



General Assembly

February Session, 2006

**Amendment**

LCO No. 5087

**\*HB0578105087HDO\***

Offered by:  
REP. LAWLOR, 99<sup>th</sup> Dist.

To: Subst. House Bill No. 5781      File No. 503      Cal. No. 338

**"AN ACT CONCERNING CERTIFICATES OF EMPLOYABILITY AND REHABILITATION."**

1      Strike everything after the enacting clause and substitute the  
2      following in lieu thereof:

3      "Section 1. (NEW) (*Effective October 1, 2006*) For the purposes of  
4      sections 1 to 4, inclusive, and sections 6 and 7 of this act:

5      (1) "Barrier" means a denial of employment or a license based on an  
6      eligible offender's conviction of a crime without due consideration of  
7      whether the nature of the crime bears a direct relationship to such  
8      employment or license;

9      (2) "Eligible offender" means a person who has been convicted of a  
10     crime or crimes in this state or another jurisdiction and who is a  
11     resident of this state and is applying for a provisional pardon or is  
12     under the jurisdiction of the Board of Pardons and Paroles;

13     (3) "Employment" means any remunerative work, occupation or

14 vocation or any form of vocational training, but does not include  
15 employment with a law enforcement agency;

16 (4) "Forfeiture" means a disqualification or ineligibility for  
17 employment or a license by reason of law based on an eligible  
18 offender's conviction of a crime;

19 (5) "License" means any license, permit, certificate or registration  
20 that is required to be issued by the state or any of its agencies to  
21 pursue, practice or engage in an occupation, trade, vocation, profession  
22 or business; and

23 (6) "Provisional pardon" means a form of relief from barriers or  
24 forfeitures to employment or the issuance of licenses granted to an  
25 eligible offender by the Board of Pardons and Paroles pursuant to  
26 section 2 of this act.

27 Sec. 2. (NEW) (*Effective October 1, 2006*) (a) The Board of Pardons  
28 and Paroles may issue a provisional pardon to relieve an eligible  
29 offender of barriers or forfeitures by reason of such person's conviction  
30 of the crime or crimes specified in such provisional pardon. Such  
31 provisional pardon may be limited to one or more enumerated barriers  
32 or forfeitures or may relieve the eligible offender of all barriers and  
33 forfeitures. No provisional pardon shall apply or be construed to apply  
34 to the right of such person to retain or be eligible for public office.

35 (b) The Board of Pardons and Paroles may, in its discretion, issue a  
36 provisional pardon to an eligible offender upon verified application of  
37 such person. The board may issue a provisional pardon at any time  
38 after the sentencing of an eligible offender.

39 (c) The board shall not issue a provisional pardon unless the board  
40 is satisfied that:

41 (1) The person to whom the provisional pardon is to be issued is an  
42 eligible offender;

43 (2) The relief to be granted by the provisional pardon may promote

44 the public policy of rehabilitation of ex-offenders through  
45 employment; and

46 (3) The relief to be granted by the provisional pardon is consistent  
47 with the public interest in public safety and the protection of property.

48 (d) In accordance with the provisions of subsection (c) of this  
49 section, the board may limit the applicability of the provisional pardon  
50 to specified types of employment or licenses for which the eligible  
51 offender is otherwise qualified.

52 (e) The board may, for the purpose of determining whether such  
53 provisional pardon should be issued, request its staff to conduct an  
54 investigation of the applicant and submit to the board a report of the  
55 investigation. Any written report submitted to the board pursuant to  
56 this subsection shall be confidential and not disclosed except where  
57 required or permitted by any provision of the general statutes or upon  
58 specific authorization of the board.

59 (f) If a provisional pardon is issued by the board while an eligible  
60 offender is on probation or parole, the provisional pardon shall be  
61 deemed to be temporary until the person completes such person's  
62 period of probation or parole. During the period that such provisional  
63 pardon is temporary, the board may revoke such provisional pardon  
64 for violation of the conditions of such person's probation or parole.

65 (g) The board may at any time issue a new provisional pardon to  
66 enlarge the relief previously granted, and the provisions of subsections  
67 (a) to (e), inclusive, of this section shall apply to the issuance of any  
68 new provisional pardon.

69 (h) The application for a provisional pardon, the report of an  
70 investigation conducted pursuant to subsection (e) of this section, the  
71 provisional pardon and the revocation of a provisional pardon shall be  
72 in such form and contain such information as the Board of Pardons  
73 and Paroles shall prescribe.

74 Sec. 3. (NEW) (*Effective October 1, 2006*) (a) Each state agency that  
75 issues licenses shall collect and maintain data on the number of eligible  
76 offenders who (1) presented a provisional pardon and were (A) issued  
77 a license, or (B) denied a license, and (2) did not present a provisional  
78 pardon and were (A) issued a license, or (B) denied a license.

79 (b) The Board of Pardons and Paroles shall collect and maintain data  
80 on the number of eligible offenders who (1) applied for a provisional  
81 pardon, and (2) were (A) issued a provisional pardon, and (B) denied a  
82 provisional pardon.

83 Sec. 4. Section 46a-80 of the general statutes is repealed and the  
84 following is substituted in lieu thereof (*Effective October 1, 2006*):

85 (a) Except as provided in subsection (b) of this section and  
86 subsection (b) of section 46a-81, and notwithstanding any other  
87 provisions of law to the contrary, a person shall not be disqualified  
88 from employment by the state of Connecticut or any of its agencies,  
89 nor shall a person be disqualified to practice, pursue or engage in any  
90 occupation, trade, vocation, profession or business for which a license,  
91 permit, certificate or registration is required to be issued by the state of  
92 Connecticut or any of its agencies solely because of a prior conviction  
93 of a crime.

94 (b) A person may be denied employment by the state or any of its  
95 agencies, or a person may be denied a license, permit, certificate or  
96 registration to pursue, practice or engage in an occupation, trade,  
97 vocation, profession or business by reason of the prior conviction of a  
98 crime if, after considering (1) the nature of the crime and its  
99 relationship to the job for which the person has applied, [;] (2)  
100 information pertaining to the degree of rehabilitation of the convicted  
101 person, [;] and (3) the time elapsed since the conviction or release, the  
102 state [,] or any of its agencies determines that (A) the [applicant is not  
103 suitable for the position of employment sought or the specific  
104 occupation, trade, vocation, profession or business for which the  
105 license, permit, certificate or registration is sought] nature of the crime

106 has a direct bearing on such person's fitness or ability to perform one  
107 or more of the duties and responsibilities necessarily related to the  
108 employment or license, permit, certificate or registration sought, (B)  
109 the person is not sufficiently rehabilitated, or (C) insufficient time has  
110 elapsed since the conviction or release. In making a determination  
111 pursuant to this subsection, the state or any of its agencies shall also  
112 give consideration to a provisional pardon issued to such person  
113 pursuant to section 2 of this act.

114 (c) If a conviction of a crime is used as a basis for rejection of an  
115 applicant, such rejection shall be in writing and specifically state the  
116 evidence presented and reasons for rejection. A copy of such rejection  
117 shall be sent by registered mail to the applicant.

118 (d) In no case may records of arrest, which are not followed by a  
119 conviction, or records of convictions, which have been erased, be used,  
120 distributed or disseminated by the state or any of its agencies in  
121 connection with an application for employment or for a permit, license,  
122 certificate or registration.

123 Sec. 5. Section 46a-99 of the general statutes is repealed and the  
124 following is substituted in lieu thereof (*Effective October 1, 2006*):

125 Any person claiming to be aggrieved by a violation of any provision  
126 of sections 46a-70 to 46a-78, inclusive, section 46a-80, as amended by  
127 this act, or sections 46a-81h to 46a-81o, inclusive, may petition the  
128 Superior Court for appropriate relief and said court shall have the  
129 power to grant such relief, by injunction or otherwise, as it deems just  
130 and suitable.

131 Sec. 6. Section 54-130a of the general statutes is repealed and the  
132 following is substituted in lieu thereof (*Effective October 1, 2006*):

133 (a) Jurisdiction over the granting of, and the authority to grant,  
134 commutations of punishment or releases, conditioned or absolute, in  
135 the case of any person convicted of any offense against the state and  
136 commutations from the penalty of death shall be vested in the Board of

137 Pardons and Paroles.

138 (b) Said board shall have authority to grant pardons, conditioned,  
139 provisional or absolute, for any offense against the state at any time  
140 after the imposition and before or after the service of any sentence.

141 (c) Whenever the board grants an absolute pardon to any person,  
142 the [secretary of said] board shall cause notification of such pardon to  
143 be made in writing to the clerk of the court in which such person was  
144 convicted, or the Office of the Chief Court Administrator if such  
145 person was convicted in the Court of Common Pleas, the Circuit  
146 Court, a municipal court, or a trial justice court.

147 (d) Whenever the board grants a provisional pardon to any person,  
148 the board shall cause notification of such pardon to be made in writing  
149 to the clerk of the court in which such person was convicted. The  
150 granting of a provisional pardon does not entitle such person to  
151 erasure of the record of the conviction of the offense or relieve such  
152 person from disclosing the existence of such conviction as may be  
153 required.

154 Sec. 7. Section 31-51i of the general statutes is repealed and the  
155 following is substituted in lieu thereof (*Effective October 1, 2006*):

156 (a) For the purposes of this section, "employer" means any person  
157 engaged in business who has one or more employees, including the  
158 state or any political subdivision of the state.

159 (b) No employer or an employer's agent, representative or designee  
160 may require an employee or prospective employee to disclose the  
161 existence of any arrest, criminal charge or conviction, the records of  
162 which have been erased pursuant to section 46b-146, 54-76o or 54-142a.

163 (c) An employment application form that contains any question  
164 concerning the criminal history of the applicant shall contain a notice,  
165 in clear and conspicuous language: (1) That the applicant is not  
166 required to disclose the existence of any arrest, criminal charge or

167 conviction, the records of which have been erased pursuant to section  
168 46b-146, 54-76o or 54-142a, (2) that criminal records subject to erasure  
169 pursuant to section 46b-146, 54-76o or 54-142a are records pertaining to  
170 a finding of delinquency or that a child was a member of a family with  
171 service needs, an adjudication as a youthful offender, a criminal charge  
172 that has been dismissed or nolle, a criminal charge for which the  
173 person has been found not guilty or a conviction for which the person  
174 received an absolute pardon, and (3) that any person whose criminal  
175 records have been erased pursuant to section 46b-146, 54-76o or 54-  
176 142a shall be deemed to have never been arrested within the meaning  
177 of the general statutes with respect to the proceedings so erased and  
178 may so swear under oath.

179 (d) No employer or an employer's agent, representative or designee  
180 shall deny employment to a prospective employee solely on the basis  
181 that the prospective employee had a prior arrest, criminal charge or  
182 conviction, the records of which have been erased pursuant to section  
183 46b-146, 54-76o or 54-142a or that the prospective employee had a prior  
184 conviction for which the prospective employee has received a  
185 provisional pardon pursuant to section 54-130a, as amended by this  
186 act.

187 (e) No employer or an employer's agent, representative or designee  
188 shall discharge, or cause to be discharged, or in any manner  
189 discriminate against, any employee solely on the basis that the  
190 employee had, prior to being employed by such employer, an arrest,  
191 criminal charge or conviction, the records of which have been erased  
192 pursuant to section 46b-146, 54-76o or 54-142a or that the employee  
193 had, prior to being employed by such employer, a prior conviction for  
194 which the employee has received a provisional pardon pursuant to  
195 section 54-130a, as amended by this act.

196 (f) The portion of an employment application form which contains  
197 information concerning the criminal history record of an applicant or  
198 employee shall only be available to the members of the personnel  
199 department of the company, firm or corporation or, if the company,

200 firm or corporation does not have a personnel department, the person  
201 in charge of employment, and to any employee or member of the  
202 company, firm or corporation, or an agent of such employee or  
203 member, involved in the interviewing of the applicant.

204 (g) Notwithstanding the provisions of subsection (f) of this section,  
205 the portion of an employment application form which contains  
206 information concerning the criminal history record of an applicant or  
207 employee may be made available as necessary to persons other than  
208 those specified in said subsection (f) by:

209 (1) A broker-dealer or investment adviser registered under chapter  
210 672a in connection with (A) the possible or actual filing of, or the  
211 collection or retention of information contained in, a form U-4 Uniform  
212 Application for Securities Industry Registration or Transfer, (B) the  
213 compliance responsibilities of such broker-dealer or investment  
214 adviser under state or federal law, or (C) the applicable rules of self-  
215 regulatory organizations promulgated in accordance with federal law;

216 (2) An insured depository institution in connection with (A) the  
217 management of risks related to safety and soundness, security or  
218 privacy of such institution, (B) any waiver that may possibly or  
219 actually be sought by such institution pursuant to section 19 of the  
220 Federal Deposit Insurance Act, 12 USC 1829(a), (C) the possible or  
221 actual obtaining by such institution of any security or fidelity bond, or  
222 (D) the compliance responsibilities of such institution under state or  
223 federal law; and

224 (3) An insurance producer licensed under chapter 701a in  
225 connection with (A) the management of risks related to security or  
226 privacy of such insurance producer, or (B) the compliance  
227 responsibilities of such insurance producer under state or federal law.

228 Sec. 8. Section 18-81w of the general statutes is repealed and the  
229 following is substituted in lieu thereof (*Effective July 1, 2006*):

230 (a) The [Departments of Correction, Mental Health and Addiction

231 Services and Social Services and the Labor Department, the Board of  
232 Pardons and Paroles and the judicial branch shall collaborate to]  
233 Criminal Justice Policy and Planning Division within the Office of  
234 Policy and Management shall develop and implement a  
235 comprehensive reentry strategy that provides a continuum of custody,  
236 care and control for offenders who are being supervised in the  
237 community, especially those offenders who have been discharged from  
238 the custody of the Department of Correction, and assists in  
239 maintaining the prison population at or under the authorized bed  
240 capacity. The reentry strategy shall support the rights of victims,  
241 protect the public and promote the successful transition of offenders  
242 from incarceration to the community by (1) maximizing any available  
243 period of community supervision for eligible and suitable offenders,  
244 (2) identifying and addressing barriers to the successful transition of  
245 offenders from incarceration to the community, (3) ensuring sufficient  
246 criminal justice resources to manage offender caseloads, (4) identifying  
247 community-based supervision, treatment, educational and other  
248 services and programs that are proven to be effective in reducing  
249 recidivism among the population served by such services and  
250 programs, and (5) establishing employment initiatives for offenders  
251 through public and private services and partnerships by reinvesting  
252 any savings achieved through a reduction in prison population.

253 (b) The success of the reentry strategy shall be measured by: (1) The  
254 rates of recidivism and community revictimization, (2) the number of  
255 inmates eligible for release on parole, transitional supervision,  
256 probation or any other release program, (3) the number of inmates  
257 who make the transition from incarceration to the community in  
258 compliance with a discharge plan, (4) prison bed capacity ratios, (5) the  
259 adequacy of the network of community-based treatment, vocational,  
260 educational, supervision and other services and programs, and (6) the  
261 reinvestment of any savings achieved through a reduction in prison  
262 population into reentry and community-based services and programs.

263 (c) Not later than January 1, [2005] 2007, and annually thereafter, the  
264 [Department of Correction] Criminal Justice Policy and Planning

265 Division within the Office of Policy and Management shall submit a  
266 report, in accordance with the provisions of section 11-4a, on the  
267 success of the reentry strategy based on the measures set forth in  
268 subsection (b) of this section to the joint standing committees of the  
269 General Assembly having cognizance of matters relating to  
270 corrections, public safety and appropriations and the budgets of state  
271 agencies.

272 Sec. 9. Section 4-68m of the 2006 supplement to the general statutes  
273 is repealed and the following is substituted in lieu thereof (*Effective July*  
274 *1, 2006*):

275 (a) There is established a Criminal Justice Policy and Planning  
276 Division within the Office of Policy and Management. The division  
277 shall be under the direction of an undersecretary.

278 (b) The division shall develop a plan to promote a more effective  
279 and cohesive state criminal justice system and, to accomplish such  
280 plan, shall:

281 (1) Conduct an in-depth analysis of the criminal justice system;

282 (2) Determine the long-range needs of the criminal justice system  
283 and recommend policy priorities for the system;

284 (3) Identify critical problems in the criminal justice system and  
285 recommend strategies to solve those problems;

286 (4) Assess the cost-effectiveness of the use of state and local funds in  
287 the criminal justice system;

288 (5) Recommend means to improve the deterrent and rehabilitative  
289 capabilities of the criminal justice system;

290 (6) Advise and assist the General Assembly in developing plans,  
291 programs and proposed legislation for improving the effectiveness of  
292 the criminal justice system;

293 (7) Make computations of daily costs and compare interagency costs  
294 on services provided by agencies that are a part of the criminal justice  
295 system;

296 (8) Make population computations for use in planning for the long-  
297 range needs of the criminal justice system;

298 (9) Determine long-range information needs of the criminal justice  
299 system and acquire that information;

300 (10) Cooperate with the Office of the Victim Advocate by providing  
301 information and assistance to the office relating to the improvement of  
302 crime victims' services;

303 (11) Serve as the liaison for the state to the United States  
304 Department of Justice on criminal justice issues of interest to the state  
305 and federal government relating to data, information systems and  
306 research;

307 (12) Measure the success of community-based services and  
308 programs in reducing recidivism; [and]

309 (13) Develop and implement a comprehensive reentry strategy as  
310 provided in section 18-81m, as amended by this act; and

311 ~~[(13)]~~ (14) Engage in other activities consistent with the  
312 responsibilities of the division.

313 (c) In addition to the division's other duties under this section, the  
314 division may perform any function described in subsection (b) of this  
315 section to promote an effective and cohesive juvenile justice system.

316 (d) In the performance of its duties under this section, the division  
317 shall collaborate with the Department of Correction, the Board of  
318 Pardons and Paroles, the Department of Mental Health and Addiction  
319 Services and the Department of Public Safety and consult with the  
320 Chief Court Administrator, the executive director of the Court Support  
321 Services Division of the judicial branch, the Chief State's Attorney and

322 the Chief Public Defender.

323 (e) (1) At the request of the division, the Department of Correction,  
324 the Board of Pardons and Paroles, the Department of Mental Health  
325 and Addiction Services, the Department of Public Safety, the Chief  
326 Court Administrator, the executive director of the Court Support  
327 Services Division of the judicial branch, the Chief State's Attorney and  
328 the Chief Public Defender shall provide the division with information  
329 and data needed by the division to perform its duties under subsection  
330 (b) of this section.

331 (2) The division shall have access to individualized records  
332 maintained by the judicial branch and the agencies specified in  
333 subdivision (1) of this subsection as needed for research purposes. The  
334 division, in collaboration with the judicial branch and the agencies  
335 specified in subdivision (1) of this subsection, shall develop protocols  
336 to protect the privacy of such individualized records consistent with  
337 state and federal law. The division shall use such individualized  
338 records for statistical analyses only and shall not use such records in  
339 any other manner that would disclose the identity of individuals to  
340 whom the records pertain.

341 (3) Any information or data provided to the division pursuant to  
342 this subsection that is confidential in accordance with state or federal  
343 law shall remain confidential while in the custody of the division and  
344 shall not be disclosed.

345 (f) Not later than January 15, 2007, the division shall submit the plan  
346 developed pursuant to subsection (b) of this section to the Governor  
347 and, in accordance with the provisions of section 11-4a, to the joint  
348 standing committees of the General Assembly having cognizance of  
349 matters relating to criminal justice, public safety and appropriations  
350 and the budgets of state agencies. Not later than January 15, 2009, and  
351 biennially thereafter, the division shall update such plan and submit  
352 such updated plan to the Governor and said legislative committees.

353 Sec. 10. Section 4-68p of the 2006 supplement to the general statutes

354 is repealed and the following is substituted in lieu thereof (*Effective July*  
355 *1, 2006*):

356 Not later than January first of each year, the Criminal Justice Policy  
357 and Planning Division within the Office of Policy and Management  
358 shall submit a report, in accordance with section 11-4a, and make a  
359 presentation to the joint standing committees of the General Assembly  
360 having cognizance of matters relating to criminal justice and  
361 appropriations and the budgets of state agencies concerning its  
362 activities and recommendations under section 4-68m and specifying  
363 the actions necessary to promote an effective and cohesive criminal  
364 justice system. The report shall estimate the amount of savings inuring  
365 to the benefit of the state on account of the actual prison population  
366 being less than projected prior to the adoption of prison overcrowding  
367 reduction policies and make recommendations as to the manner in  
368 which a portion of such cost savings may be reinvested in community-  
369 based services and programs and community supervision by  
370 probation and parole officers in order to maintain that reduction in  
371 projected prison population. Beginning with the report to be  
372 submitted and the presentation to be made not later than January 1,  
373 2008, the division shall include an assessment of the status of the  
374 development and implementation of the reentry strategy under section  
375 18-81w, as amended by this act.

376 Sec. 11. Section 18-87j of the 2006 supplement to the general statutes  
377 is repealed and the following is substituted in lieu thereof (*Effective July*  
378 *1, 2006*):

379 There is established a [Commission on Prison and Jail  
380 Overcrowding] Criminal Justice Policy Advisory Commission which  
381 shall be within the Office of Policy and Management for administrative  
382 purposes only. The commission shall consist of the undersecretary of  
383 the Criminal Justice Policy and Planning Division within the Office of  
384 Policy and Management, the Chief Court Administrator, the  
385 Commissioner of Correction, the Commissioner of Public Safety, the  
386 Chief State's Attorney, the Chief Public Defender, the Commissioner of

387 Mental Health and Addiction Services and the chairperson of the  
388 Board of Pardons and Paroles, or their designees, the executive  
389 director of the Court Support Services Division or other designee of the  
390 Chief Court Administrator and the following members, each of whom  
391 shall be appointed by the Governor: Three government officials, a  
392 police chief, two persons representing offender and victim services  
393 within the private community and two public members. In addition,  
394 the Labor Commissioner and the Commissioner of Social Services, or  
395 their designees, shall be members of the commission with authority to  
396 deliberate and vote on matters concerning employment and  
397 entitlement programs available to adult and juvenile offenders who  
398 are reentering the community, and the Commissioner of Children and  
399 Families and the Commissioner of Education, or their designees, shall  
400 be members of the commission with authority to participate and vote  
401 on matters concerning juvenile justice. The undersecretary of the  
402 Criminal Justice Policy and Planning Division shall serve as  
403 chairperson of the commission. The commission shall meet at such  
404 times as it deems necessary.

405 Sec. 12. Section 18-87k of the 2006 supplement to the general statutes  
406 is repealed and the following is substituted in lieu thereof (*Effective July*  
407 *1, 2006*):

408 (a) The [commission] Criminal Justice Policy Advisory Commission  
409 shall: (1) Develop and recommend policies for preventing prison and  
410 jail overcrowding; (2) examine the impact of statutory provisions and  
411 current administrative policies on prison and jail overcrowding and  
412 recommend legislation to the Governor and the General Assembly;  
413 [and] (3) research and gather relevant statistical data and other  
414 information concerning the impact of efforts to prevent prison and jail  
415 overcrowding and make such information available to criminal justice  
416 agencies and members of the General Assembly; (4) advise the  
417 undersecretary of the Criminal Justice Policy and Planning Division on  
418 policies and procedures to promote more effective and cohesive state  
419 criminal justice and juvenile justice systems and to develop and  
420 implement the offender reentry strategy as provided in 18-81w, as

421 amended by this act; and (5) assist the undersecretary of the Criminal  
422 Justice Policy and Planning Division in developing the  
423 recommendations included in the report and presentation made by the  
424 division pursuant to section 4-68p, as amended by this act.

425 (b) The commission shall establish a subcommittee on corrections  
426 behavioral health composed of the Commissioner of Correction, the  
427 Commissioner of Mental Health and Addiction Services and a  
428 representative of The University of Connecticut Health Center having  
429 responsibility for the administration of the contract with the  
430 Department of Correction concerning the provision of health care  
431 services to inmates of the department. The subcommittee shall make  
432 recommendations to the commission concerning the provision of  
433 behavioral health services to inmates of the Department of Correction.

434 Sec. 13. (*Effective July 1, 2006*) (a) There is established a Connecticut  
435 Sentencing Task Force to review criminal justice and sentencing  
436 policies and laws of this state for the purpose of creating a more just,  
437 effective and efficient system of criminal sentencing.

438 (b) The task force shall be composed of the following members:

439 (1) The chairpersons and ranking members of the joint standing  
440 committee of the General Assembly on the judiciary;

441 (2) Two judges of the superior court, each of whom shall have been  
442 a judge for at least ten years and have at least five years experience  
443 presiding over cases in judicial district criminal courts, appointed by  
444 the Chief Court Administrator;

445 (3) Two state's attorneys each of whom shall have at least ten years  
446 experience as a prosecuting attorney and at least five years experience  
447 prosecuting cases in judicial district criminal courts, appointed by the  
448 Chief State's Attorney;

449 (4) Two public defenders each of whom shall have at least ten years  
450 experience as a public defender and at least five years experience

451 representing defendants in judicial district criminal courts, appointed  
452 by the Chief Public Defender;

453 (5) Two criminal defense lawyers each of whom shall have at least  
454 fifteen years experience representing defendants in criminal cases, one  
455 of whom shall be appointed by the criminal justice section of the  
456 Connecticut Bar Association and one of whom shall be appointed by  
457 the Connecticut Criminal Defense Lawyers Association;

458 (6) The executive director of the Court Support Services Division of  
459 the Judicial Branch or the executive director's designee;

460 (7) The Commissioner of Correction or the commissioner's designee;

461 (8) The Chairperson of the Board of Pardons and Paroles or the  
462 chairperson's designee;

463 (9) The Commissioner of Mental Health and Addiction Services or  
464 the commissioner's designee;

465 (10) The Victim Advocate or the Victim Advocate's designee;

466 (11) The undersecretary of the Criminal Justice Policy and Planning  
467 Division within the Office of Policy and Management;

468 (12) An assistant attorney general, appointed by the Attorney  
469 General;

470 (13) Three municipal police chiefs, one of whom shall represent an  
471 urban area, one of whom shall represent a suburban area and one of  
472 whom shall represent a rural area, appointed by the Connecticut Police  
473 Chiefs Association; and

474 (14) Six members of the General Assembly, appointed one each by  
475 the president pro tempore of the Senate, the speaker of the House of  
476 Representatives, the majority leader of the Senate, the majority leader  
477 of the House of Representatives, the minority leader of the Senate and  
478 the minority leader of the House of Representatives.

479 (c) The chairpersons of the joint standing committee of the General  
480 Assembly on the judiciary shall serve as chairpersons of the task force.

481 (d) The task force shall:

482 (1) Identify overarching criminal justice and sentencing goals and  
483 policies;

484 (2) Define current sentencing models including sentencing  
485 guidelines, criteria, exemptions and enhancements;

486 (3) Analyze sentencing trends by offense types and offender  
487 characteristics;

488 (4) Review the actual versus intended impact of sentencing policies;

489 (5) Determine the direct and indirect costs associated with  
490 sentencing policies;

491 (6) Review the fines and terms of imprisonment specified for  
492 violations of criminal statutes that are classified or unclassified felonies  
493 or misdemeanors and make recommendations including, but not  
494 limited to: (A) Whether crimes that are currently unclassified should  
495 be classified; (B) whether certain classified crimes should be  
496 reclassified or the penalties for certain unclassified crimes should be  
497 revised in order to make the penalties for similar crimes more uniform;  
498 (C) whether the penalty or type of penalty for certain crimes should be  
499 revised or eliminated where such penalty or type of penalty is no  
500 longer deemed necessary or appropriate or is disproportionate to the  
501 severity of the crime; and (D) whether crimes that are obsolete should  
502 be repealed; and

503 (7) Make any recommendations for the revision of criminal justice  
504 and sentencing policies as deemed necessary.

505 (e) The Criminal Justice Policy and Planning Division within the  
506 Office of Policy and Management shall assist the task force by  
507 providing criminal justice data, analyses and technical assistance

508 necessary for the task force to carry out its duties.

509 (f) The task force may request any office, department, board,  
 510 commission or other agency of the state to supply such reports,  
 511 information and assistance as may be necessary or appropriate in  
 512 order for the task force to carry out its duties. Each officer or employee  
 513 of such office, department, board, commission or other agency of the  
 514 state is authorized and directed to cooperate with the task force and to  
 515 furnish such reports, information and assistance.

516 (g) The task force shall report its findings and recommendations to  
 517 the joint standing committee of the General Assembly on the judiciary  
 518 in accordance with section 11-4a of the general statutes not later than  
 519 December 1, 2008. The task force shall terminate upon the completion  
 520 of its duties."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	New section
Sec. 2	<i>October 1, 2006</i>	New section
Sec. 3	<i>October 1, 2006</i>	New section
Sec. 4	<i>October 1, 2006</i>	46a-80
Sec. 5	<i>October 1, 2006</i>	46a-99
Sec. 6	<i>October 1, 2006</i>	54-130a
Sec. 7	<i>October 1, 2006</i>	31-51i
Sec. 8	<i>July 1, 2006</i>	18-81w
Sec. 9	<i>July 1, 2006</i>	4-68m
Sec. 10	<i>July 1, 2006</i>	4-68p
Sec. 11	<i>July 1, 2006</i>	18-87j
Sec. 12	<i>July 1, 2006</i>	18-87k
Sec. 13	<i>July 1, 2006</i>	New section