



Senate

General Assembly

File No. 542

January Session, 2005

Substitute Senate Bill No. 111

Senate, April 27, 2005

The Committee on Judiciary reported through SEN. MCDONALD of the 27th Dist., Chairperson of the Committee on the part of the Senate, that the substitute bill ought to pass.

AN ACT REQUIRING NOTIFICATION OF CRIMINAL CHARGES AGAINST CONNECTICUT PHYSICIANS.

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

1 Section 1. (NEW) (*Effective October 1, 2005*) The Office of the Chief
2 State's Attorney shall notify the Department of Public Health
3 immediately, in writing, when criminal charges are brought against a
4 physician licensed by the department for (1) reckless endangerment
5 within the scope of the physician's medical practice, (2) manslaughter,
6 or (3) murder. Upon such notification, the department may initiate an
7 investigation of the physician to determine whether any disciplinary
8 action should be taken against the physician, including possible
9 suspension of his or her license, while such criminal charges are
10 pending against the physician.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2005</i>	New section
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PH *Joint Favorable Subst. C/R*

JUD

JUD *Joint Favorable*

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
Public Health, Dept.	GF - None
Criminal Justice, Div.	GF - None

Note: GF=General Fund

Municipal Impact: None

Explanation

Provisions in the bill are not anticipated to result in a fiscal impact to either the Division of Criminal Justice or the Department of Public Health.

OLR Bill Analysis

sSB 111

AN ACT REQUIRING NOTIFICATION OF CRIMINAL CHARGES AGAINST CONNECTICUT PHYSICIANS**SUMMARY:**

This bill requires the Office of the Chief State's Attorney to immediately notify the Department of Public Health (DPH) in writing when criminal charges are brought against a licensed physician for (1) reckless endangerment within the physician's scope of practice, (2) manslaughter, or (3) murder. After notification, DPH can begin an investigation of the physician, while the criminal charges are pending, to determine if any disciplinary action should be taken by the department, including license suspension.

Current law allows the Connecticut Medical Examining Board to take action against a physician's license if the physician has been found guilty or convicted of a felony (CGS § 19a-17). Existing law also allows a person to file a petition against a physician if that individual has information that appears to show that the physician is unable to practice with reasonable skill or safety (CGS § 20-13d).

EFFECTIVE DATE: October 1, 2005

COMMITTEE ACTION

Public Health Committee

Joint Favorable Substitute Change of Reference

Yea 24 Nay 0

Judiciary Committee

Joint Favorable Report

Yea 40 Nay 0