



General Assembly

Substitute Bill No. 1194

January Session, 2007

* _____SB01194PH_JUD032307_____*

AN ACT CONCERNING NOTIFICATION TO THE OFFICE OF PROTECTION AND ADVOCACY FOR PERSONS WITH DISABILITIES OF DEPARTMENT OF CORRECTION INMATE SUICIDES AND DEPARTMENT OF MENTAL HEALTH AND ADDICTION SERVICES CLIENT DEATHS.

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

1 Section 1. (NEW) (*Effective from passage*) (a) The Commissioner of
2 Correction, or the commissioner's designee, shall provide written
3 notification to the director of the Office of Protection and Advocacy for
4 Persons with Disabilities of any inmate suicide or apparent inmate
5 suicide not later than the next business day after the date of death of
6 such inmate. The written notification shall include, but not be limited
7 to, the name of the inmate, the inmate identification number, the
8 address of the correctional facility where the death occurred and any
9 mental health status determination made with respect to such inmate
10 by Department of Correction staff.

11 (b) The commissioner, or the commissioner's designee, shall also
12 provide to the director: (1) Subject to existing state and federal law,
13 including, but not limited to, the Protection and Advocacy for
14 Individuals with Mental Illness Act of 1986, 42 USC 10801 et seq., as
15 amended from time to time, and the Health Insurance Portability and
16 Accountability Act of 1996, (P.L. 104-191) (HIPAA), as amended from
17 time to time, any Department of Correction records concerning the

18 medical and mental health status of such inmate, and (2) copies of any
 19 video recordings relating to the inmate suicide. Such records and any
 20 video recordings shall be provided by the commissioner, or the
 21 commissioner's designee, to the director not later than ten business
 22 days after the date of the written notification provided pursuant to
 23 subsection (a) of this section. In addition, the commissioner, or the
 24 commissioner's designee, shall furnish a copy of the department's
 25 internal investigation report concerning any inmate suicide to the
 26 director not later than five business days after the date of the
 27 completion of such report.

28 Sec. 2. Subsection (d) of section 17a-451 of the general statutes is
 29 repealed and the following is substituted in lieu thereof (*Effective from*
 30 *passage*):

31 (d) The commissioner shall coordinate the community programs
 32 receiving state funds with programs of state-operated facilities for the
 33 treatment of persons with psychiatric disabilities or persons with
 34 substance abuse disabilities, or both. In the event of the death of a
 35 person with psychiatric disabilities or a person with substance abuse
 36 disabilities, or both, for whom the department has direct or oversight
 37 responsibility for medical care and treatment because such person is
 38 receiving inpatient treatment at a state-operated or state-funded
 39 hospital and subject to state and federal law, including, but not limited
 40 to, the Protection and Advocacy for Individuals with Mental Illness
 41 Act of 1986, 42 USC 10801 et seq., as amended from time to time, and
 42 the Health Insurance Portability and Accountability Act of 1996, (P.L.
 43 104-191) (HIPAA), as amended from time to time, the commissioner
 44 shall report such death to the director of the Office of Protection and
 45 Advocacy for Persons with Disabilities not later than seventy-two
 46 hours after the death.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Sec. 2	<i>from passage</i>	17a-451(d)
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Joint Favorable Subst. C/R

JUD