



General Assembly

February Session, 2004

**Amendment**

LCO No. 3036

**\*SB0032303036SD0\***

Offered by:

SEN. HANDLEY, 4<sup>th</sup> Dist.

To: Senate Bill No. 323

File No. 70

Cal. No. 93

**"AN ACT CONCERNING OPERATORS' LICENSES BEARING A SCHOOL ENDORSEMENT."**

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- 1 In line 72, after "listed", insert "as a perpetrator of abuse"
- 2 In line 77, after "record," insert "or notification that the applicant is  
3 listed as a perpetrator of abuse on the state child abuse registry  
4 established pursuant to section 17a-101k"
- 5 In line 85, after "identified", insert "as a perpetrator of abuse"
- 6 After the last section, add the following and renumber sections and  
7 internal references accordingly:
- 8 "Sec. 501. Subsection (f) of section 17a-28 of the general statutes is  
9 repealed and the following is substituted in lieu thereof (*Effective*  
10 *October 1, 2004*):
- 11 (f) The commissioner or the commissioner's designee shall, upon  
12 request, promptly provide copies of records, without the consent of a  
13 person, to (1) a law enforcement agency, (2) the Chief State's Attorney

14 or the Chief State's Attorney's designee or a state's attorney for the  
15 judicial district in which the child resides or in which the alleged abuse  
16 or neglect occurred or the state's attorney's designee, for purposes of  
17 investigating or prosecuting an allegation of child abuse or neglect, (3)  
18 the attorney appointed to represent a child in any court in litigation  
19 affecting the best interests of the child, (4) a guardian ad litem  
20 appointed to represent a child in any court in litigation affecting the  
21 best interests of the child, (5) the Department of Public Health, which  
22 licenses any person to care for children for the purposes of  
23 determining suitability of such person for licensure, (6) the  
24 Department of Motor Vehicles in connection with the issuance of an  
25 operator's license bearing a school endorsement pursuant to section 14-  
26 44, as amended, [(6)] (7) any state agency which licenses such person to  
27 educate or care for children pursuant to section 10-145b, as amended,  
28 or 17a-101j, [(7)] (8) the Governor, when requested in writing, in the  
29 course of the Governor's official functions or the Legislative Program  
30 Review and Investigations Committee, the committee of the General  
31 Assembly on judiciary and the committee of the General Assembly  
32 having cognizance of matters involving children when requested in the  
33 course of such committees' official functions in writing, and upon a  
34 majority vote of said committee, provided no names or other  
35 identifying information shall be disclosed unless it is essential to the  
36 legislative or gubernatorial purpose, [(8)] (9) a local or regional board  
37 of education, provided the records are limited to educational records  
38 created or obtained by the state or Connecticut-Unified School District  
39 #2, established pursuant to section 17a-37, and [(9)] (10) a party in a  
40 custody proceeding under section 17a-112, as amended, or section 46b-  
41 129, as amended, in the Superior Court where such records concern a  
42 child who is the subject of the proceeding or the parent of such child. A  
43 disclosure under this section shall be made of any part of a record,  
44 whether or not created by the department, provided no confidential  
45 record of the Superior Court shall be disclosed other than the petition  
46 and any affidavits filed therewith in the superior court for juvenile  
47 matters, except upon an order of a judge of the Superior Court for  
48 good cause shown. The commissioner shall also disclose the name of

49 any individual who cooperates with an investigation of a report of  
50 child abuse or neglect to such law enforcement agency or state's  
51 attorney for purposes of investigating or prosecuting an allegation of  
52 child abuse or neglect. The commissioner or the commissioner's  
53 designee shall, upon request, promptly provide copies of records,  
54 without the consent of the person, to (A) the Department of Public  
55 Health for the purpose of determining the suitability of a person to  
56 care for children in a facility licensed under sections 19a-77 to 19a-80,  
57 inclusive, as amended, 19a-82 to 19a-87, inclusive, and 19a-87b, as  
58 amended, and (B) the Department of Social Services for determining  
59 the suitability of a person for any payment from the department for  
60 providing child care."