



General Assembly

**Substitute Bill No. 5722**

February Session, 2008

\*           HB05722JUDAPP031708           \*

**AN ACT CONCERNING PROTECTIVE ORDERS, COURT SERVICES  
FOR CRIME VICTIMS AND STAFFING AT DOMESTIC VIOLENCE  
SHELTERS.**

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

1       Section 1. Section 54-1k of the 2008 supplement to the general  
2 statutes is repealed and the following is substituted in lieu thereof  
3 (*Effective October 1, 2008*):

4       (a) Upon the arrest of a person for a violation of subdivision (1) or  
5 (2) of subsection (a) of section 53-21 of the 2008 supplement to the  
6 general statutes, section 53a-70, 53a-70a, 53a-70c of the 2008  
7 supplement to the general statutes, 53a-71 of the 2008 supplement to  
8 the general statutes, 53a-72a, 53a-72b, or 53a-73a of the 2008  
9 supplement to the general statutes, or any attempt thereof, or section  
10 53a-181c, 53a-181d or 53a-181e, the court may issue a protective order  
11 pursuant to this section. Upon the arrest of a person for a violation of  
12 section 53a-182b or 53a-183, the court may issue a protective order  
13 pursuant to this section if it finds that such violation caused the victim  
14 to reasonably fear for his or her physical safety. Such order shall be an  
15 order of the court, and the clerk of the court shall cause a certified copy  
16 of such order to be sent to the victim, and a copy of such order, or the  
17 information contained in such order, to be sent by facsimile or other  
18 means within forty-eight hours of its issuance to the appropriate law  
19 enforcement agency.

20     **(b)** A protective order issued under this section may include  
21 provisions necessary to protect the victim from threats, harassment,  
22 injury or intimidation by the defendant, including but not limited to,  
23 an order enjoining the defendant from (1) imposing any restraint upon  
24 the person or liberty of the victim, (2) threatening, harassing,  
25 assaulting, molesting or sexually assaulting the victim, or (3) entering  
26 the dwelling of the victim. A protective order issued under this section  
27 may include provisions necessary to protect any animal owned or kept  
28 by the victim including, but not limited to, an order enjoining the  
29 defendant from injuring or threatening to injure such animal. Such  
30 order shall be made a condition of the bail or release of the defendant  
31 and shall contain the following language: "In accordance with section  
32 53a-223 of the Connecticut general statutes, any violation of this order  
33 constitutes criminal violation of a protective order which is punishable  
34 by a term of imprisonment of not more than five years, a fine of not  
35 more than five thousand dollars, or both. Additionally, in accordance  
36 with section 53a-107 of the Connecticut general statutes, entering or  
37 remaining in a building or any other premises in violation of this order  
38 constitutes criminal trespass in the first degree which is punishable by  
39 a term of imprisonment of not more than one year, a fine of not more  
40 than two thousand dollars, or both. Violation of this order also violates  
41 a condition of your bail or release and may result in raising the amount  
42 of bail or revoking release."

43     **(c)** The information contained in and concerning the issuance of any  
44 protective order issued under this section shall be entered in the  
45 registry of protective orders pursuant to section 51-5c.

46     Sec. 2. (NEW) (*Effective July 1, 2008*) The Judicial Department shall  
47 assign at least one victim advocate to each judicial district courthouse  
48 and geographical area courthouse.

49     Sec. 3. (*Effective July 1, 2008*) The sum of \_\_\_\_ dollars is appropriated  
50 to the Judicial Department, from the General Fund, for the fiscal year  
51 ending June 30, 2009, for the purpose of assigning victim advocates to  
52 courthouses pursuant to section 2 of this act.

53       Sec. 4. (*Effective July 1, 2008*) The sum of \_\_\_\_ dollars is appropriated  
54 to the Department of Social Services, from the General Fund, for the  
55 fiscal year ending June 30, 2009, for the purpose of making grants to  
56 domestic violence programs to provide on-site staffing at their  
57 emergency shelters twenty-four hours a day.

58       Sec. 5. (*Effective July 1, 2008*) The sum of \_\_\_\_ dollars is  
59 appropriated to the Judicial Department, from the General Fund, for  
60 the fiscal year ending June 30, 2009, for the purpose of funding  
61 contracts with victim service providers in family violence cases  
62 pursuant to subdivision (1) of subsection (f) of section 46b-38c of the  
63 2008 supplement to the general statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	54-1k
Sec. 2	<i>July 1, 2008</i>	New section
Sec. 3	<i>July 1, 2008</i>	New section
Sec. 4	<i>July 1, 2008</i>	New section
Sec. 5	<i>July 1, 2008</i>	New section

**JUD**       *Joint Favorable Subst. C/R*

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