



General Assembly

January Session, 2009

Amendment

LCO No. 7984

HB0657807984SRO

Offered by:
SEN. DEBICELLA, 21st Dist.

To: House Bill No. 6578

File No. 726

Cal. No. 661

"AN ACT CONCERNING THE PENALTY FOR A CAPITAL FELONY."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 53a-59c of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2009*):

5 (a) A person is guilty of assault of a pregnant woman resulting in
6 termination of pregnancy when such person commits assault in the
7 first degree as provided under subdivision (1) of subsection (a) of
8 section 53a-59 and (1) the victim of such assault is pregnant, and (2)
9 such assault results in the termination of pregnancy that does not
10 result in a live birth.

11 (b) In any prosecution for an offense under this section, it shall be an
12 affirmative defense that the actor, at the time such actor engaged in the
13 conduct constituting the offense, did not know that the victim was
14 pregnant.

15 (c) Assault of a pregnant woman resulting in termination of
16 pregnancy is a class A felony and any person found guilty under this
17 section shall be sentenced to a term of imprisonment of which twenty
18 years of the sentence imposed may not be suspended or reduced by
19 the court."