



General Assembly

**Substitute Bill No. 6692**

*January Session, 2003*

**AN ACT ADOPTING RECOMMENDATIONS OF THE PRISON AND  
JAIL OVERCROWDING COMMISSION.**

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

1 Section 1. Section 18-87j of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2003*):

3 There is established a Commission on Prison and Jail Overcrowding  
4 which shall be within the Office of Policy and Management for  
5 administrative purposes only. The commission shall consist of the  
6 Chief Court Administrator, [or his designee,] the Commissioner of  
7 Correction, the Commissioner of Public Safety, the Chief State's  
8 Attorney, [or his designee,] the Chief Public Defender, [or his  
9 designee] the Commissioner of Mental Health and Addiction Services,  
10 the Secretary of the Office of Policy and Management and the  
11 chairperson of the Board of Parole, or their designees, the executive  
12 director of the Court Support Services Division or other designee of the  
13 Chief Court Administrator and the following members, each of whom  
14 shall be appointed by the Governor: Three government officials, a  
15 police chief, two persons representing offender and victim services  
16 within the private community and two public members. The Governor  
17 shall appoint a chairperson from among the members of the  
18 commission. The commission shall meet at such times as it deems  
19 necessary.

20       Sec. 2. (NEW) (*Effective October 1, 2003*) Any person convicted of an  
21 offense and sentenced to a term of imprisonment, with the execution of  
22 such sentence suspended after a period set by the court, to be followed  
23 by a period of probation, shall be assessed by a probation officer not later  
24 than ninety days prior to the date such person is scheduled to be  
25 released from confinement. The probation officer shall assess such  
26 person's needs upon release from confinement including, but not  
27 limited to, such person's needs in obtaining proper identification,  
28 housing, employment, education, substance abuse treatment and job  
29 counseling. The probation officer shall identify and prioritize such  
30 person's most significant needs and shall develop a coordinated case  
31 plan to assist such person in receiving the necessary services upon  
32 release.

33       Sec. 3. (NEW) (*Effective October 1, 2003*) A person who received a  
34 definite sentence or aggregate sentence of more than two years shall be  
35 released pursuant to subsection (e) of section 18-100 of the general  
36 statutes or to any other community correction program approved by  
37 the Commissioner of Correction after having served ninety-five per  
38 cent of the sentence imposed by the court, less such time as may have  
39 been earned under the provisions of section 18-7, 18-7a, 18-98a, 18-98b  
40 or 18-98d of the general statutes, unless: (1) Such person has been  
41 given a level five security or chronic disciplinary status classification  
42 by the Department of Correction, (2) such person has been given a  
43 level three or four security group rating by the Department of  
44 Correction, (3) such person is the subject of a class A disciplinary  
45 report by the Department of Correction for assault on staff or another  
46 inmate, rioting or escape during such person's period of incarceration,  
47 or (4) such person has a pending criminal charge for the alleged  
48 commission of a felony during such person's period of incarceration.

49       Sec. 4. (NEW) (*Effective October 1, 2003*) Unless otherwise ordered by  
50 the court, whenever an arrested person charged only with the  
51 commission of a crime or crimes that are class D felonies or  
52 misdemeanors, except a violation of section 53a-60a, 53a-60b, 53a-60c,  
53 53a-60d, 53a-72a, 53a-73a or 53a-181c of the general statutes, is

54 committed by the court to the custody of the Commissioner of  
55 Correction pursuant to section 54-64a of the general statutes, the  
56 commissioner may release such person to a residence approved by the  
57 Department of Correction subject to such conditions as the commissioner  
58 may impose including, but not limited to, participation in a substance  
59 abuse treatment program and being subject to electronic monitoring.  
60 Any person released pursuant to this section shall be supervised by the  
61 department and remain under the jurisdiction of the commissioner  
62 during the period of such release. Upon the violation by such person of  
63 any condition of such release, the commissioner may revoke such release  
64 and return such person to confinement in a correctional facility.

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>
Sec. 2	<i>October 1, 2003</i>
Sec. 3	<i>October 1, 2003</i>
Sec. 4	<i>October 1, 2003</i>

**JUD**      *Joint Favorable Subst.*