the Commissioner of Public Safety and
203 shall also register with an appropriate agency in that state, provided
204 that state has a registration requirement for such offenders. During
205 such period of registration, each registrant shall complete and return
206 forms mailed to such registrant to verify such registrant's residence
207 address and shall submit to the retaking of a photographic image upon
208 request of the Commissioner of Public Safety. If any person who is
209 subject to registration under this section is employed in this state,
210 carries on a vocation in this state or is a student at an institution of
211 higher learning in this state, such person shall notify the
212 Commissioner of Public Safety of such status and of any change in
213 such status.

214 (b) Any person who has been subject to the registration
215 requirements of section 54-102r of the general statutes, revised to

216 January 1, 1997, as amended by section 1 of public act 97-183, shall, not
217 later than three working days after October 1, 1998, register under this
218 section and thereafter comply with the provisions of sections 54-102g
219 and 54-250 to 54-259, inclusive, as amended by this act. Any person
220 convicted or found not guilty by reason of mental disease or defect of a
221 violation of subdivision (2) of subsection (a) of section 53-21 who is
222 subject to registration as provided in this section shall maintain his or
223 her registration in the manner provided in section 54-251, as amended
224 by this act.

225 [(c) Notwithstanding the provisions of subsections (a) and (b) of this
226 section, during the initial registration period following October 1, 1998,
227 the Commissioner of Public Safety may phase in completion of the
228 registration procedure for persons released into the community prior
229 to said date over the first three months following said date, and no
230 such person shall be prosecuted for failure to register under this
231 section during those three months provided such person complies
232 with the directives of said commissioner regarding registration
233 procedures.]

234 [(d)] (c) Any person who violates the provisions of this section shall
235 be guilty of a class D felony.

236 Sec. 4. Section 54-253 of the general statutes is repealed and the
237 following is substituted in lieu thereof (*Effective from passage*):

238 (a) Any person who has been convicted or found not guilty by
239 reason of mental disease or defect in any other state, in a federal or
240 military court or in any foreign jurisdiction of any crime [, the essential
241 elements of which are substantially the same as any of the crimes
242 specified in subdivisions (2), (5) and (11) of section 54-250] that would
243 require registration in such other state, or federal or military court or
244 foreign jurisdiction, and who resides in this state on and after October
245 1, 1998, shall, within ten days of residing in this state, register with the
246 Commissioner of Public Safety [in the same manner as if such person
247 had been convicted or found not guilty by reason of mental disease or

248 defect of such crime in this state, except that for purposes of
249 determining the ten-year period of registration under section 54-251
250 such person shall be deemed to have initially registered on the date of
251 such person's release into the community in such other state, federal or
252 military system or foreign jurisdiction] in the manner provided in this
253 chapter. The commissioner shall maintain such registration until such
254 person is released from the registration requirements in such other
255 state, federal or military court or foreign jurisdiction.

256 (b) Any person not a resident of this state who is registered as a
257 sexual offender under the laws of any other state and who [regularly
258 travels into or within this state or temporarily resides in this state for
259 purposes including, but not limited to employment or schooling] is
260 employed in this state, carries on a vocation in this state or is a student
261 in this state, shall, within [three] five days after the commencement of
262 such [travel or residence] employment, vocation or education in this
263 state, register [such person's] his or her name, identifying factors,
264 criminal history record, locations visited on a recurring basis or
265 residence address, if any, in this state, and residence address in [such
266 person's] his or her home state with the Commissioner of Public Safety
267 on such forms and in such locations as said commissioner shall direct
268 and shall maintain such registration until such [travel or residence]
269 employment, vocation or education terminates or until such person is
270 released from registration as a sexual offender in such other state. If
271 any person who is subject to registration under this section is
272 employed in this state, carries on a vocation in this state or is a student
273 at an institution of higher learning in this state, such person shall
274 notify the Commissioner of Public Safety of such status and of any
275 change in such status. If such person terminates [such person's travel
276 or residence] his or her employment, vocation or education in this state
277 or changes [such person's] his or her address in this state such person
278 shall, within five days, provide notice in writing to the Commissioner
279 of Public Safety.

280 (c) Any person not a resident of this state who is registered as a
281 sexual offender under the laws of any other state and who travels in

282 this state on a recurring basis for periods of less than five days shall
283 notify the Commissioner of Public Safety of his or her temporary
284 residence in this state and of a telephone number at which he or she
285 may be contacted.

286 [(c)] (d) Any person who violates the provisions of this section shall
287 be guilty of a class D felony.

288 Sec. 5. Section 54-254 of the general statutes is repealed and the
289 following is substituted in lieu thereof (*Effective from passage*):

290 (a) Any person who has been convicted or found not guilty by
291 reason of mental disease or defect in this state on or after October 1,
292 1998, of any felony that the court finds was committed for a sexual
293 purpose, may be required by the court upon release into the
294 community, or, in the case of a person who is in the custody of the
295 Commissioner of Correction, at any time prior to release, to register
296 such person's name, identifying factors, criminal history record and
297 residence address with the Commissioner of Public Safety, on such
298 forms and in such locations as the commissioner shall direct, and to
299 maintain such registration for ten years. If the court finds that a person
300 has committed a felony for a sexual purpose and intends to require
301 such person to register under this section, prior to accepting a plea of
302 guilty or nolo contendere from such person with respect to such
303 felony, the court shall (1) inform the person that the entry of a finding
304 of guilty after acceptance of the plea will subject the person to the
305 registration requirements of this section, and (2) determine that the
306 person fully understands the consequences of the plea. If such person
307 changes such person's address such person shall, within five days,
308 register the new address in writing with the Commissioner of Public
309 Safety, and, if the new address is in another state, such person shall
310 also register with an appropriate agency in that state, provided that
311 state has a registration requirement for such offenders. If any person
312 who is subject to registration under this section is employed in this
313 state, carries on a vocation in this state or is a student at an institution
314 of higher learning in this state, such person shall notify the

315 Commissioner of Public Safety of such status and of any change in
316 such status. If any person who is subject to registration under this
317 section [regularly travels into or within another state or temporarily
318 resides in another state for purposes including, but not limited to
319 employment or schooling] is employed in another state, carries on a
320 vocation in another state or is a student in another state, such person
321 shall notify the Commissioner of Public Safety and shall also register
322 with an appropriate agency in that state, provided that state has a
323 registration requirement for such offenders. During such period of
324 registration, each registrant shall complete and return forms mailed to
325 such registrant to verify such registrant's residence address and shall
326 submit to the retaking of a photographic image upon request of the
327 Commissioner of Public Safety.

328 (b) Any person who violates the provisions of this section shall be
329 guilty of a class D felony.

330 Sec. 6. Subsection (c) of section 54-255 of the general statutes, as
331 amended by section 2 of public act 01-211, is repealed and the
332 following is substituted in lieu thereof (*Effective from passage*):

333 (c) Any person who: (1) Has been convicted or found not guilty by
334 reason of mental disease or defect of a violation of subdivision (1) of
335 subsection (a) of section 53a-71 or subdivision (2) of subsection (a) of
336 section 53a-72a between October 1, 1988, and June 30, 1999, and was
337 under nineteen years of age at the time of the offense; (2) has been
338 convicted or found not guilty by reason of mental disease or defect of a
339 violation of subdivision (2) of subsection (a) of section 53a-73a between
340 October 1, 1988, and June 30, 1999; (3) has been convicted or found not
341 guilty by reason of mental disease or defect of a criminal offense
342 against a victim who is a minor, a nonviolent sexual offense or a
343 sexually violent offense, between October 1, 1988, and June 30, 1999,
344 where the victim of such offense was, at the time of the offense, under
345 eighteen years of age and related to such person within any of the
346 degrees of kindred specified in section 46b-21; (4) has been convicted
347 or found not guilty by reason of mental disease or defect of a violation

348 of section 53a-70b between October 1, 1988, and June 30, 1999; or (5)
349 has been convicted or found not guilty by reason of mental disease or
350 defect of any crime between October 1, 1988, and September 30, 1998,
351 which requires registration under sections 54-250 to 54-259, inclusive,
352 as amended by this act, and (A) served no jail or prison time as a result
353 of such conviction or finding of not guilty by reason of mental disease
354 or defect, (B) has not been subsequently convicted or found not guilty
355 by reason of mental disease or defect of any crime which would
356 require registration under sections 54-250 to 54-259, inclusive, as
357 amended by this act, and (C) has registered with the Department of
358 Public Safety in accordance with sections 54-250 to 54-259, inclusive, as
359 amended by this act; may petition the court to order the Department of
360 Public Safety to restrict the dissemination of the registration
361 information to law enforcement purposes only and to not make such
362 information available for public access. Any person who files such a
363 petition shall, pursuant to subsection (b) of section 54-227, notify the
364 Office of Victim Services and the Department of Correction of the filing
365 of such petition. The Office of Victim Services or the Department of
366 Correction, or both, shall, pursuant to section 54-230 or section 6 of
367 [this act] public act 01-211, notify any victim who has requested
368 notification pursuant to subsection (b) of section 54-228 of the filing of
369 such petition. Prior to granting or denying such petition, the court
370 shall consider any information or statements provided by the victim.
371 The court may order the Department of Public Safety to restrict the
372 dissemination of the registration information to law enforcement
373 purposes only and to not make such information available for public
374 access, provided the court finds that dissemination of the registration
375 information is not required for public safety.

376 Sec. 7. Section 54-256 of the general statutes is repealed and the
377 following is substituted in lieu thereof (*Effective from passage*):

378 Any court, the Commissioner of Correction or the Psychiatric
379 Security Review Board, prior to releasing into the community any
380 person convicted or found not guilty by reason of mental disease or
381 defect of a criminal offense against a victim who is a minor, a

382 nonviolent sexual offense, a sexually violent offense or a felony found
383 by the sentencing court to have been committed for a sexual purpose,
384 except a person being released unconditionally at the conclusion of
385 such person's sentence or commitment, shall require as a condition of
386 such release that such person complete the registration procedure
387 established by the Commissioner of Public Safety under sections
388 54-251, as amended by this act, 54-252, as amended by this act, and
389 54-254, as amended by this act. The court, the Commissioner of
390 Correction or the Psychiatric Security Review Board, as the case may
391 be, shall provide the person with a written summary of the person's
392 obligations under sections 54-102g, as amended by this act, and 54-250
393 to 54-259, inclusive, as amended by this act, and transmit the
394 completed registration package to the Commissioner of Public Safety
395 who shall enter the information into the registry established under
396 section 54-257, as amended by this act. If a court transmits the
397 completed registration package to the Commissioner of Public Safety
398 with respect to a person released by the court, such package need not
399 include identifying factors for such person. In the case of a person
400 being released unconditionally who declines to complete the
401 registration package through the court or the releasing agency, the
402 court or agency shall: (1) Except with respect to information that is not
403 available to the public pursuant to court order, rule of court or any
404 provision of the general statutes, provide to the Commissioner of
405 Public Safety the person's name, date of release into the community,
406 anticipated residence address, if known, criminal history record, any
407 known treatment history and any other relevant information; (2)
408 inform the person that such person has an obligation to register within
409 three days with the Commissioner of Public Safety for a period of ten
410 years following the date of such person's release or for life, as the case
411 may be, and that if such person changes such person's address such
412 person shall within five days register the new address in writing with
413 the Commissioner of Public Safety and, if the new address is in
414 another state or if such person [regularly travels into or within another
415 state or temporarily resides in another state for purposes including,
416 but not limited to employment or schooling] is employed in another

417 state, carries on a vocation in another state or is a student in another
418 state, such person shall also register with an appropriate agency in that
419 state, provided that state has a registration requirement for such
420 offenders; (3) provide the person with a written summary of the
421 person's obligations under sections 54-102g, as amended by this act,
422 and 54-250 to 54-259, inclusive, as amended by this act, as explained to
423 the person under subdivision (2) of this section; and (4) make a specific
424 notation on the record maintained by that agency with respect to such
425 person that the registration requirements were explained to such
426 person and that such person was provided with a written summary of
427 such person's obligations under sections 54-102g, as amended by this
428 act, and 54-250 to 54-259, inclusive, as amended by this act.

429 Sec. 8. Section 54-257 of the general statutes is repealed and the
430 following is substituted in lieu thereof (*Effective from passage*):

431 (a) The Department of Public Safety shall, not later than January 1,
432 1999, establish and maintain a registry of all persons required to
433 register under sections 54-251, as amended by this act, 54-252, as
434 amended by this act, 54-253, as amended by this act, and 54-254, as
435 amended by this act. The department shall, in cooperation with the
436 Office of the Chief Court Administrator, the Department of Correction
437 and the Psychiatric Security Review Board, develop appropriate forms
438 for use by agencies and individuals to report registration information,
439 including changes of address. Upon receipt of registration information,
440 the department shall enter the information into the registry and notify
441 the local police department or state police troop having jurisdiction
442 where the registrant resides or plans to reside. If a registrant provides
443 notice that he or she is employed in this state, carries on a vocation in
444 this state or is a student at an institution of higher education located in
445 this state, the department shall notify the local law enforcement agency
446 with jurisdiction over such institution. If a registrant reports a
447 residence in another state, the department shall notify the state police
448 agency of that state or such other agency in that state that maintains
449 registry information, if known. The department shall also transmit all
450 registration information, conviction data, photographic images and

451 fingerprints to the Federal Bureau of Investigation in such form as said
452 bureau shall require for inclusion in a national registry.

453 (b) The Department of Public Safety may suspend the registration of
454 any person registered under section 54-251, as amended by this act, 54-
455 252, as amended by this act, 54-253, as amended by this act, or 54-254,
456 as amended by this act, while such person is incarcerated, under civil
457 commitment or residing outside this state. During the period that such
458 registration is under suspension, the department is not required to
459 verify the address of the registrant pursuant to subsection (c) of this
460 section and may withdraw the registration information from public
461 access. Upon the release of the registrant from incarceration or civil
462 commitment or resumption of residency in this state by the registrant,
463 the department shall reinstate the registration, redistribute the
464 registration information in accordance with subsection (a) of this
465 section and resume verifying the address of the registrant in
466 accordance with subsection (c) of this section. Suspension of
467 registration shall not affect the date of expiration of the registration
468 obligation of the registrant under section 54-251, as amended by this
469 act, 54-252, as amended by this act, or 54-253, as amended by this act.

470 (c) Except as provided in subsection (b) of this section, the
471 Department of Public Safety shall verify the address of each registrant
472 by mailing a nonforwardable verification form to the registrant at the
473 registrant's last reported address. Such form shall require the registrant
474 to sign a statement that the registrant continues to reside at the
475 registrant's last reported address and return the form by mail by a date
476 which is ten days after the date such form was mailed to the registrant.
477 The form shall contain a statement that failure to return the form or
478 providing false information is a violation of section 54-251, as
479 amended by this act, 54-252, as amended by this act, 54-253, as
480 amended by this act, or 54-254, as amended by this act, as the case may
481 be. Each person required to register under section 54-251, as amended
482 by this act, 54-252, as amended by this act, 54-253, as amended by this
483 act, or 54-254, as amended by this act, shall have such person's address
484 verified in such manner [annually on the anniversary of such person's

485 initial registration date. Each person required to register under section
486 54-252 shall have such person's address verified in such manner every
487 ninety days after such person's initial registration date. Each person
488 required to register under section 54-253 shall have such person's
489 address verified in such manner either annually on the anniversary of
490 such person's initial registration date or every ninety days after such
491 person's initial registration date depending upon whether, after such
492 initial registration, such person is subject to the requirements of section
493 54-251 or section 54-252, respectively] every ninety days after such
494 person's initial registration date. In the event that a registrant fails to
495 return the address verification form, the Department of Public Safety
496 shall notify the local police department or the state police troop having
497 jurisdiction over the registrant's last reported address, and that agency
498 shall apply for a warrant to be issued for the registrant's arrest under
499 section 54-251, as amended by this act, 54-252, as amended by this act,
500 54-253, as amended by this act, or 54-254, as amended by this act, as
501 the case may be. The Department of Public Safety shall not verify the
502 address of registrants whose last reported address was outside this
503 state.

504 (d) The Department of Public Safety shall retake the photographic
505 image of each registrant at least once every five years.

506 Sec. 9. Subsection (b) of section 54-258 of the general statutes is
507 repealed and the following is substituted in lieu thereof (*Effective from*
508 *passage*):

509 (b) Neither the state nor any political subdivision of the state nor
510 any officer or employee thereof, shall be held civilly liable to any
511 registrant by reason of disclosure of any information regarding the
512 registrant that is released or disclosed in accordance with subsection
513 (a) of this section. The state and any political subdivision of the state
514 and, except in cases of wanton, reckless or malicious conduct, any
515 officer or employee thereof, shall be immune from liability for good
516 faith conduct in carrying out the provisions of subdivision (2) of
517 subsection (a) of this section. Nothing in this subsection shall be

518 construed to limit any immunity from liability or indemnification
 519 afforded to such officer or employee under any provision of law.

520 Sec. 10. Subsection (a) of section 54-102g of the general statutes is
 521 repealed and the following is substituted in lieu thereof (*Effective from*
 522 *passage*):

523 (a) Any person who, [is] at anytime has been convicted of a criminal
 524 offense against a victim who is a minor, a nonviolent sexual offense or
 525 a sexually violent offense, as those terms are defined in section 54-250,
 526 as amended by this act, or of a felony found by the sentencing court to
 527 have been committed for a sexual purpose as provided in section 54-
 528 254, as amended by this act, and is [sentenced to] in the custody of the
 529 Commissioner of Correction shall, at any time prior to release from
 530 custody, have a sample of such person's blood taken for DNA
 531 (deoxyribonucleic acid) analysis to determine identification
 532 characteristics specific to the person.

533 Sec. 11. (NEW) (*Effective from passage*) The Commissioner of
 534 Correction shall require any person convicted of a criminal offense
 535 against a victim who is a minor, a nonviolent sexual offense, a sexually
 536 violent offense or a felony found by the sentencing court to have been
 537 committed for a sexual purpose and who is in the custody of the
 538 Commissioner of Correction for any reason, to register, and such
 539 person shall maintain such registration in accordance with the
 540 procedures established by the Commissioner of Public Safety under
 541 section 54-251 of the general statutes, as amended by this act, 54-252 of
 542 the general statutes, as amended by this act, or 54-254 of the general
 543 statutes, as amended by this act. The Commissioner of Correction shall
 544 transmit the completed registration package to the Commissioner of
 545 Public Safety.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>

Sec. 4	<i>from passage</i>
Sec. 5	<i>from passage</i>
Sec. 6	<i>from passage</i>
Sec. 7	<i>from passage</i>
Sec. 8	<i>from passage</i>
Sec. 9	<i>from passage</i>
Sec. 10	<i>from passage</i>
Sec. 11	<i>from passage</i>

Statement of Legislative Commissioners:

The underscoring of the language in subdivision (2) of section 1 and in subsection (d) of section 2 was eliminated because such language is existing statutory language. In section 6, the phrase "as amended by this act" was added in three places for accuracy.

PS

Joint Favorable Subst. C/R-LCO

JUD