



General Assembly

January Session, 2007

**Amendment**

LCO No. 7807

**\*HB0731307807SRO\***

Offered by:

SEN. RORABACK, 30<sup>th</sup> Dist.  
SEN. MCDONALD, 27<sup>th</sup> Dist.  
REP. LAWLOR, 99<sup>th</sup> Dist.

To: Subst. House Bill No. 7313

File No. 852

Cal. No. 618

**"AN ACT CONCERNING DOMESTIC VIOLENCE."**

1 Strike lines 33 to 68, inclusive, in their entirety and insert the  
2 following in lieu thereof:

3 "(b) If the person is charged with the commission of a family  
4 violence crime, as defined in section 46b-38a, and the police officer  
5 does not intend to impose nonfinancial conditions of release pursuant  
6 to this subsection, the police officer shall, pursuant to the procedure set  
7 forth in subsection (a) of this section, promptly order the release of  
8 such person upon the execution of a written promise to appear or the  
9 posting of such bond as may be set by the police officer. If such person  
10 is not so released, the police officer shall make reasonable efforts to  
11 immediately contact a bail commissioner to set the conditions of such  
12 person's release pursuant to section 54-63d. If, after making such  
13 reasonable efforts, the police officer is unable to contact a bail  
14 commissioner or contacts a bail commissioner but such bail

15 commissioner is unavailable to promptly perform such bail  
16 commissioner's duties pursuant to section 54-63d, the police officer  
17 shall, pursuant to the procedure set forth in subsection (a) of this  
18 section, order the release of such person upon the execution of a  
19 written promise to appear or the posting of such bond as may be set by  
20 the police officer and may impose nonfinancial conditions of release  
21 which may require that the arrested person do one or more of the  
22 following: (1) Avoid all contact with the alleged victim of the crime, (2)  
23 comply with specified restrictions on the person's travel, association or  
24 place of abode that are directly related to the protection of the alleged  
25 victim of the crime, or (3) not use or possess a dangerous weapon,  
26 intoxicant or controlled substance. Any such nonfinancial conditions of  
27 release shall be indicated on a form prescribed by the Judicial Branch  
28 and sworn to by the police officer. Such form shall articulate (A) the  
29 efforts that were made to contact a bail commissioner, (B) the specific  
30 factual basis relied upon by the police officer to impose the  
31 nonfinancial conditions of release, and (C) if the arrested person was  
32 non-English-speaking, that the services of a translation service or  
33 interpreter were used. A copy of that portion of the form that indicates  
34 the nonfinancial conditions of release shall immediately be provided to  
35 the arrested person. A copy of the entire form shall be provided to  
36 counsel for the arrested person at arraignment. Any nonfinancial  
37 conditions of release imposed pursuant to this subsection shall remain  
38 in effect until the arrested person is presented before the Superior  
39 Court pursuant to subsection (a) of section 54-1g. On such date, the  
40 court shall conduct a hearing pursuant to section 46b-38c at which the  
41 defendant is entitled to be heard with respect to the issuance of a  
42 protective order."