



General Assembly

**Substitute Bill No. 6893**

January Session, 2005

\*         HB06893GAE    050205         \*

**AN ACT CONCERNING THE CRIMINAL JUSTICE INFORMATION SYSTEM GOVERNING BOARD.**

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

1       Section 1. Section 54-142q of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2005*):

3       (a) As used in this section, (1) "governing board" means the  
4 Criminal Justice Information System Governing Board established in  
5 this section, and (2) "offender-based tracking system" means the  
6 information system described in subsection (b) of this section.

7       [[a)] (b) There shall be a Criminal Justice Information System  
8 Governing Board [, hereinafter referred to as the governing board,]  
9 which shall be within the Office of Policy and Management for  
10 administrative purposes only. The governing board shall oversee an  
11 information system that enables, as determined by the governing  
12 board and subject to this chapter, criminal justice agencies, as defined  
13 in subsection (b) of section 54-142g, and the Division of Public  
14 Defender Services to share criminal history record information, as  
15 defined in subsection (a) of section 54-142g, and to access electronically  
16 maintained offender and case data involving felonies, misdemeanors,  
17 violations, motor vehicle violations, motor vehicle offenses for which a  
18 sentence to a term of imprisonment may be imposed, and infractions.  
19 [For purposes of this section, "offender-based tracking system" shall

20 mean such information system.]

21 [(b)] (c) The governing board shall be composed of the Chief Court  
22 Administrator, who shall serve as chairperson, the Commissioner of  
23 Public Safety, the Commissioner of Emergency Management and  
24 Homeland Security, the Secretary of the Office of Policy and  
25 Management, the Commissioner of Correction, the chairperson of the  
26 Board of Pardons and Paroles, the Chief State's Attorney, the Chief  
27 Public Defender, the Chief Information Officer of the Department of  
28 Information Technology, the Victim Advocate, the Commissioner of  
29 Motor Vehicles and the president of the Connecticut Police Chiefs  
30 Association. Each member of the governing board may appoint a  
31 designee who shall have the same powers as such member.

32 [(c)] (d) The governing board shall meet at least once during each  
33 calendar quarter and at such other times as the chairperson deems  
34 necessary. A majority of the members shall constitute a quorum for the  
35 transaction of business.

36 [(d)] (e) The duties and responsibilities of the governing board shall  
37 be to: (1) Oversee the operations and administration of the offender-  
38 based tracking system; (2) establish such permanent and ad hoc  
39 committees as it deems necessary, with appointments to such  
40 committees not restricted to criminal justice agencies; (3) recommend  
41 any legislation necessary for implementation, operation and  
42 maintenance of the offender-based tracking system; (4) establish and  
43 implement policies and procedures to meet the system-wide  
44 objectives, including the provision of appropriate controls for data  
45 access and security; and (5) perform all necessary functions to facilitate  
46 the coordination and integration of the offender-based tracking  
47 system.

48 [(e)] (f) A member of the governing board, a member of a  
49 permanent or an ad hoc committee established by the governing  
50 board, and any person operating and administering the offender-based  
51 tracking system shall be deemed to be "state officers and employees"

52 for the purposes of chapter 53 and section 5-141d.

53        [(f)] (g) Information that may be accessed by the Division of Public  
 54 Defender Services pursuant to subsection (a) of this section shall be  
 55 limited to: (1) Conviction information, as defined in subsection (c) of  
 56 section 54-142g, (2) information that is otherwise available to the  
 57 public, and (3) information, including no conviction information,  
 58 concerning a client whom the division has been appointed by the court  
 59 to represent and is representing at the time of the request for access to  
 60 such information.

61        Sec. 2. (NEW) (*Effective October 1, 2005*) (a) Any data in the offender-  
 62 based tracking system, as defined in section 54-142q of the general  
 63 statutes, as amended by this act, shall be available to the Chief  
 64 Information Officer of the Department of Information Technology and  
 65 the executive director of a division of or unit within the Judicial  
 66 Department that oversees information technology or to such persons'  
 67 designees for the purpose of maintaining and administering such  
 68 system.

69        (b) Any data in such system from an information system of a  
 70 criminal justice agency, as defined in subsection (b) of section 54-142g  
 71 of the general statutes, that is available to the public under the  
 72 provisions of the Freedom of Information Act, as defined in section 1-  
 73 200 of the general statutes, shall be obtained from the agency from  
 74 which such data originated. The Secretary of the Office of Policy and  
 75 Management shall provide to any person who submits a request for  
 76 such data to the Criminal Justice Information System Governing  
 77 Board, pursuant to said act, the name and address of the agency from  
 78 which such data originated.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2005</i>	54-142q
Sec. 2	<i>October 1, 2005</i>	New section

**Statement of Legislative Commissioners:**

In the last sentence of section 2(b), "to the Criminal Justice Information System Governing Board" was inserted for clarity and statutory consistency.

**GAE**      *Joint Favorable Subst.*