



General Assembly

February Session, 2006

Raised Bill No. 456

LCO No. 2365

02365_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING THE ELECTRONIC RECORDING OF INTERROGATIONS.

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

1 Section 1. Section 54-1c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 (a) Any admission, confession or statement, written or oral,
4 obtained from an accused person who has not been presented to the
5 first session of the court, or on the day specified for arraignment under
6 the provisions of section 54-1g, or who has not been informed of such
7 person's rights as provided by section 54-1b or 54-64b, shall be
8 inadmissible.

9 (b) Any interrogation of, and any oral admission, confession or
10 statement obtained from, a person under investigation for or accused
11 of a capital felony or class A or B felony during custodial interrogation
12 at a police station, courthouse, correctional facility, community
13 correctional center or detention facility shall, when feasible, be
14 electronically recorded in its entirety by use of an electronic audio or
15 audiovisual device which may include microcassette recording,

16 videotape or other audio or visual recording technology.

17 (c) Whenever an interrogation of, and an oral admission, confession
18 or statement obtained from, a person under investigation for or
19 accused of a capital felony or class A or B felony during custodial
20 interrogation at a police station, courthouse, correctional facility,
21 community correctional center or detention facility has not been
22 electronically recorded as provided in subsection (b) of this section, the
23 defendant shall be entitled, upon request, to a jury instruction that
24 shall advise the jury that it may consider the fact that the interrogation
25 was not recorded in determining the reliability of the oral admission,
26 confession or statement and the weight to be given to it.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2006	54-1c

Statement of Purpose:

To require, when feasible, the electronic recording in its entirety of any custodial interrogation of a person under investigation for or accused of a capital felony or a class A or B felony.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]