



General Assembly

Substitute Bill No. 309

February Session, 2004

* _____SB00309KIDJUD030404_____*

AN ACT CONCERNING RECORDS OF YOUTHFUL OFFENDERS.

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

1 Section 1. Section 54-76l of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2004*):

3 (a) The records of any youth adjudged a youthful offender,
4 including fingerprints, photographs and physical descriptions, shall be
5 confidential and shall not be open to public inspection or be disclosed
6 except as provided in this section, but such fingerprints, photographs
7 and physical descriptions submitted to the State Police Bureau of
8 Identification of the Division of State Police within the Department of
9 Public Safety at the time of the arrest of a person subsequently
10 adjudged a youthful offender shall be retained as confidential matter
11 in the files of the bureau and be opened to inspection only as provided
12 in this section. Other data ordinarily received by the bureau, with
13 regard to persons arrested for a crime, shall be forwarded to the
14 bureau to be filed, in addition to such fingerprints, photographs and
15 physical descriptions, and be retained in the division as confidential
16 information, open to inspection only as provided in this section.

17 (b) The records of any youth adjudged a youthful offender on or
18 after October 1, 1995, or any part thereof, may be disclosed to and
19 between individuals and agencies, and employees of such agencies,
20 providing services directly to the youth, including law enforcement

21 officials, state and federal prosecutorial officials, school officials in
22 accordance with section 10-233h, court officials, the Division of
23 Criminal Justice, the Court Support Services Division, the Board of
24 Parole and an advocate appointed pursuant to section 54-221 for a
25 victim of a crime committed by the youth and the Victim Advocate, in
26 the performance of his or her responsibilities under section 46a-139,
27 when requested by a victim of a crime. Such records shall also be
28 available to the attorney representing the youth, in any proceedings in
29 which such records are relevant, to the parents or guardian of such
30 youth, until such time as the youth reaches the age of majority or is
31 emancipated, and to the youth upon his emancipation or attainment of
32 the age of majority, provided proof of the identity of such youth is
33 submitted in accordance with guidelines prescribed by the Chief Court
34 Administrator. Such records disclosed pursuant to this subsection shall
35 not be further disclosed.

36 (c) The records of any youth adjudged a youthful offender, or any
37 part thereof, may be disclosed upon order of the court to any person
38 who has a legitimate interest in the information and is identified in
39 such order. Records or information disclosed pursuant to this
40 subsection shall not be further disclosed.

41 (d) The records of any youth adjudged a youthful offender, or any
42 part thereof, shall be available to the victim of the crime committed by
43 such youth to the same extent as the record of the case of a defendant
44 in a criminal proceeding in the regular criminal docket of the Superior
45 Court is available to a victim of the crime committed by such
46 defendant. The court shall designate an official from whom such
47 victim may request such information. Information disclosed pursuant
48 to this subsection shall not be further disclosed.

49 (e) Any reports and files held by the Court Support Services
50 Division regarding any youth adjudged a youthful offender who
51 served a period of probation may be accessed and disclosed by
52 employees of the division for the purpose of performing the duties
53 contained in section 54-63b.

54 (f) Information concerning any youth adjudged a youthful offender
55 who has escaped from an institution to which such youth has been
56 committed or for whom an arrest warrant has been issued may be
57 disclosed by law enforcement officials.

58 (g) The information contained in and concerning the issuance of any
59 protective order issued in a case in which a person is found eligible to
60 be adjudged a youthful offender shall be entered in the registry of
61 protective orders pursuant to section 51-5c, as amended, and may be
62 further disclosed as specified in said section.

This act shall take effect as follows:	
Section 1	<i>October 1, 2004</i>

KID

Joint Favorable Subst. C/R

JUD