



House of Representatives

General Assembly

File No. 372

February Session, 2004

Substitute House Bill No. 5179

House of Representatives, March 31, 2004

The Committee on Government Administration and Elections reported through REP. O'ROURKE of the 32nd Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

**AN ACT CONCERNING DISCLOSURE OF INFORMATION
CONCERNING DEPARTMENT OF MENTAL HEALTH AND ADDICTION
SERVICES EMPLOYEES AND RESIDENTIAL ADDRESSES UNDER
THE FREEDOM OF INFORMATION ACT.**

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

1 Section 1. Section 1-217 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2004*):

3 (a) No public agency may disclose, under the Freedom of
4 Information Act, the residential address of any of the following
5 persons if such person has provided the public agency with the written
6 notice set forth in subsection (b) of this section:

7 (1) A federal court judge, federal court magistrate, judge of the
8 Superior Court, Appellate Court or Supreme Court of the state, or
9 family support magistrate;

10 (2) A sworn member of a municipal police department or a sworn
11 member of the Division of State Police within the Department of Public
12 Safety;

13 (3) An employee of the Department of Correction;

14 (4) An attorney-at-law who represents or has represented the state
15 in a criminal prosecution;

16 (5) An attorney-at-law who is or has been employed by the Public
17 Defender Services Division or a social worker who is employed by the
18 Public Defender Services Division;

19 (6) An inspector employed by the Division of Criminal Justice;

20 (7) A firefighter;

21 (8) An employee of the Department of Children and Families;

22 (9) A member or employee of the Board of Parole;

23 (10) An employee of the judicial branch; [or]

24 (11) A member or employee of the Commission on Human Rights
25 and Opportunities;

26 (12) An employee of the Office of the Victim Advocate; or

27 (13) A direct care employee of the Department of Mental Health and
28 Addiction Services, as determined by the Commissioner of Mental
29 Health and Addiction Services.

30 (b) Any person listed in subsection (a) of this section who seeks to
31 prevent a public agency from disclosing the persons' residential
32 address shall give the public agency written notice that the person is
33 included in the list set forth in subsection (a) of this section and that
34 the person does not want such residential address disclosed under the
35 Freedom of Information Act. The written notice shall include the
36 person's residential address.

37 [(b)] (c) The business address of any person described in this section
38 shall be subject to disclosure under section 1-210, as amended. The
39 provisions of this section shall not apply to Department of Motor
40 Vehicles records described in section 14-10, as amended.

This act shall take effect as follows:	
Section 1	October 1, 2004

GAE *Joint Favorable Subst.*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact:

Agency Affected	Fund-Effect	FY 05 \$	FY 06 \$
Various State Agencies	GF - None	None	None

Note: GF=General Fund

Municipal Impact: None

Explanation

This bill eliminates the automatic prohibition on disclosure of home addresses of certain categories of public employees currently under the Freedom of Information Act (FOIA). It requires covered employees to give their employing agency written notice if they do not want their address disclosed under FOIA. This bill has no fiscal impact to the state.

OLR Bill Analysis

sHB 5179

AN ACT CONCERNING DISCLOSURE OF INFORMATION CONCERNING DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES EMPLOYEES AND RESIDENTIAL ADDRESSES UNDER THE FREEDOM OF INFORMATION ACT**SUMMARY:**

Current law prohibits a public agency from disclosing under the Freedom of Information Act (FOIA) the home addresses of certain categories of public employees, including judges, police officers, firefighters, and judicial branch employees. The bill eliminates the automatic prohibition on disclosure and requires covered employees to give their employing agency written notice if they do not want their address disclosed under FOIA. The notice must contain the employee's home address and state that the employee is included in the list of covered employees and does not want his address disclosed.

The bill also adds to the list of protected employees (1) Office of the Victim Advocate employees and (2) direct care employees of the Department of Mental Health and Addiction Services, as that commissioner determines.

EFFECTIVE DATE: October 1, 2004

BACKGROUND***Covered Employees***

Current law prohibits public agencies from disclosing the following public employees' home addresses:

1. federal court judge or magistrate; judge of the Connecticut Superior, Appellate, or Supreme Court; or family support magistrate;
2. municipal or state police officer;
3. Department of Correction employee;
4. present or former prosecutor;

5. present or former public defender or Public Defender Services Division social worker;
6. Division of Criminal Justice inspector;
7. firefighter;
8. Department of Children and Families employee;
9. Board of Parole member or employee;
10. Judicial Branch employee; or
11. Commission on Human Rights and Opportunities member or employee.

COMMITTEE ACTION

Government Administration and Elections Committee

Joint Favorable Substitute

Yea 16 Nay 1