



General Assembly

Substitute Bill No. 35

February Session, 2008

* SB00035JUD 032408 *

AN ACT CONCERNING THE REGISTRATION OF SEXUAL OFFENDERS.

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

1 Section 1. Section 54-250 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2008*):

3 For the purposes of sections 54-102g of the 2008 supplement to the
4 general statutes, as amended by this act, and 54-250 to 54-258a,
5 inclusive, as amended by this act, and sections 2, 3, 4, 7 and 8 of this
6 act:

7 (1) "Conviction" means a judgment entered by a court upon a plea of
8 guilty, a plea of nolo contendere or a finding of guilty by a jury or the
9 court notwithstanding any pending appeal or habeas corpus
10 proceeding arising from such judgment.

11 [(2) "Criminal offense against a victim who is a minor" means (A) a
12 violation of subdivision (2) of section 53-21 of the general statutes in
13 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
14 section 53-21, subdivision (2) of subsection (a) of section 53a-70,
15 subdivision (1), (4), (8) or (10) or subparagraph (B) of subdivision (9) of
16 subsection (a) of section 53a-71, subdivision (2) of subsection (a) of
17 section 53a-72a, subdivision (2) of subsection (a) of section 53a-86,
18 subdivision (2) of subsection (a) of section 53a-87, section 53a-90a, 53a-

19 196a, 53a-196b, 53a-196c, 53a-196d, 53a-196e or 53a-196f, (B) a violation
20 of subparagraph (A) of subdivision (9) of subsection (a) of section 53a-
21 71 or section 53a-92, 53a-92a, 53a-94, 53a-94a, 53a-95, 53a-96 or 53a-186,
22 provided the court makes a finding that, at the time of the offense, the
23 victim was under eighteen years of age, (C) a violation of any of the
24 offenses specified in subparagraph (A) or (B) of this subdivision for
25 which a person is criminally liable under section 53a-8, 53a-48 or
26 53a-49, or (D) a violation of any predecessor statute to any offense
27 specified in subparagraph (A), (B) or (C) of this subdivision the
28 essential elements of which are substantially the same as said offense.]

29 [(3)] (2) "Identifying factors" means fingerprints and palm prints,
30 scars, marks or tattoos, a photographic image, and a description of any
31 other identifying characteristics as may be required by the
32 Commissioner of Public Safety. The commissioner shall also require a
33 sample of the registrant's blood or other biological sample be taken for
34 DNA (deoxyribonucleic acid) analysis, unless such sample has been
35 previously obtained in accordance with section 54-102g of the 2008
36 supplement to the general statutes, as amended by this act.

37 [(4)] "Mental abnormality" means a congenital or acquired condition
38 of a person that affects the emotional or volitional capacity of the
39 person in a manner that predisposes that person to the commission of
40 criminal sexual acts to a degree that makes the person a menace to the
41 health and safety of other persons.

42 (5) "Nonviolent sexual offense" means (A) a violation of section 53a-
43 73a or subdivision (2) of subsection (a) of section 53a-189a, or (B) a
44 violation of any of the offenses specified in subparagraph (A) of this
45 subdivision for which a person is criminally liable under section 53a-8,
46 53a-48 or 53a-49.]

47 [(6)] (3) "Not guilty by reason of mental disease or defect" means a
48 finding by a court or jury of not guilty by reason of mental disease or
49 defect pursuant to section 53a-13 notwithstanding any pending appeal
50 or habeas corpus proceeding arising from such finding.

51 [(7) "Personality disorder" means a condition as defined in the most
52 recent edition of the Diagnostic and Statistical Manual of Mental
53 Disorders, published by the American Psychiatric Association.]

54 [(8)] (4) "Registrant" means a person required to register under
55 section [54-251, 54-252,] 54-253 or 54-254 of the 2008 supplement to the
56 general statutes, as amended by this act, or section 2, 3 or 4 of this act.

57 [(9)] (5) "Registry" means a central record system in this state, any
58 other state, [or] the federal government or a foreign country that
59 receives, maintains and disseminates information on persons convicted
60 or found not guilty by reason of mental disease or defect of [criminal
61 offenses against victims who are minors, nonviolent sexual offenses,
62 sexually violent offenses] tier one offenses, tier two offenses, tier three
63 offenses and felonies found by the sentencing court to have been
64 committed for a sexual purpose.

65 [(10)] (6) "Release into the community" means, with respect to a
66 conviction or a finding of not guilty by reason of mental disease or
67 defect of a [criminal offense against a victim who is a minor, a
68 nonviolent sexual offense, a sexually violent offense] tier one offense, a
69 tier two offense, a tier three offense or a felony found by the sentencing
70 court to have been committed for a sexual purpose, (A) any release by
71 a court after such conviction or finding of not guilty by reason of
72 mental disease or defect, a sentence of probation or any other sentence
73 under section 53a-28 that does not result in the offender's immediate
74 placement in the custody of the Commissioner of Correction; (B)
75 release from a correctional facility at the discretion of the Board of
76 Pardons and Paroles, by the Department of Correction to a program
77 authorized by section 18-100c or upon completion of the maximum
78 term or terms of the offender's sentence or sentences, or to the
79 supervision of the Court Support Services Division in accordance with
80 the terms of the offender's sentence; or (C) release from a hospital for
81 mental illness or a facility for persons with mental retardation by the
82 Psychiatric Security Review Board on conditional release pursuant to
83 section 17a-588 of the 2008 supplement to the general statutes or upon

84 termination of commitment to the Psychiatric Security Review Board.

85 [(11) "Sexually violent offense" means (A) a violation of section
86 53a-70, except subdivision (2) of subsection (a) of said section, 53a-70a,
87 53a-70b, 53a-71, except subdivision (1), (4), (8) or (10) or subparagraph
88 (B) of subdivision (9) of subsection (a) of said section or subparagraph
89 (A) of subdivision (9) of subsection (a) of said section if the court
90 makes a finding that, at the time of the offense, the victim was under
91 eighteen years of age, 53a-72a, except subdivision (2) of subsection (a)
92 of said section, or 53a-72b, or of section 53a-92 or 53a-92a, provided the
93 court makes a finding that the offense was committed with intent to
94 sexually violate or abuse the victim, (B) a violation of any of the
95 offenses specified in subparagraph (A) of this subdivision for which a
96 person is criminally liable under section 53a-8, 53a-48 or 53a-49, or (C)
97 a violation of any predecessor statute to any of the offenses specified in
98 subparagraph (A) or (B) of this subdivision the essential elements of
99 which are substantially the same as said offense.]

100 [(12)] (7) "Sexual purpose" means that a purpose of the defendant in
101 committing the felony was to engage in sexual contact or sexual
102 intercourse with another person without that person's consent. A
103 sexual purpose need not be the sole purpose of the commission of the
104 felony. The sexual purpose may arise at any time in the course of the
105 commission of the felony.

106 [(13)] (8) "Employed" or "carries on a vocation" means employment
107 that is full-time or part-time for more than fourteen days, or for a total
108 period of time of more than thirty days during any calendar year,
109 whether financially compensated, volunteered or for the purpose of
110 government or educational benefit.

111 [(14)] (9) "Student" means a person who is enrolled on a full-time or
112 part-time basis, in any public or private educational institution,
113 including any secondary school, trade or professional institution or
114 institution of higher learning.

115 (10) "Tier one offense" means (A) a violation of section 16 or 19 of

116 this act, section 53a-73a other than a violation of subparagraph (A) of
117 subdivision (1) of subsection (a) or subdivision (2) of subsection (a) of
118 section 53a-189a, or (B) a violation of any of the offenses specified in
119 subparagraph (A) of this subdivision for which a person is criminally
120 liable under section 53a-8, 53a-48 or 53a-49.

121 (11) "Tier two offense" means (A) a violation of subdivision (2) of
122 section 53-21 of the general statutes in effect prior to October 1, 2000,
123 subdivision (2) of subsection (a) of section 53-21 of the general statutes
124 in effect prior to October 1, 2008, section 18 of this act, subdivision (2)
125 of subsection (a) of section 53a-70, subdivision (1), (4), (8) or (10) or
126 subparagraph (B) of subdivision (9) of subsection (a) of section 53a-71,
127 subdivision (2) of subsection (a) of section 53a-72a, subparagraph (A)
128 of subdivision (1) of subsection (a) of section 53a-73a, section 53a-90a,
129 53a-196d, 53a-196e or 53a-196f, (B) a violation of subparagraph (A) of
130 subdivision (9) of subsection (a) of section 53a-71 or section 53a-92,
131 53a-92a, 53a-94, 53a-94a, 53a-95 or 53a-96, provided the court makes a
132 finding that, at the time of the offense, the victim was under eighteen
133 years of age, (C) a violation of any of the offenses specified in
134 subparagraph (A) or (B) of this subdivision for which a person is
135 criminally liable under section 53a-8, 53a-48 or 53a-49, or (D) a
136 violation of any predecessor statute to any offense specified in
137 subparagraph (A), (B) or (C) of this subdivision the essential elements
138 of which are substantially the same as said offense.

139 (12) "Tier three offense" means (A) a violation of section 53a-70,
140 except subdivision (2) of subsection (a) of said section, 53a-70a,
141 53a-70b, 53a-71, except subdivision (1), (4), (8) or (10) or subparagraph
142 (B) of subdivision (9) of subsection (a) of said section or subparagraph
143 (A) of subdivision (9) of subsection (a) of said section if the court
144 makes a finding that, at the time of the offense, the victim was under
145 eighteen years of age, 53a-72a, except subdivision (2) of subsection (a)
146 of said section, section 53a-72b, subdivision (2) of subsection (a) of
147 section 53a-86, subdivision (2) of subsection (a) of section 53a-87,
148 section 53a-196a, 53a-196b or 53a-196c, or of section 53a-92 or 53a-92a,
149 provided the court makes a finding that the offense was committed

150 with intent to sexually violate or abuse the victim, (B) a violation of
151 any of the offenses specified in subparagraph (A) of this subdivision
152 for which a person is criminally liable under section 53a-8, 53a-48 or
153 53a-49, or (C) a violation of any predecessor statute to any of the
154 offenses specified in subparagraph (A) or (B) of this subdivision the
155 essential elements of which are substantially the same as said offense.

156 (13) "Transient" means a person who has no residence.

157 (14) "Transient locations" means locations where a transient
158 registrant habitually lives, eats, works, frequents, engages in leisure
159 activities, stations himself or herself during the day or sleeps at night
160 within a specific town or city.

161 (15) "Residence" means a place where a person is living or staying
162 including a temporary residence or lodging, a person's home or a place
163 where a person habitually lives such as a homeless, emergency or
164 other shelter, or a structure that can be located by a street address
165 including, but not limited to, a house, apartment building, motel, hotel,
166 homeless shelter, recreational or other vehicle and vessel, not limited
167 by the length of stay at that residence.

168 (16) "State" means a state of the United States, the District of
169 Columbia, the Commonwealth of Puerto Rico, the Virgin Islands,
170 Guam or any territory or possession of the United States.

171 (17) "Foreign country" means a foreign country where sexual offense
172 convictions are deemed to have been obtained with sufficient
173 safeguards for fundamental fairness and due process including, but
174 not limited to, Canada, Great Britain, Australia and New Zealand.

175 Sec. 2. (NEW) (*Effective October 1, 2008*) (a) Any person who has
176 been convicted or found not guilty by reason of mental disease or
177 defect of a tier one offense and is released into the community shall,
178 not later than three days following such release or, if such person is in
179 the custody of the Commissioner of Correction, at such time prior to
180 release as the commissioner shall direct, register with the

181 Commissioner of Public Safety in accordance with section 7 of this act
182 and shall maintain such registration for fifteen years, except that any
183 person who has one or more prior convictions of any such offense shall
184 maintain such registration for life. Prior to accepting a plea of guilty or
185 nolo contendere from a person with respect to a tier one offense, the
186 court shall (1) inform the person that the entry of a finding of guilty
187 after acceptance of the plea will subject the person to the registration
188 requirements of this section, and (2) determine that the person fully
189 understands the consequences of the plea.

190 (b) Any person who has been convicted or found not guilty by
191 reason of mental disease or defect of a tier one offense and who is
192 subject to the registration requirements of section 54-251 of the general
193 statutes, revised to January 1, 2007, as amended by section 90 of public
194 act 07-4 of the June special session, shall, not later than three business
195 days after October 1, 2008, register under this section and comply with
196 the provisions of section 7 of this act and section 54-102g of the 2008
197 supplement to the general statutes, as amended by this act, except that
198 any person who was convicted, or found not guilty by reason of
199 mental disease or defect, of an offense that is classified as a criminal
200 offense against a victim who is a minor, as defined in subdivision (2) of
201 section 54-250 of the general statutes, revised to January 1, 2007, and
202 that is subject to a ten-year period of registration under section 54-251
203 of the general statutes, revised to January 1, 2007, shall maintain such
204 registration for ten years if so ordered by the court or if such person
205 has (1) not been convicted of any offense for which imprisonment for
206 more than one year was imposed, (2) not been convicted of another
207 sexual offense, (3) successfully completed any periods of probation
208 and parole, and (4) successfully completed an appropriate sexual
209 offender treatment program certified by the state.

210 (c) Notwithstanding the provisions of subsection (a) of this section,
211 the court may exempt any person who has been convicted, or found
212 not guilty by reason of mental disease or defect, of a violation of
213 subdivision (2) of subsection (a) of section 53a-73a of the general
214 statutes or subdivision (2) of subsection (a) of section 53a-189a of the

215 general statutes, from the registration requirements of this section if
216 the court finds that registration is not required for public safety.

217 (d) Any person who files an application with the court to be
218 exempted from the registration requirements of this section pursuant
219 to subsection (c) of this section shall, pursuant to subsection (b) of
220 section 54-227 of the general statutes, as amended by this act, notify the
221 Office of Victim Services and the Victim Services Unit within the
222 Department of Correction of the filing of such application. The Office
223 of Victim Services or the Victim Services Unit within the Department
224 of Correction, or both, shall, pursuant to section 54-230 or 54-230a of
225 the general statutes, as amended by this act, notify any victim who has
226 requested notification of the filing of such application. Prior to
227 granting or denying such application, the court shall consider any
228 information or statement provided by the victim.

229 (e) Any person who violates the provisions of subsection (a) or (b) of
230 this section shall be guilty of a class D felony.

231 Sec. 3. (NEW) (*Effective October 1, 2008*) (a) Any person who has
232 been convicted, or found not guilty by reason of mental disease or
233 defect, of a tier two offense and is released into the community shall,
234 not later than three days following such release or, if such person is in
235 the custody of the Commissioner of Correction, at such time prior to
236 release as the commissioner shall direct, register with the
237 Commissioner of Public Safety in accordance with section 7 of this act
238 and shall maintain such registration for twenty-five years, except that
239 any person previously convicted of any such offense shall maintain
240 such registration for life. Prior to accepting a plea of guilty or nolo
241 contendere from a person with respect to a tier two offense, the court
242 shall (1) inform the person that the entry of a finding of guilty after
243 acceptance of the plea will subject the person to the registration
244 requirements of this section, and (2) determine that the person fully
245 understands the consequences of the plea.

246 (b) Any person who has been convicted or found not guilty by

247 reason of mental disease or defect of a tier two offense and who is
248 subject to the registration requirements of section 54-251 of the general
249 statutes, revised to January 1, 2007, as amended by section 90 of public
250 act 07-4 of the June special session, shall, not later than three business
251 days after October 1, 2008, register under this section and comply with
252 the provisions of section 7 of this act and section 54-102g of the 2008
253 supplement to the general statutes, as amended by this act, except that
254 any person who was convicted, or found not guilty by reason of
255 mental disease or defect, of an offense that is classified as a criminal
256 offense against a victim who is a minor as defined in subdivision (2) of
257 section 54-250 of the general statutes, revised to January 1, 2007, and
258 that is subject to a ten-year period of registration under section 54-251
259 of the general statutes, revised to January 1, 2007, shall maintain such
260 registration for ten years if so ordered by the court or if such person
261 has (1) not been convicted of any offense for which imprisonment for
262 more than one year was imposed, (2) not been convicted of another
263 sexual offense, (3) successfully completed any periods of probation
264 and parole, and (4) successfully completed an appropriate sex offender
265 treatment program certified by the state.

266 (c) Notwithstanding the provisions of subsection (a) of this section,
267 the court may exempt any person who has been convicted or found
268 not guilty by reason of mental disease or defect of a violation of
269 subdivision (1) of subsection (a) of section 53a-71 of the general
270 statutes from the registration requirements of this section if the court
271 finds that such person was under nineteen years of age at the time of
272 the offense and that registration is not required for public safety.

273 (d) Any person who files an application with the court to be
274 exempted from the registration requirements of this section pursuant
275 to subsection (c) of this section shall, pursuant to subsection (b) of
276 section 54-227 of the general statutes, as amended by this act, notify the
277 Office of Victim Services and the Victim Services Unit within the
278 Department of Correction of the filing of such application. The Office
279 of Victim Services or the Victim Services Unit within the Department
280 of Correction, or both, shall, pursuant to section 54-230 or 54-230a of

281 the general statutes, as amended by this act, notify any victim who has
282 requested notification of the filing of such application. Prior to
283 granting or denying such application, the court shall consider any
284 information or statement provided by the victim.

285 (e) Any person who violates the provisions of subsection (a) or (b) of
286 this section shall be guilty of a class D felony.

287 Sec. 4. (NEW) (*Effective October 1, 2008*) (a) Any person who has
288 been convicted, or found not guilty by reason of mental disease or
289 defect, of a tier three offense and is released into the community shall,
290 within three days following such release or, if such person is in the
291 custody of the Commissioner of Correction, at such time prior to
292 release as the commissioner shall direct, register with the
293 Commissioner of Public Safety in accordance with section 7 of this act
294 and shall maintain such registration for life. Prior to accepting a plea of
295 guilty or nolo contendere from a person with respect to a tier three
296 offense, the court shall (1) inform the person that the entry of a finding
297 of guilty after acceptance of the plea will subject the person to the
298 registration requirements of this section, and (2) determine that the
299 person fully understands the consequences of the plea.

300 (b) Any person who has been subject to the registration
301 requirements of section 54-102r of the general statutes, revised to
302 January 1, 1997, as amended by section 1 of public act 97-183, shall, not
303 later than three business days after October 1, 2008, register under this
304 section and comply with the provisions of section 7 of this act and
305 section 54-102g of the 2008 supplement to the general statutes, as
306 amended by this act, except that any person who was convicted, or
307 found not guilty by reason of mental disease or defect, of an offense
308 that is classified as a criminal offense against a victim who is a minor
309 under subdivision (2) of section 54-250 of the general statutes, revised
310 to January 1, 2007, and is subject to a ten-year period of registration
311 under section 54-251 of the general statutes, revised to January 1, 2007,
312 shall maintain such registration for ten years.

313 (c) Any person who violates the provisions of this section shall be
314 guilty of a class D felony.

315 Sec. 5. Section 54-253 of the 2008 supplement to the general statutes
316 is repealed and the following is substituted in lieu thereof (*Effective*
317 *October 1, 2008*):

318 (a) Any person who has been convicted or found not guilty by
319 reason of mental disease or defect or adjudicated a delinquent child,
320 who is subject to the provisions of the Adam Walsh Child Protection
321 and Safety Act of 2006, P.L. 109-248, in any other state, in a federal, [or]
322 military or Indian tribal court or in any foreign [jurisdiction] country of
323 any crime (1) the essential elements of which are substantially the same
324 as any of the crimes specified in subdivisions [(2), (5) and (11)] (10),
325 (11) and (12) of section 54-250, as amended by this act, or (2) which
326 requires registration as a sexual offender in such other state or in the
327 federal, [or] military or Indian tribal system, and who resides in this
328 state on and after October 1, [1998] 2008, shall [, without undue delay
329 upon] provide to the Commissioner of Public Safety, in writing, not
330 less than forty-eight hours prior to entering the state, such person's
331 name, date of birth and residence address, the state where such person
332 is required to register as a sexual offender and the locations where
333 such person is employed or is enrolled as a student, and shall, within
334 three business days of residing in this state, register with the
335 Commissioner of Public Safety in the same manner as if such person
336 had been convicted or found not guilty by reason of mental disease or
337 defect of such crime in this state in accordance with section 7 of this
338 act, except that the commissioner shall maintain such registration until
339 such person is released from the registration requirement in such other
340 state, federal or military system or foreign [jurisdiction] country.

341 [(b) If any person who is subject to registration under this section
342 changes such person's name, such person shall, without undue delay,
343 notify the Commissioner of Public Safety in writing of the new name.
344 If any person who is subject to registration under this section changes
345 such person's address, such person shall, without undue delay, notify

346 the Commissioner of Public Safety in writing of the new address and,
347 if the new address is in another state, such person shall also register
348 with an appropriate agency in that state, provided that state has a
349 registration requirement for such offenders. If any person who is
350 subject to registration under this section establishes or changes an
351 electronic mail address, instant message address or other similar
352 Internet communication identifier, such person shall, without undue
353 delay, notify the Commissioner of Public Safety in writing of such
354 identifier. If any person who is subject to registration under this
355 section is employed at, carries on a vocation at or is a student at a trade
356 or professional institution or institution of higher learning in this state,
357 such person shall, without undue delay, notify the Commissioner of
358 Public Safety of such status and of any change in such status. If any
359 person who is subject to registration under this section is employed in
360 another state, carries on a vocation in another state or is a student in
361 another state, such person shall, without undue delay, notify the
362 Commissioner of Public Safety and shall also register with an
363 appropriate agency in that state, provided that state has a registration
364 requirement for such offenders. During such period of registration,
365 each registrant shall complete and return forms mailed to such
366 registrant to verify such registrant's residence address and shall submit
367 to the retaking of a photographic image upon request of the
368 Commissioner of Public Safety.]

369 [(c)] (b) Any person not a resident of this state who is registered as a
370 sexual offender under the laws of any other state, the United States or
371 a foreign country and who is employed in this state, carries on a
372 vocation in this state or is a student in this state, shall, [without undue
373 delay] provide to the Commissioner of Public Safety, in writing, not
374 less than forty-eight hours prior to entering the state, such person's
375 name, date of birth and residence address, the state where such person
376 is required to register as a sexual offender and the locations where
377 such person is employed, carries on a vocation or is enrolled as a
378 student, and shall, not later than three business days after the
379 commencement of such employment, vocation or education in this

380 state, register [such person's name, identifying factors and criminal
381 history record, locations visited on a recurring basis, and such person's
382 residence address, if any, in this state, residence address in such
383 person's home state and electronic mail address, instant message
384 address or other similar Internet communication identifier, if any,]
385 with the Commissioner of Public Safety [on such forms and in such
386 locations as said commissioner shall direct and shall] and maintain
387 such registration in accordance with section 7 of this act until such
388 employment, vocation or education terminates or until such person is
389 released from registration as a sexual offender in such other state or
390 foreign country or under the laws of the United States. If such person
391 terminates such person's employment, vocation or education in this
392 state, changes such person's address in this state or establishes or
393 changes an electronic mail address, instant message address or other
394 similar Internet communication identifier such person shall, [without
395 undue delay] within three business days, notify the Commissioner of
396 Public Safety in writing of such termination, new address or identifier.

397 [(d)] (c) Any person not a resident of this state who is registered as a
398 sexual offender under the laws of any other state and who [travels in
399 this state on a recurring basis for periods of less than five days shall
400 notify the Commissioner of Public Safety of such person's temporary
401 residence in this state and of a telephone number at which such person
402 may be contacted] will be entering and remaining in this state for a
403 period of less than five days shall notify the Commissioner of Public
404 Safety in writing not less than forty-eight hours prior to entering the
405 state of such person's name, date of birth and temporary residence
406 address in this state, the state or foreign country where such person is
407 required to register as a sexual offender, the nature of such person's
408 stay in this state, the locations where such person will be while in this
409 state, a telephone number at which such person may be contacted and
410 the dates such person will be in this state and the date such person will
411 be leaving. Any person not a resident of this state who enters this state
412 under the provisions of this subsection and who remains in this state
413 for five or more days shall register with the Commissioner of Public

414 Safety in the same manner as provided in subsection (a) of this section
415 and shall do so within three business days after the fifth day such
416 person has remained in this state after entry.

417 (d) Any person who is a registered sexual offender under the laws
418 of any other state who enters this state and fails to notify the
419 Commissioner of Public Safety in writing not less than forty-eight
420 hours prior to entering the state of the information required under this
421 section or falsely reports such information shall be guilty of a class D
422 felony.

423 (e) Any person who violates the provisions of this section shall be
424 guilty of a class D felony. [, except that, if such person violates the
425 provisions of this section by failing to register with the Commissioner
426 of Public Safety without undue delay or notify the Commissioner of
427 Public Safety without undue delay of a change of name, address or
428 status or another reportable event, such person shall be subject to such
429 penalty if such failure continues for five business days.]

430 Sec. 6. Section 54-254 of the 2008 supplement to the general statutes
431 is repealed and the following is substituted in lieu thereof (*Effective*
432 *October 1, 2008*):

433 (a) Any person who has been convicted or found not guilty by
434 reason of mental disease or defect in this state on or after October 1,
435 1998, of any felony that the court finds was committed for a sexual
436 purpose, may be required by the court [upon] not later than three days
437 after release into the community or, if such person is in the custody of
438 the Commissioner of Correction, at such time prior to release as the
439 commissioner shall direct to register [such person's name, identifying
440 factors, criminal history record, residence address and electronic mail
441 address, instant message address or other similar Internet
442 communication identifier, if any,] with the Commissioner of Public
443 Safety [, on such forms and in such locations as the commissioner shall
444 direct, and to] in accordance with section 7 of this act and maintain
445 such registration for ten years or life, as determined by the court. If the

446 court finds that a person has committed a felony for a sexual purpose
447 and intends to require such person to register under this section, prior
448 to accepting a plea of guilty or nolo contendere from such person with
449 respect to such felony, the court shall (1) inform the person that the
450 entry of a finding of guilty after acceptance of the plea will subject the
451 person to the registration requirements of this section, and (2)
452 determine that the person fully understands the consequences of the
453 plea. [If any person who is subject to registration under this section
454 changes such person's name, such person shall, without undue delay,
455 notify the Commissioner of Public Safety in writing of the new name.
456 If any person who is subject to registration under this section changes
457 such person's address, such person shall, without undue delay, notify
458 the Commissioner of Public Safety in writing of the new address and,
459 if the new address is in another state, such person shall also register
460 with an appropriate agency in that state, provided that state has a
461 registration requirement for such offenders. If any person who is
462 subject to registration under this section establishes or changes an
463 electronic mail address, instant message address or other similar
464 Internet communication identifier, such person shall, without undue
465 delay, notify the Commissioner of Public Safety in writing of such
466 identifier. If any person who is subject to registration under this
467 section is employed at, carries on a vocation at or is a student at a trade
468 or professional institution or institution of higher learning in this state,
469 such person shall, without undue delay, notify the Commissioner of
470 Public Safety of such status and of any change in such status. If any
471 person who is subject to registration under this section is employed in
472 another state, carries on a vocation in another state or is a student in
473 another state, such person shall, without undue delay, notify the
474 Commissioner of Public Safety and shall also register with an
475 appropriate agency in that state, provided that state has a registration
476 requirement for such offenders. During such period of registration,
477 each registrant shall complete and return forms mailed to such
478 registrant to verify such registrant's residence address and shall submit
479 to the retaking of a photographic image upon request of the
480 Commissioner of Public Safety.]

481 (b) Any person who violates the provisions of this section shall be
482 guilty of a class D felony. [except that, if such person violates the
483 provisions of this section by failing to notify the Commissioner of
484 Public Safety without undue delay of a change of name, address or
485 status or another reportable event, such person shall be subject to such
486 penalty if such failure continues for five business days.]

487 Sec. 7. (NEW) (*Effective October 1, 2008*) (a) Any person required to
488 register under the provisions of section 2, 3 or 4 of this act or section
489 54-253 or 54-254 of the 2008 supplement to the general statutes, as
490 amended by this act, shall, as a requirement of such registration,
491 provide the following information upon initial registration and shall
492 maintain such information by reporting any changes, additions or
493 omissions to such person's registry information by appearing in person
494 at the Department of Public Safety or at a location designated by the
495 department:

496 (1) Such person's name, including legal name changes, any name by
497 which the person has been known, nicknames and pseudonyms
498 including any designations or monikers used for self-identification in
499 Internet communications or other postings. If any person who is
500 subject to registration under this section changes such person's name,
501 including legal name changes, nicknames and pseudonyms including
502 any designations or monikers used for self-identification in Internet
503 communications or other postings, such person shall, within three
504 business days of such change, report in person to the Department of
505 Public Safety or a location designated by the department and report
506 such change of information in writing.

507 (2) The current residence address or residence addresses of such
508 person or, if such person is in the custody of the Commissioner of the
509 Department of Correction, the residence address or addresses where
510 such person will reside upon such person's release into the
511 community. If any person who is subject to registration under this
512 section changes such person's address, such person shall, within three
513 business days of such change, report in person to the Department of

514 Public Safety or a location designated by the department and report
515 such change of address in writing and, if the new address is in another
516 state or foreign country, such person shall also register with an
517 appropriate agency in that state or foreign country. Any person
518 required to register under the provisions of section 2, 3 or 4 of this act
519 or section 54-253 or 54-254 of the 2008 supplement to the general
520 statutes, as amended by this act, or who becomes a transient, shall
521 report such transient status to the Department of Public Safety not later
522 than three business days after becoming transient by reporting in
523 person to the Department of Public Safety or a location designated by
524 the department and reporting such transient status in writing. Such
525 registrant shall sign a statement that, as a transient, such registrant is
526 not residing at a residence. Any such residence shall constitute a
527 change of address and shall be required to be reported under
528 subsection (b) of this section. Such registrant shall report any transient
529 locations, including the specific town or city in which such registrant is
530 claiming to be a transient. Such locations shall be provided with
531 sufficient detail to allow for law enforcement officials to be reasonably
532 able to locate and verify the registrant's presence at such locations. If
533 such transient locations are in another state or foreign country, such
534 person shall also register with an appropriate agency in that other state
535 or foreign country.

536 (3) The name of such person's employer and any address where
537 employed or, if such person is in the custody of the Commissioner of
538 Correction, the name and address of any employer by whom such
539 person will be employed upon release from custody. If any person
540 who is subject to registration changes employment, or the address
541 where such person is employed changes, such person shall, not later
542 than three business days after such change, report in person to the
543 Department of Public Safety or a location designated by the
544 department and report such change in writing and, if the new address
545 is in another state or foreign country, such person shall register with
546 an appropriate agency in that state or foreign country.

547 (4) The name and address of any youth camp, as defined in section

548 19a-420 of the general statutes, provider of child day care services, as
549 defined in section 19a-77 of the general statutes, public or private
550 educational institution, including elementary, middle or high school,
551 regional vocational-technical school, charter school, secondary school
552 or trade or professional institution or institution of higher learning in
553 this state where such registrant is employed, carries on a vocation, is a
554 student or is enrolled. If any person who is subject to registration
555 under this section is employed in another state or foreign country,
556 carries on a vocation in another state or foreign country or is a student
557 in another state or foreign country, such person shall notify the
558 Commissioner of Public Safety and shall also register with an
559 appropriate agency in that state or foreign country. If any person who
560 is subject to registration changes employment, location of vocation or
561 place of enrollment or if the address of any such place changes, such
562 person shall, not later than three business days after such change,
563 report in person to the Department of Public Safety or a location
564 designated by the department and report such change in writing and,
565 if the new employment, school or address is in another state or foreign
566 country, such person shall register with an appropriate agency in that
567 state or foreign country.

568 (b) Any person required to register under the provisions of section
569 2, 3 or 4 of this act or section 54-253 or 54-254 of the 2008 supplement
570 to the general statutes, as amended by this act, shall provide the
571 following information to the Department of Public Safety upon initial
572 registration and shall maintain such information by reporting any
573 changes to such information to the Department of Public Safety in
574 writing:

575 (1) Such person's date of birth and a copy of such person's birth
576 certificate;

577 (2) Such person's Social Security number;

578 (3) Any alias names, dates of birth or Social Security numbers that
579 such person is using or has used;

- 580 (4) Identifying factors;
- 581 (5) Such person's criminal history record including any convictions
582 in other states or foreign countries;
- 583 (6) Telephone or cellular telephone number subscribed to or used by
584 such person;
- 585 (7) A copy of such person's Connecticut motor vehicle operator's
586 license or an identity card issued pursuant to section 1-1h of the
587 general statutes;
- 588 (8) The date of such person's conviction, the name and address of
589 the court where such person was convicted and the offense for which
590 such person is required to register;
- 591 (9) The name, office location and telephone number of any
592 probation or parole officer in this or any other state;
- 593 (10) Travel and immigration documents including, but not limited
594 to, passports, alien registration cards and student or work visas;
- 595 (11) Any professional licenses that authorize such person to engage
596 in an occupation or carry on a trade;
- 597 (12) Any electronic mail address, instant message address or other
598 similar Internet communication identifier established or used by such
599 person; and
- 600 (13) The license plate number and description of any vehicles
601 owned, operated or used by such person.

602 (c) In the event that a registrant fails to notify the Department of
603 Public Safety of a change of information required under this section or
604 fails to maintain such information, the Department of Public Safety
605 shall notify the local police department or the state police troop having
606 foreign jurisdiction over the registrant's last reported address, and that
607 agency shall apply for a warrant to be issued for the registrant's arrest

608 under this section. The Department of Public Safety shall not be
609 required to update such information on any registrant whose last
610 reported address was outside this state.

611 (d) Any person required to register under the provisions of section
612 2, 3 or 4 of this act or section 54-253 or 54-254 of the 2008 supplement
613 to the general statutes, as amended by this act, shall obtain a motor
614 vehicle operator's license, renew such a license or obtain an identity
615 card issued by the Department of Motor Vehicles prior to registration
616 and shall maintain such license or card for the period such person is
617 required to be registered. Such person shall report to the Department
618 of Motor Vehicles that such person is required to comply with this
619 section, shall provide all information required by said department and
620 shall obtain a current photograph for use on such license or card and
621 for use by the Department of Public Safety in maintaining a current
622 record of registration. The Department of Motor Vehicles shall mark
623 the front of any motor vehicle operator's license or identity card issued
624 to such person by the department with a reference to the statute under
625 which such person is required to register.

626 (e) Upon the request of any sworn member of an organized local,
627 state or federal law enforcement agency, in the lawful performance of
628 such sworn member's duties, to any person required to register under
629 the provisions of section 2, 3 or 4 of this act or section 54-253 or 54-254
630 of the 2008 supplement to the general statutes, as amended by this act,
631 such person shall produce such person's motor vehicle operator's
632 license or identity card issued by the Department of Motor Vehicles. If
633 such registrant does not have such license or card in such registrant's
634 possession, such registrant shall identify himself or herself as a
635 registered sexual offender. Any such registrant who fails to comply
636 with the provisions of this subsection shall be subject to arrest.

637 (f) Except as provided in subsection (b) of this section, the
638 Department of Public Safety shall verify the address of each registrant
639 by mailing a nonforwardable verification form by first class mail to the
640 registrant at the registrant's last reported address. If mail is not

641 delivered to a registrant's residential address due to postal restrictions,
642 the Commissioner of Public Safety may develop and implement
643 procedures to verify the addresses of such registrants. Such
644 verification form shall require the registrant to sign a statement that
645 the registrant continues to reside at the registrant's last reported
646 address and to return the form by mail by a date which is no more
647 than ten days after the date such form was mailed to the registrant.
648 The form shall contain a statement that failing to return the form or
649 providing false information is a violation of this section. Each person
650 required to register under the provisions of section 2, 3 or 4 of this act
651 or section 54-253 or 54-254 of the 2008 supplement to the general
652 statutes, as amended by this act, shall have such person's address
653 verified in such manner every ninety days after such person's initial
654 registration date. In the event that a registrant fails to return the
655 address verification form, the Department of Public Safety shall notify
656 the local police department or the state police troop having jurisdiction
657 over the registrant's last reported address, and that agency shall apply
658 for a warrant to be issued for the registrant's arrest under this section.
659 The Department of Public Safety shall not verify the address of
660 registrants whose last reported address was outside this state.

661 (g) Except as provided in subsection (b) of this section, the
662 Department of Public Safety shall verify that each registrant is
663 physically within this state by mailing a nonforwardable verification
664 form by first class mail to the registrant at the registrant's last reported
665 address which requires the registrant to appear in person with the
666 verification form at a prescribed office of the Court Support Services
667 Division within the judicial branch by a date which is ten days after the
668 date such form was mailed to the registrant and submit to the taking of
669 a photograph that reflects the registrant's current appearance and
670 update and verify any information required under section 54-256 of
671 the 2008 supplement to the general statutes, as amended by this act. If
672 mail is not delivered to a registrant's residential address due to postal
673 restrictions, the Commissioner of Public Safety may develop and
674 implement procedures to deliver such form to such registrant. The

675 form shall contain a statement that failure to report to the prescribed
676 office of the Court Support Services Division with the verification form
677 is a violation of this section.

678 (h) Registrants shall appear in person with the verification form at
679 the prescribed office pursuant to subsection (g) of this section in
680 accordance with the following schedule:

681 (1) Any person required to register under section 2 of this act or
682 section 54-253 of the 2008 supplement to the general statutes, as
683 amended by this act, shall appear in person annually after such
684 person's initial registration date;

685 (2) Any person required to register under section 3 of this act shall
686 appear in person every six months after such person's initial
687 registration date;

688 (3) Any person required to register under section 4 of this act shall
689 appear in person every ninety days after such person's initial
690 registration date;

691 (4) Any person required to register under section 54-254 of the 2008
692 supplement to the general statutes, as amended by this act, shall
693 appear in person as directed by the Department of Public Safety;

694 (5) Any person required to register under the provisions of section
695 2, 3 or 4 of this act or section 54-253 or 54-254 of the 2008 supplement
696 to the general statutes, as amended by this act, or who becomes a
697 transient shall, after reporting such status under subdivision (2) of
698 subsection (b) of this section, appear in person by a date which is not
699 less than ten days or more than fifteen days after such registrant's last
700 reporting date under this section and shall continue to appear in such
701 manner until such registrant is no longer transient.

702 (i) If a registrant fails to physically report in person to the prescribed
703 office of the Court Support Services Division as provided under
704 subsections (g) and (h) of this section, the Court Support Services

705 Division shall electronically notify the Department of Public Safety.
706 The department shall notify the local police department or the state
707 police troop having jurisdiction over the registrant's last reported
708 transient location, and that agency shall apply for a warrant to be
709 issued for the registrant's arrest under this section. The Department of
710 Public Safety shall not require a registrant to report if such registrant's
711 last reported address was outside this state.

712 (j) Any person required to register under the provisions of section 2,
713 3 or 4 of this act or section 54-253 or 54-254 of the 2008 supplement to
714 the general statutes, as amended by this act, shall submit to the
715 retaking of a photographic image upon request of, and at the time and
716 place designated by, the Commissioner of Public Safety.

717 (k) Any person required to register under the provisions of section
718 2, 3 or 4 of this act or section 54-253 or 54-254 of the 2008 supplement
719 to the general statutes, as amended by this act, shall keep such person's
720 registration current and in compliance with registry requirements. Any
721 period of incarceration or noncompliance shall be excluded from such
722 registrant's registry term and such registration requirement will
723 continue until such registrant meets the required registration period.

724 (l) Any person who violates the registration requirements under this
725 section shall be guilty of a class D felony, except that (1) any person
726 required to register under section 2, 3 or 4 of this act or section 54-253
727 or 54-254 of the 2008 supplement to the general statutes, as amended
728 by this act, shall within three business days of a change of the
729 information required under this section report in person to the
730 Department of Public Safety or a location designated by the
731 department and report such change of information in writing, and (2)
732 any person required to register under the provisions of this section
733 shall within three business days of a change of such information report
734 such change to the Department of Public Safety in writing.

735 Sec. 8. (NEW) (*Effective October 1, 2008*) Any person who has reason
736 to believe that a person required to register under the provisions of

737 section 2, 3 or 4 of this act or section 54-253 or 54-254 of the 2008
738 supplement to the general statutes, as amended by this act, is in
739 violation of registration requirements and who, with intent to assist the
740 registrant in eluding a law enforcement officer in the investigation or
741 enforcement of such violation, (1) withholds information from, or does
742 not notify, the law enforcement officer about the registrant's
743 noncompliance with the requirements of said sections and, if known,
744 the whereabouts of the registrant, (2) harbors, or attempts to harbor, or
745 assists another person in harboring or attempting to harbor, the
746 registrant, (3) conceals or attempts to conceal, or assists another person
747 in concealing or attempting to conceal, the registrant, (4) knowingly
748 provides false information regarding the registrant, (5) obstructs or
749 hinders the law enforcement officer in the performance of such
750 officer's official duties relative to the investigation or enforcement of
751 such violation, or (6) falsely represents the registrant by signing
752 address verification forms or other official documentation relative to
753 the registration of sexual offenders, shall be guilty of a class D felony.

754 Sec. 9. Section 54-255 of the general statutes is repealed and the
755 following is substituted in lieu thereof (*Effective October 1, 2008*):

756 (a) Upon the conviction or finding of not guilty by reason of mental
757 disease or defect of any person for a violation of section 53a-70b, the
758 court may order the Department of Public Safety to restrict the
759 dissemination of the registration information to law enforcement
760 purposes only and to not make such information available for public
761 access, provided the court finds that dissemination of the registration
762 information is not required for public safety and that publication of the
763 registration information would be likely to reveal the identity of the
764 victim within the community where the victim resides. The court shall
765 remove the restriction on the dissemination of such registration
766 information if, at any time, the court finds that public safety requires
767 that such person's registration information be made available to the
768 public or that a change of circumstances makes publication of such
769 registration information no longer likely to reveal the identity of the
770 victim within the community where the victim resides. Prior to

771 ordering or removing the restriction on the dissemination of such
772 person's registration information, the court shall consider any
773 information or statements provided by the victim.

774 (b) Upon the conviction or finding of not guilty by reason of mental
775 disease or defect of any person of a [criminal offense against a victim
776 who is a minor, a nonviolent sexual offense or a sexually violent
777 offense] tier one offense, tier two offense or tier three offense, where
778 the victim of such offense was, at the time of the offense, under
779 eighteen years of age and related to such person within any of the
780 degrees of kindred specified in section 46b-21, the court may order the
781 Department of Public Safety to restrict the dissemination of the
782 registration information to law enforcement purposes only and to not
783 make such information available for public access, provided the court
784 finds that dissemination of the registration information is not required
785 for public safety and that publication of the registration information
786 would be likely to reveal the identity of the victim within the
787 community where the victim resides. The court shall remove the
788 restriction on the dissemination of such registration information if, at
789 any time, it finds that public safety requires that such person's
790 registration information be made available to the public or that a
791 change in circumstances makes publication of the registration
792 information no longer likely to reveal the identity of the victim within
793 the community where the victim resides.

794 (c) Any person who: (1) Has been convicted or found not guilty by
795 reason of mental disease or defect of a violation of subdivision (1) of
796 subsection (a) of section 53a-71 of the 2008 supplement to the general
797 statutes between October 1, 1988, and June 30, 1999, and was under
798 nineteen years of age at the time of the offense; (2) has been convicted
799 or found not guilty by reason of mental disease or defect of a violation
800 of subdivision (2) of subsection (a) of section 53a-73a of the 2008
801 supplement to the general statutes between October 1, 1988, and June
802 30, 1999; (3) has been convicted or found not guilty by reason of mental
803 disease or defect of a criminal offense against a victim who is a minor,
804 a nonviolent sexual offense or a sexually violent offense, between

805 October 1, 1988, and June 30, 1999, where the victim of such offense
806 was, at the time of the offense, under eighteen years of age and related
807 to such person within any of the degrees of kindred specified in
808 section 46b-21; (4) has been convicted or found not guilty by reason of
809 mental disease or defect of a violation of section 53a-70b between
810 October 1, 1988, and June 30, 1999; or (5) has been convicted or found
811 not guilty by reason of mental disease or defect of any crime between
812 October 1, 1988, and September 30, 1998, which requires registration
813 under sections 54-250 to 54-258a, inclusive, as amended by this act, and
814 (A) served no jail or prison time as a result of such conviction or
815 finding of not guilty by reason of mental disease or defect, (B) has not
816 been subsequently convicted or found not guilty by reason of mental
817 disease or defect of any crime which would require registration under
818 sections 54-250 to 54-258a, inclusive, as amended by this act, and (C)
819 has registered with the Department of Public Safety in accordance with
820 sections 54-250 to 54-258a, inclusive, as amended by this act; may
821 petition the court to order the Department of Public Safety to restrict
822 the dissemination of the registration information to law enforcement
823 purposes only and to not make such information available for public
824 access. Any person who files such a petition shall, pursuant to
825 subsection (b) of section 54-227, as amended by this act, notify the
826 Office of Victim Services and the Victim Services Unit within the
827 Department of Correction of the filing of such petition. The Office of
828 Victim Services or the Victim Services Unit within the Department of
829 Correction, or both, shall, pursuant to section 54-230 or 54-230a, as
830 amended by this act, notify any victim who has requested notification
831 pursuant to subsection (b) of section 54-228 as amended by this act, of
832 the filing of such petition. Prior to granting or denying such petition,
833 the court shall consider any information or statements provided by the
834 victim. The court may order the Department of Public Safety to restrict
835 the dissemination of the registration information to law enforcement
836 purposes only and to not make such information available for public
837 access, provided the court finds that dissemination of the registration
838 information is not required for public safety.

839 (d) The court may order the Department of Public Safety to restrict
840 the dissemination of the registration information for law enforcement
841 purposes or to exempt from registration any person required to
842 register under the provisions of section 2, 3 or 4 of this act or section
843 54-253 or 54-254 of the 2008 supplement to the general statutes, as
844 amended by this act, who is protected under a state or federal witness
845 protection or relocation program and to not make such information
846 available for public access, provided the court finds that dissemination
847 of the registration information or exemption from registration is not
848 required for public safety and that publication of the registration
849 information would be likely to jeopardize the safety of such protected
850 individual. The court shall remove the restriction on the dissemination
851 or exemption from registration of such registration information if, at
852 any time, it finds that public safety requires that such person's
853 registration information be made available to the public or that a
854 change in circumstances makes publication of the registration
855 information no longer likely to jeopardize the safety of such protected
856 individual. The court shall direct the Department of Public Safety to
857 execute and secure such order and refrain from any further
858 dissemination of information in the matter unless so ordered by the
859 court. Record of the order and activity of the court pertaining to the
860 order shall be sealed from the public.

861 Sec. 10. Section 54-256 of the 2008 supplement to the general statutes
862 is repealed and the following is substituted in lieu thereof (*Effective*
863 *October 1, 2008*):

864 (a) [Any court, the] The Commissioner of Correction or the
865 Psychiatric Security Review Board, prior to releasing into the
866 community any person convicted or found not guilty by reason of
867 mental disease or defect of a [criminal offense against a victim who is a
868 minor, a nonviolent sexual offense, a sexually violent offense] tier one
869 offense, tier two offense or tier three offense or a felony found by the
870 sentencing court to have been committed for a sexual purpose [, except
871 a person being released unconditionally at the conclusion of such
872 person's sentence or commitment,] shall require as a condition of such

873 release that such person complete the registration procedure
874 established by the Commissioner of Public Safety under [sections 54-
875 251, 54-252 and] section 2, 3 or 4 of this act or section 54-253 or 54-254
876 of the 2008 supplement to the general statutes, as amended by this act.
877 The [court, the] Commissioner of Correction or the Psychiatric Security
878 Review Board, as the case may be, shall provide the person with a
879 written summary of the person's obligations under sections 54-102g of
880 the 2008 supplement to the general statutes, as amended by this act,
881 and 54-250 to 54-258a, inclusive, as amended by this act, and sections 2,
882 3, 4 and 7 of this act, and transmit the completed registration package
883 to the Commissioner of Public Safety who shall enter the information
884 into the registry established under section 54-257, as amended by this
885 act. [If a court transmits the completed registration package to the
886 Commissioner of Public Safety with respect to a person released by the
887 court, such package need not include identifying factors for such
888 person. In the case of a person being released unconditionally who
889 declines to complete the registration package through the court or the
890 releasing agency, the court or agency shall: (1) Except with respect to
891 information that is not available to the public pursuant to court order,
892 rule of court or any provision of the general statutes, provide to the
893 Commissioner of Public Safety the person's name, date of release into
894 the community, anticipated residence address, if known, and criminal
895 history record, any known treatment history of such person, any
896 electronic mail address, instant message address or other similar
897 Internet communication identifier for such person, if known, and any
898 other relevant information; (2) inform the person that such person has
899 an obligation to register within three days with the Commissioner of
900 Public Safety for a period of ten years following the date of such
901 person's release or for life, as the case may be, that if such person
902 changes such person's address such person shall within five days
903 register the new address in writing with the Commissioner of Public
904 Safety and, if the new address is in another state or if such person is
905 employed in another state, carries on a vocation in another state or is a
906 student in another state, such person shall also register with an
907 appropriate agency in that state, provided that state has a registration

908 requirement for such offenders, and that if such person establishes or
909 changes an electronic mail address, instant message address or other
910 similar Internet communication identifier such person shall, within
911 five days, register such identifier with the Commissioner of Public
912 Safety; (3) provide the person with a written summary of the person's
913 obligations under sections 54-102g and 54-250 to 54-258a, inclusive, as
914 explained to the person under subdivision (2) of this subsection; and
915 (4) make a specific notation on the record maintained by that agency
916 with respect to such person that the registration requirements were
917 explained to such person and that such person was provided with a
918 written summary of such person's obligations under sections 54-102g
919 and 54-250 to 54-258a, inclusive.] In the case of a person being released
920 unconditionally who refuses to register with the Department of
921 Correction, the Department of Correction shall notify the Department
922 of Public Safety of such refusal and such person, upon release, shall be
923 immediately placed under arrest for a violation of the provisions of
924 section 2, 3 or 4 of this act or section 54-253 or 54-254 of the 2008
925 supplement to the general statutes, as amended by this act.

926 (b) Any court prior to releasing into the community any person
927 convicted or found not guilty by reason of mental disease or defect of a
928 tier one offense, tier two offense or tier three offense or a felony found
929 by the sentencing court to have been committed for a sexual purpose,
930 shall order such person to report in person to the Commissioner of
931 Public Safety within three days following such release. The court shall
932 obtain such person's residence address and complete a form provided
933 by the Department of Public Safety, which includes a written summary
934 of the person's obligations under section 54-102g of the 2008
935 supplement to the general statutes, as amended by this act, sections 54-
936 250 to 54-258a, inclusive, as amended by this act, and sections 2, 3, 4
937 and 7 of this act. The court shall provide a copy of such form to such
938 person prior to their release. The court shall sign the form
939 acknowledging that such person's registration requirement had been
940 explained to such person and such person shall sign the form
941 acknowledging that such person understood such person's registration

942 requirements. If such person refuses to sign such form and provide
943 such information, the court shall order immediate registration of such
944 person and shall contact the Department of Public Safety to complete
945 such registration. If such person refuses to complete such registration,
946 such person shall be placed under arrest for violation of sections 54-
947 250 to 54-258a, inclusive, as amended by this act, and sections 2, 3, 4
948 and 7 of this act.

949 [(b)] (c) Whenever a person is convicted or found not guilty by
950 reason of mental disease or defect of an offense that will require such
951 person to register under section [54-251, 54-252] 2, 3 or 4 of this act or
952 section 54-253 or 54-254 of the 2008 supplement to the general statutes,
953 as amended by this act, the court shall provide to the Department of
954 Public Safety a written summary of the offense that includes the age
955 and sex of any victim of the offense and a specific description of the
956 offense. Such summary shall be added to the registry information
957 made available to the public through the Internet.

958 (d) Any person fourteen years of age or older who has been
959 convicted or found not guilty by reason of mental disease or defect of a
960 violation of subdivision (1), (2) or (4) of subsection (a) of section 53a-70
961 or of section 53a-70a, after the case of such person has been transferred
962 to the regular criminal docket in accordance with section 46b-127, shall
963 register under the provisions of section 54-253 of the 2008 supplement
964 to the general statutes, as amended by this act, except that the court at
965 its discretion may reduce the registration period to twenty-five years if
966 such person has (1) not been convicted of any offense for which
967 imprisonment for more than one year was imposed, (2) not been
968 convicted of another sexual offense, (3) successfully completed any
969 periods of probation and parole, and (4) successfully completed an
970 appropriate sexual offender treatment program certified by the state.

971 Sec. 11. Section 54-257 of the general statutes is repealed and the
972 following is substituted in lieu thereof (*Effective October 1, 2008*):

973 (a) The Department of Public Safety shall, not later than January 1,

974 1999, establish and maintain a registry of all persons required to
975 register under sections 2, 3 and 4 of this act and sections [54-251, 54-
976 252,] 54-253 and 54-254 of the 2008 supplement to the general statutes,
977 as amended by this act. The department shall, in cooperation with the
978 Office of the Chief Court Administrator, the Department of Correction
979 and the Psychiatric Security Review Board, develop appropriate forms
980 for use by agencies and individuals to report registration information,
981 including changes of address. Upon receipt of registration information,
982 the department shall enter the information into the registry and notify
983 the local police department or state police troop having jurisdiction
984 where the registrant resides or plans to reside, is employed or plans to
985 be employed, carries on a vocation or is a student. If a registrant
986 notifies the Department of Public Safety that such registrant is
987 employed at, carries on a vocation at or is a student at a youth camp,
988 as defined in section 19a-420, a provider of child day care services, as
989 defined in section 19a-77, a public or private educational institution
990 including an elementary, middle or high school, a regional vocational-
991 technical school, a charter school or a trade or professional institution
992 or institution of higher learning in this state, the department shall
993 notify the law enforcement agency with jurisdiction over such
994 institution. If a registrant reports a residence in another state, the
995 department shall notify the state police agency of that state or such
996 other agency in that state that maintains registry information, if
997 known. The department shall also transmit all registration information,
998 conviction data, photographic images and fingerprints to the Federal
999 Bureau of Investigation in such form as said bureau shall require for
1000 inclusion in a national registry. The local police department or state
1001 police troop having jurisdiction where the registrant resides or plans to
1002 reside, is employed or plans to be employed, carries on a vocation or is
1003 a student shall develop polices and procedures to verify the accuracy
1004 of the information provided by the registrant as well as uniform
1005 procedures to investigate the registrant's continued compliance with
1006 registration requirements and any violations of such requirements. The
1007 Department of Public Safety shall develop and maintain software
1008 applications to allow local jurisdictions to effectively and efficiently

1009 track and manage local sexual offender registry programs.

1010 (b) The Department of Public Safety may suspend the registration of
1011 any person registered under section 2, 3 or 4 of this act or section [54-
1012 251, 54-252,] 54-253 or 54-254 of the 2008 supplement to the general
1013 statutes, as amended by this act, while such person is incarcerated,
1014 under civil commitment, medically incapacitated or residing outside
1015 this state. During the period that such registration is under suspension,
1016 the department is not required to verify the address of the registrant
1017 [pursuant to subsection (c) of this section] and may withdraw the
1018 registration information from public access. Upon the release of the
1019 registrant from incarceration or civil commitment, [or] the resumption
1020 of residency in this state by the registrant or the registrant becoming
1021 medically capable, the department shall reinstate the registration,
1022 redistribute the registration information in accordance with subsection
1023 (a) of this section and resume verifying the address of the registrant.
1024 [in accordance with subsection (c) of this section.] Suspension of
1025 registration shall not affect the date of expiration of the registration
1026 obligation of the registrant under section 2, 3 or 4 of this act or section
1027 [54-251, 54-252 or] 54-253 or 54-254 of the 2008 supplement to the
1028 general statutes, as amended by this act.

1029 [(c) Except as provided in subsection (b) of this section, the
1030 Department of Public Safety shall verify the address of each registrant
1031 by mailing a nonforwardable verification form to the registrant at the
1032 registrant's last reported address. Such form shall require the registrant
1033 to sign a statement that the registrant continues to reside at the
1034 registrant's last reported address and return the form by mail by a date
1035 which is ten days after the date such form was mailed to the registrant.
1036 The form shall contain a statement that failure to return the form or
1037 providing false information is a violation of section 54-251, 54-252, 54-
1038 253 or 54-254, as the case may be. Each person required to register
1039 under section 54-251, 54-252, 54-253 or 54-254 shall have such person's
1040 address verified in such manner every ninety days after such person's
1041 initial registration date. In the event that a registrant fails to return the
1042 address verification form, the Department of Public Safety shall notify

1043 the local police department or the state police troop having jurisdiction
1044 over the registrant's last reported address, and that agency shall apply
1045 for a warrant to be issued for the registrant's arrest under section 54-
1046 251, 54-252, 54-253 or 54-254, as the case may be. The Department of
1047 Public Safety shall not verify the address of registrants whose last
1048 reported address was outside this state.]

1049 [(d)] (c) The Department of Public Safety shall include in the registry
1050 the most recent photographic image of each registrant taken by the
1051 department, the Department of Correction, a law enforcement agency
1052 or the Court Support Services Division of the Judicial Department and
1053 shall retake the photographic image of each registrant at least once
1054 every [five years] year.

1055 [(e) Whenever the Commissioner of Public Safety receives notice
1056 from a superior court pursuant to section 52-11 or a probate court
1057 pursuant to section 45a-99 that such court has ordered the change of
1058 name of a person, and the department determines that such person is
1059 listed in the registry, the department shall revise such person's
1060 registration information accordingly.]

1061 [(f)] (d) The Commissioner of Public Safety shall develop a protocol
1062 for the notification of other state agencies, the Judicial Department and
1063 local police departments whenever a person listed in the registry
1064 changes such person's name and notifies the commissioner of the new
1065 name pursuant to section 2, 3 or 4 of this act or section [54-251, 54-252],
1066 54-253 or 54-254 of the 2008 supplement to the general statutes, as
1067 amended by this act. [or whenever the commissioner determines
1068 pursuant to subsection (e) of this section that a person listed in the
1069 registry has changed such person's name.]

1070 Sec. 12. Subdivision (3) of subsection (a) of section 54-258 of the 2008
1071 supplement to the general statutes is repealed and the following is
1072 substituted in lieu thereof (*Effective October 1, 2008*):

1073 (3) Notwithstanding the provisions of subdivisions (1) and (2) of
1074 this subsection, state agencies, the Judicial Department, state police

1075 troops and local police departments shall not disclose the identity of
1076 any victim of a crime committed by a registrant, [or] treatment
1077 information, a registrant's Social Security number, a telephone number
1078 or cellular mobile telephone number subscribed to or used by the
1079 registrant, or any electronic mail address, instant message address or
1080 other similar Internet communication identifier used, established or
1081 changed by a registrant, that is provided to the registry pursuant to
1082 sections 54-102g [and] of the 2008 supplement to the general statutes,
1083 as amended by this act, 54-250 to 54-258a, inclusive, as amended by
1084 this act, and sections 2, 3, 4, 7 and 8 of this act, except to government
1085 agencies for bona fide law enforcement or security purposes.

1086 Sec. 13. Subdivision (6) of subsection (a) of section 54-258 of the 2008
1087 supplement to the general statutes is repealed and the following is
1088 substituted in lieu thereof (*Effective October 1, 2008*):

1089 (6) When any registrant completes the registrant's term of
1090 registration or is otherwise released from the obligation to register
1091 under the provisions of section 2, 3 or 4 of this act or section [54-251,
1092 54-252,] 54-253 or 54-254 of the 2008 supplement to the general
1093 statutes, as amended by this act, the Department of Public Safety shall
1094 notify any state police troop or local police department having
1095 jurisdiction over the registrant's last reported residence address that
1096 the person is no longer a registrant, and the Department of Public
1097 Safety, state police troop and local police department shall remove the
1098 registrant's name and information from the registry.

1099 Sec. 14. Subsection (a) of section 54-259a of the 2008 supplement to
1100 the general statutes is repealed and the following is substituted in lieu
1101 thereof (*Effective October 1, 2008*):

1102 (a) There is established a Risk Assessment Board consisting of the
1103 Commissioner of Correction, the Commissioner of Mental Health and
1104 Addiction Services, the Commissioner of Public Safety, the Chief
1105 State's Attorney, the Chief Public Defender, the chairperson of the
1106 Board of Pardons and Paroles, the executive director of the Court

1107 Support Services Division of the Judicial Department, the Attorney
1108 General and the chairpersons and ranking members of the joint
1109 standing committees of the General Assembly having cognizance of
1110 matters relating to the judiciary and public safety, or their designees, a
1111 victim advocate with experience working with sexual assault victims
1112 and sexual offenders appointed by the Governor, a forensic
1113 psychiatrist with experience in the treatment of sexual offenders
1114 appointed by the Governor and a person trained in the identification,
1115 assessment and treatment of sexual offenders appointed by the
1116 Governor. The Commissioner of Public Safety, or a designee, shall
1117 serve as chairperson of the board.

1118 Sec. 15. (*Effective July 1, 2008*) (a) There is established a Sex Offender
1119 Registry Policy Advisory Committee which shall consist of the
1120 Commissioner of Correction, the Commissioner of Mental Health and
1121 Addiction Services, the Commissioner of Public Safety, the Chief
1122 State's Attorney, the Chief Public Defender, the chairperson of the
1123 Board of Pardons and Paroles, the executive director of the Court
1124 Support Services Division within the judicial branch, the chairpersons
1125 and ranking members of the joint standing committees of the General
1126 Assembly having cognizance of matters relating to the judiciary and
1127 public safety, or their designees, and three members appointed by the
1128 Governor, one of whom shall be a victim advocate with experience
1129 working with sexual assault victims and sexual offenders, one of
1130 whom shall be a forensic psychiatrist with experience in the treatment
1131 of sexual offenders and one of whom shall be a person trained in the
1132 identification, assessment and treatment of sexual offenders. The
1133 Commissioner of Public Safety, or a designee, shall serve as
1134 chairperson of the board.

1135 (b) Not later than February 1, 2009, the committee shall submit a
1136 report to the joint standing committee of the General Assembly having
1137 cognizance of matters relating to the judiciary, in accordance with the
1138 provisions of section 11-4a of the general statutes, setting forth its
1139 findings and recommendations concerning the implementation of the
1140 provisions of this act and its recommendations to improve the method

1141 and content of registry information that is provided to the public.

1142 Sec. 16. (NEW) (*Effective October 1, 2008*) (a) A person is guilty of
1143 aggravated public indecency when such person commits public
1144 indecency, as provided in section 53a-186 of the general statutes, and a
1145 victim of the offense is under eighteen years of age at the time of
1146 offense.

1147 (b) Aggravated public indecency is a class A misdemeanor.

1148 Sec. 17. Section 53-21 of the 2008 supplement to the general statutes
1149 is repealed and the following is substituted in lieu thereof (*Effective*
1150 *October 1, 2008*):

1151 (a) Any person who (1) wilfully or unlawfully causes or permits any
1152 child under the age of sixteen years to be placed in such a situation
1153 that the life or limb of such child is endangered, the health of such
1154 child is likely to be injured or the morals of such child are likely to be
1155 impaired, or does any act likely to impair the health or morals of any
1156 such child, or (2) [has contact with the intimate parts, as defined in
1157 section 53a-65, of a child under the age of sixteen years or subjects a
1158 child under sixteen years of age to contact with the intimate parts of
1159 such person, in a sexual and indecent manner likely to impair the
1160 health or morals of such child, or (3)] permanently transfers the legal
1161 or physical custody of a child under the age of sixteen years to another
1162 person for money or other valuable consideration or acquires or
1163 receives the legal or physical custody of a child under the age of
1164 sixteen years from another person upon payment of money or other
1165 valuable consideration to such other person or a third person, except in
1166 connection with an adoption proceeding that complies with the
1167 provisions of chapter 803, shall be guilty of a class C felony. [for a
1168 violation of subdivision (1) or (3) of this subsection and a class B felony
1169 for a violation of subdivision (2) of this subsection, except that, if the
1170 violation is of subdivision (2) of this subsection and the victim of the
1171 offense is under thirteen years of age, such person shall be sentenced
1172 to a term of imprisonment of which five years of the sentence imposed

1173 may not be suspended or reduced by the court.]

1174 (b) The act of a parent or agent leaving an infant thirty days or
1175 younger with a designated employee pursuant to section 17a-58 shall
1176 not constitute a violation of this section.

1177 Sec. 18. (NEW) (*Effective October 1, 2008*) Any person who has
1178 contact with the intimate parts, as defined in section 53a-65 of the
1179 general statutes, of a child under thirteen years of age or subjects a
1180 child under thirteen years of age to contact with the intimate parts of
1181 such person, in a sexual and indecent manner likely to impair the
1182 health or morals of such child, shall be guilty of a class A felony.

1183 Sec. 19. (NEW) (*Effective October 1, 2008*) Any person who has
1184 contact with the intimate parts, as defined in section 53a-65 of the
1185 general statutes, of a child thirteen years of age or older but under
1186 sixteen years of age or subjects a child thirteen years of age or older but
1187 under sixteen years of age to contact with the intimate parts of such
1188 person, in a sexual and indecent manner likely to impair the health or
1189 morals of such child, shall be guilty of a class B felony.

1190 Sec. 20. Section 8-45a of the general statutes is repealed and the
1191 following is substituted in lieu thereof (*Effective October 1, 2008*):

1192 A housing authority, as defined in subsection (b) of section 8-39, in
1193 determining eligibility for the rental of public housing units may
1194 establish criteria and consider relevant information concerning (1) an
1195 applicant's or any proposed occupant's history of criminal activity
1196 involving: (A) Crimes of physical violence to persons or property, (B)
1197 crimes involving the illegal manufacture, sale, distribution or use of, or
1198 possession with intent to manufacture, sell, use or distribute, a
1199 controlled substance, as defined in section 21a-240, or (C) other
1200 criminal acts which would adversely affect the health, safety or welfare
1201 of other tenants, (2) an applicant's or any proposed occupant's abuse,
1202 or pattern of abuse, of alcohol when the housing authority has
1203 reasonable cause to believe that such applicant's or proposed
1204 occupant's abuse, or pattern of abuse, of alcohol may interfere with the

1205 health, safety or right to peaceful enjoyment of the premises by other
1206 residents, and (3) an applicant or any proposed occupant who is
1207 subject to a lifetime registration requirement under section [54-252] 4
1208 of this act on account of being convicted or found not guilty by reason
1209 of mental disease or defect of a [sexually violent offense] tier three
1210 offense. In evaluating any such information, the housing authority
1211 shall give consideration to the time, nature and extent of the
1212 applicant's or proposed occupant's conduct and to factors which might
1213 indicate a reasonable probability of favorable future conduct such as
1214 evidence of rehabilitation and evidence of the willingness of the
1215 applicant, the applicant's family or the proposed occupant to
1216 participate in social service or other appropriate counseling programs
1217 and the availability of such programs.

1218 Sec. 21. Section 18-78b of the general statutes is repealed and the
1219 following is substituted in lieu thereof (*Effective October 1, 2008*):

1220 There is established a Victim Services Unit within the Department of
1221 Correction. The duties and responsibilities of the unit shall include, but
1222 not be limited to: (1) Receiving notices pursuant to section 54-227, as
1223 amended by this act, from inmates applying for release or sentence
1224 reduction or review, persons applying for exemption from the
1225 registration requirements of section [54-251] 2 or 3 of this act and
1226 persons filing a petition for an order restricting the dissemination of
1227 registration information or removing such restriction pursuant to
1228 section 54-255, as amended by this act, (2) receiving requests for
1229 notification from victims of crime or members of an inmate's
1230 immediate family pursuant to section 54-228, as amended by this act,
1231 and receiving notices of changes of address from victims pursuant to
1232 said section, (3) receiving requests for notification from prosecuting
1233 officials pursuant to section 54-229, and (4) notifying persons pursuant
1234 to section 54-230a, as amended by this act, who have requested to be
1235 notified pursuant to section 54-228, as amended by this act, or 54-229.

1236 Sec. 22. Subparagraph (G) of subdivision (2) of subsection (d) of
1237 section 20-327b of the 2008 supplement to the general statutes is

1238 repealed and the following is substituted in lieu thereof (*Effective*
1239 *October 1, 2008*):

1240 (G) A statement that information concerning the residence address
1241 of a person convicted of a crime may be available from law
1242 enforcement agencies or the Department of Public Safety and that the
1243 Department of Public Safety maintains a site on the Internet listing
1244 information about the residence address of persons required to register
1245 under section [54-251, 54-252] 2, 3 or 4 of this act, 54-253 of the 2008
1246 supplement to the general statutes, as amended by this act, or 54-254 of
1247 the 2008 supplement to the general statutes, as amended by this act,
1248 who have so registered.

1249 Sec. 23. Subsection (a) of section 53a-30 of the general statutes is
1250 repealed and the following is substituted in lieu thereof (*Effective*
1251 *October 1, 2008*):

1252 (a) When imposing sentence of probation or conditional discharge,
1253 the court may, as a condition of the sentence, order that the defendant:
1254 (1) Work faithfully at a suitable employment or faithfully pursue a
1255 course of study or of vocational training that will equip the defendant
1256 for suitable employment; (2) undergo medical or psychiatric treatment
1257 and remain in a specified institution, when required for that purpose;
1258 (3) support the defendant's dependents and meet other family
1259 obligations; (4) make restitution of the fruits of the defendant's offense
1260 or make restitution, in an amount the defendant can afford to pay or
1261 provide in a suitable manner, for the loss or damage caused thereby
1262 and the court may fix the amount thereof and the manner of
1263 performance; (5) if a minor, (A) reside with the minor's parents or in a
1264 suitable foster home, (B) attend school, and (C) contribute to the
1265 minor's own support in any home or foster home; (6) post a bond or
1266 other security for the performance of any or all conditions imposed; (7)
1267 refrain from violating any criminal law of the United States, this state
1268 or any other state; (8) if convicted of a misdemeanor or a felony, other
1269 than a capital felony, a class A felony or a violation of section 21a-278
1270 of the 2008 supplement to the general statutes, 21a-278a, 53a-55, 53a-56,

1271 53a-56b, 53a-57, 53a-58 or 53a-70b or any offense for which there is a
1272 mandatory minimum sentence which may not be suspended or
1273 reduced by the court, and any sentence of imprisonment is suspended,
1274 participate in an alternate incarceration program; (9) reside in a
1275 residential community center or halfway house approved by the
1276 Commissioner of Correction, and contribute to the cost incident to
1277 such residence; (10) participate in a program of community service
1278 labor in accordance with section 53a-39c; (11) participate in a program
1279 of community service in accordance with section 51-181c; (12) if
1280 convicted of a violation of subdivision (2) of subsection (a) of section
1281 53-21 of the 2008 supplement to the general statutes, as amended by
1282 this act, section 53a-70, 53a-70a, 53a-70b, 53a-71 of the 2008 supplement
1283 to the general statutes, 53a-72a or 53a-72b, undergo specialized sexual
1284 offender treatment; (13) if convicted of a [criminal offense against a
1285 victim who is a minor, a nonviolent sexual offense or a sexually violent
1286 offense] tier one offense, tier two offense or tier three offense, as
1287 defined in section 54-250, as amended by this act, or of a felony that the
1288 court finds was committed for a sexual purpose, as provided in section
1289 54-254 of the 2008 supplement to the general statutes, as amended by
1290 this act, register such person's identifying factors, as defined in section
1291 54-250, as amended by this act, with the Commissioner of Public Safety
1292 when required pursuant to section [54-251, 54-252] 2, 3 or 4 of this act
1293 or 54-253 of the 2008 supplement to the general statutes, as amended
1294 by this act, as the case may be; (14) be subject to electronic monitoring,
1295 which may include the use of a global positioning system; (15) if
1296 convicted of a violation of section 46a-58 of the 2008 supplement to the
1297 general statutes, 53-37a of the 2008 supplement to the general statutes,
1298 53a-181j, 53a-181k or 53a-181l, participate in an anti-bias crime
1299 education program; (16) if convicted of a violation of section 53-247,
1300 undergo psychiatric or psychological counseling or participate in an
1301 animal cruelty prevention and education program provided such a
1302 program exists and is available to the defendant; or (17) satisfy any
1303 other conditions reasonably related to the defendant's rehabilitation.
1304 The court shall cause a copy of any such order to be delivered to the
1305 defendant and to the probation officer, if any.

1306 Sec. 24. Subsection (b) of section 54-227 of the general statutes is
1307 repealed and the following is substituted in lieu thereof (*Effective*
1308 *October 1, 2008*):

1309 (b) Any person who files an application with the court to be
1310 exempted from the registration requirements of section [54-251] 2 or 3
1311 of this act pursuant to subsection (b) or (c) of said [section] sections
1312 and any person who files a petition with the court pursuant to section
1313 54-255, as amended by this act, for an order restricting the
1314 dissemination of the registration information or removing such
1315 restriction shall notify the Office of Victim Services and the Victim
1316 Services Unit within the Department of Correction of the filing of such
1317 application or petition on a form prescribed by the Office of the Chief
1318 Court Administrator. Notwithstanding any provision of the general
1319 statutes, no such application or petition shall be considered unless
1320 such person has notified the Office of Victim Services and the Victim
1321 Services Unit within the Department of Correction pursuant to this
1322 subsection and provides proof of such notice as part of the application
1323 or petition.

1324 Sec. 25. Subsection (b) of section 54-228 of the general statutes is
1325 repealed and the following is substituted in lieu thereof (*Effective*
1326 *October 1, 2008*):

1327 (b) Any victim of a [criminal offense against a victim who is a
1328 minor, a nonviolent sexual offense or a sexually violent offense] tier
1329 one offense, tier two offense or tier three offense, as those terms are
1330 defined in section 54-250, as amended by this act, or a felony found by
1331 the sentencing court to have been committed for a sexual purpose, as
1332 provided in section 54-254 of the 2008 supplement to the general
1333 statutes, as amended by this act, who desires to be notified whenever
1334 the person who was convicted or found not guilty by reason of mental
1335 disease or defect of such offense files an application with the court to
1336 be exempted from the registration requirements of section [54-251] 2 or
1337 3 of this act pursuant to subsection (b) or (c) of said [section] sections
1338 or files a petition with the court pursuant to section 54-255, as

1339 amended by this act, for an order restricting the dissemination of the
1340 registration information, or removing such restriction, may complete
1341 and file a request for notification with the Office of Victim Services or
1342 the Victim Services Unit within the Department of Correction.

1343 Sec. 26. Subsection (b) of section 54-230 of the general statutes is
1344 repealed and the following is substituted in lieu thereof (*Effective*
1345 *October 1, 2008*):

1346 (b) Upon receipt of notice from a person pursuant to subsection (b)
1347 of section 54-227, as amended by this act, the Office of Victim Services
1348 shall notify by certified mail all persons who have requested to be
1349 notified pursuant to subsection (b) of section 54-228, as amended by
1350 this act, whenever such person files an application with the court to be
1351 exempted from the registration requirements of section [54-251] 2 or 3
1352 of this act pursuant to [subsections] subsection (b) or (c) of said
1353 [section] sections or files a petition with the court pursuant to section
1354 54-255, as amended by this act, for an order restricting the
1355 dissemination of the registration information, or removing such
1356 restriction. Such notice shall be in writing and notify each person of the
1357 nature of the exemption or of the restriction or removal of the
1358 restriction being applied for, the address and telephone number of the
1359 court to which the application or petition by the person was made, and
1360 the date and place of the hearing or session, if any, scheduled on the
1361 application or petition.

1362 Sec. 27. Subsection (b) of section 54-230a of the general statutes is
1363 repealed and the following is substituted in lieu thereof (*Effective*
1364 *October 1, 2008*):

1365 (b) Upon receipt of notice from a person pursuant to subsection (b)
1366 of section 54-227, as amended by this act, the Victim Services Unit
1367 within the Department of Correction shall notify by certified mail all
1368 persons who have requested to be notified pursuant to subsection (b)
1369 of section 54-228, as amended by this act, whenever such person files
1370 an application with the court to be exempted from the registration

1371 requirements of section [54-251] 2 or 3 of this act pursuant to
1372 [subsections] subsection (b) or (c) of said [section] sections or files a
1373 petition with the court pursuant to section 54-255, as amended by this
1374 act, for an order restricting the dissemination of the registration
1375 information, or removing such restriction. Such notice shall be in
1376 writing and notify each person of the nature of the exemption or of the
1377 restriction or the removal of the restriction being applied for, the
1378 address and telephone number of the court to which the application or
1379 petition by the person was made, and the date and place of the hearing
1380 or session, if any, scheduled on the application or petition.

1381 Sec. 28. Subdivision (2) of subsection (a) of section 54-258 of the 2008
1382 supplement to the general statutes is repealed and the following is
1383 substituted in lieu thereof (*Effective October 1, 2008*):

1384 (2) Any state agency, the Judicial Department, any state police troop
1385 or any local police department may, at its discretion, notify any
1386 government agency, private organization or individual of registration
1387 information when such agency, said department, such troop or such
1388 local police department, as the case may be, believes such notification
1389 is necessary to protect the public or any individual in any jurisdiction
1390 from any person who is subject to registration under section [54-251,
1391 54-252] 2, 3 or 4 of this act, 54-253 of the 2008 supplement to the
1392 general statutes, as amended by this act, or 54-254 of the 2008
1393 supplement to the general statutes, as amended by this act.

1394 Sec. 29. Section 54-260b of the 2008 supplement to the general
1395 statutes is repealed and the following is substituted in lieu thereof
1396 (*Effective October 1, 2008*):

1397 (a) For the purposes of this section:

1398 (1) "Basic subscriber information" means: (A) Name, (B) address, (C)
1399 age or date of birth, (D) electronic mail address, instant message
1400 address or other similar Internet communication identifier, and (E)
1401 subscriber number or identity, including any assigned Internet
1402 protocol address;

1403 (2) "Electronic communication" means "electronic communication"
1404 as defined in 18 USC 2510, as amended from time to time;

1405 (3) "Electronic communication service" means "electronic
1406 communication service" as defined in 18 USC 2510, as amended from
1407 time to time;

1408 (4) "Registrant" means a person required to register under section
1409 [54-251, 54-252] 2, 3 or 4 of this act, 54-253 of the 2008 supplement to
1410 the general statutes, as amended by this act, or 54-254 of the 2008
1411 supplement to the general statutes, as amended by this act;

1412 (5) "Remote computing service" means "remote computing service"
1413 as defined in section 18 USC 2711, as amended from time to time; and

1414 (6) "Wire communication" means "wire communication" as defined
1415 in 18 USC 2510, as amended from time to time.

1416 (b) The Commissioner of Public Safety shall designate a sworn law
1417 enforcement officer to serve as liaison between the Department of
1418 Public Safety and providers of electronic communication services or
1419 remote computing services to facilitate the exchange of non-
1420 personally-identifiable information concerning registrants.

1421 (c) Whenever such designated law enforcement officer ascertains
1422 from such exchange of non-personally-identifiable information that
1423 there are subscribers, customers or users of such providers who are
1424 registrants, such officer shall initiate a criminal investigation to
1425 determine if such registrants are in violation of the registration
1426 requirements of section [54-251, 54-252] 2, 3 or 4 of this act, 54-253 of
1427 the 2008 supplement to the general statutes, as amended by this act, or
1428 54-254 of the 2008 supplement to the general statutes, as amended by
1429 this act, or of the terms and conditions of their parole or probation by
1430 virtue of being subscribers, customers or users of such providers.

1431 (d) Such designated law enforcement officer may request an ex
1432 parte order from a judge of the Superior Court to compel a provider of

1433 electronic communication service or remote computing service to
1434 disclose basic subscriber information pertaining to subscribers,
1435 customers or users who have been identified by such provider to be
1436 registrants. The judge shall grant such order if the law enforcement
1437 officer offers specific and articulable facts showing that there are
1438 reasonable grounds to believe that the basic subscriber information
1439 sought is relevant and material to the ongoing criminal investigation.
1440 The order shall state upon its face the case number assigned to such
1441 investigation, the date and time of issuance and the name of the judge
1442 authorizing the order. The law enforcement officer shall have any ex
1443 parte order issued pursuant to this subsection signed by the
1444 authorizing judge within forty-eight hours or not later than the next
1445 business day, whichever is earlier.

1446 (e) A provider of electronic communication service or remote
1447 computing service shall disclose basic subscriber information to such
1448 designated law enforcement officer when an order is issued pursuant
1449 to subsection (d) of this section.

1450 (f) A provider of electronic communication service or remote
1451 computing service that provides information in good faith pursuant to
1452 an order issued pursuant to subsection (d) of this section shall be
1453 afforded the legal protections provided under 18 USC 3124, as
1454 amended from time to time, with regard to such actions.

1455 Sec. 30. Section 54-102g of the 2008 supplement to the general
1456 statutes is repealed and the following is substituted in lieu thereof
1457 (*Effective October 1, 2008*):

1458 (a) Any person who has been convicted of a [criminal offense
1459 against a victim who is a minor, a nonviolent sexual offense or a
1460 sexually violent offense] tier one offense, tier two offense or tier three
1461 offense, as those terms are defined in section 54-250, as amended by
1462 this act, or a felony, and has been sentenced on that conviction to the
1463 custody of the Commissioner of Correction shall, prior to release from
1464 custody and at such time as the commissioner may specify, submit to

1465 the taking of a blood or other biological sample for DNA
1466 (deoxyribonucleic acid) analysis to determine identification
1467 characteristics specific to the person. If any person required to submit
1468 to the taking of a blood or other biological sample pursuant to this
1469 subsection refuses to do so, the Commissioner of Correction or the
1470 commissioner's designee shall notify the Department of Public Safety
1471 within thirty days of such refusal for the initiation of criminal
1472 proceedings against such person.

1473 (b) Any person who is convicted of a [criminal offense against a
1474 victim who is a minor, a nonviolent sexual offense or a sexually violent
1475 offense] tier one offense, tier two offense or tier three offense, as those
1476 terms are defined in section 54-250, as amended by this act, or a felony
1477 and is not sentenced to a term of confinement shall, as a condition of
1478 such sentence and at such time as the sentencing court may specify,
1479 submit to the taking of a blood or other biological sample for DNA
1480 (deoxyribonucleic acid) analysis to determine identification
1481 characteristics specific to the person.

1482 (c) Any person who has been found not guilty by reason of mental
1483 disease or defect pursuant to section 53a-13 of a [criminal offense
1484 against a victim who is a minor, a nonviolent sexual offense or a
1485 sexually violent offense] tier one offense, tier two offense or tier three
1486 offense, as those terms are defined in section 54-250, as amended by
1487 this act, or a felony, and is in custody as a result of that finding, shall,
1488 prior to discharge from custody in accordance with subsection (e) of
1489 section 17a-582 of the 2008 supplement to the general statutes, section
1490 17a-588 of the 2008 supplement to the general statutes or subsection (g)
1491 of section 17a-593 of the 2008 supplement to the general statutes and at
1492 such time as the Commissioner of Mental Health and Addiction
1493 Services or the Commissioner of Developmental Services with whom
1494 such person has been placed may specify, submit to the taking of a
1495 blood or other biological sample for DNA (deoxyribonucleic acid)
1496 analysis to determine identification characteristics specific to the
1497 person.

1498 (d) Any person who has been convicted of a [criminal offense
1499 against a victim who is a minor, a nonviolent sexual offense or a
1500 sexually violent offense] tier one offense, tier two offense or tier three
1501 offense, as those terms are defined in section 54-250, as amended by
1502 this act, or a felony, and is serving a period of probation or parole, and
1503 who has not submitted to the taking of a blood or other biological
1504 sample pursuant to subsection (a), (b) or (c) of this section, shall, prior
1505 to discharge from the custody of the Court Support Services Division
1506 or the Department of Correction and at such time as said division or
1507 department may specify, submit to the taking of a blood or other
1508 biological sample for DNA (deoxyribonucleic acid) analysis to
1509 determine identification characteristics specific to the person.

1510 (e) Any person who has been convicted or found not guilty by
1511 reason of mental disease or defect in any other state or jurisdiction of a
1512 felony or of any crime, the essential elements of which are
1513 substantially the same as a [criminal offense against a victim who is a
1514 minor, a nonviolent sexual offense or a sexually violent offense] tier
1515 one offense, tier two offense or tier three offense, as those terms are
1516 defined in section 54-250, as amended by this act, and is in the custody
1517 of the Commissioner of Correction, is under the supervision of the
1518 Judicial Department or the Board of Pardons and Paroles or is under
1519 the jurisdiction of the Psychiatric Security Review Board, shall, prior to
1520 discharge from such custody, supervision or jurisdiction submit to the
1521 taking of a blood or other biological sample for DNA
1522 (deoxyribonucleic acid) analysis to determine identification
1523 characteristics specific to the person.

1524 (f) The analysis shall be performed by the Division of Scientific
1525 Services within the Department of Public Safety. The identification
1526 characteristics of the profile resulting from the DNA analysis shall be
1527 stored and maintained by the division in a DNA data bank and shall
1528 be made available only as provided in section 54-102j.

1529 (g) Any person who refuses to submit to the taking of a blood or
1530 other biological sample pursuant to this section shall be guilty of a

1531 class A misdemeanor.

1532 Sec. 31. Sections 54-251 and 54-252 of the general statutes are
 1533 repealed. (*Effective October 1, 2008*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	54-250
Sec. 2	<i>October 1, 2008</i>	New section
Sec. 3	<i>October 1, 2008</i>	New section
Sec. 4	<i>October 1, 2008</i>	New section
Sec. 5	<i>October 1, 2008</i>	54-253
Sec. 6	<i>October 1, 2008</i>	54-254
Sec. 7	<i>October 1, 2008</i>	New section
Sec. 8	<i>October 1, 2008</i>	New section
Sec. 9	<i>October 1, 2008</i>	54-255
Sec. 10	<i>October 1, 2008</i>	54-256
Sec. 11	<i>October 1, 2008</i>	54-257
Sec. 12	<i>October 1, 2008</i>	54-258(a)(3)
Sec. 13	<i>October 1, 2008</i>	54-258(a)(6)
Sec. 14	<i>October 1, 2008</i>	54-259a(a)
Sec. 15	<i>July 1, 2008</i>	New section
Sec. 16	<i>October 1, 2008</i>	New section
Sec. 17	<i>October 1, 2008</i>	53-21
Sec. 18	<i>October 1, 2008</i>	New section
Sec. 19	<i>October 1, 2008</i>	New section
Sec. 20	<i>October 1, 2008</i>	8-45a
Sec. 21	<i>October 1, 2008</i>	18-78b
Sec. 22	<i>October 1, 2008</i>	20-327b(d)(2)(G)
Sec. 23	<i>October 1, 2008</i>	53a-30(a)
Sec. 24	<i>October 1, 2008</i>	54-227(b)
Sec. 25	<i>October 1, 2008</i>	54-228(b)
Sec. 26	<i>October 1, 2008</i>	54-230(b)
Sec. 27	<i>October 1, 2008</i>	54-230a(b)
Sec. 28	<i>October 1, 2008</i>	54-258(a)(2)
Sec. 29	<i>October 1, 2008</i>	54-260b
Sec. 30	<i>October 1, 2008</i>	54-102g
Sec. 31	<i>October 1, 2008</i>	Repealer section

Statement of Legislative Commissioners:

In subdivision (10) of section 1, the reference to "section 53a-186a" was deleted and the reference to "section 17" was replaced with "section 16 or 19", for accuracy.

JUD *Joint Favorable Subst.-LCO*