



General Assembly

Substitute Bill No. 5206

February Session, 2010

* _____ HB05206LABJUD030910 _____ *

AN ACT PROVIDING AN INDIVIDUAL AN EARLIER RELEASE FROM THE JURISDICTION OF THE COMMISSION ON HUMAN RIGHTS AND OPPORTUNITIES TO FILE A CIVIL ACTION IN SUPERIOR COURT.

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

1 Section 1. Section 46a-101 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2010*):

3 (a) No action may be brought in accordance with section 46a-100
4 unless the complainant has received a release from the commission in
5 accordance with the provisions of this section.

6 (b) The complainant [and the respondent, by themselves or their
7 attorneys] or the complainant's attorney, may [jointly] request that the
8 complainant receive a release from the commission at any time [from
9 the date of filing the complaint until the expiration of two hundred ten
10 days from] after the date of filing of the complaint. [The complainant,
11 or his attorney, may request a release from the commission if his
12 complaint with the commission is still pending after the expiration of
13 two hundred ten days from the date of its filing.]

14 (c) The executive director of the commission shall grant a release,
15 allowing the complainant to bring a civil action, within ten business
16 days after receipt of the request for the release, except that if a case is
17 scheduled for public hearing, the executive director may decline to

18 issue a release. The commission may defer acting on a request for a
19 release for thirty days if the executive director of the commission, or
20 his designee, certifies that he has reason to believe that the complaint
21 may be resolved within that period.

22 (d) Upon granting a release, the commission shall dismiss or
23 otherwise administratively dispose of the discriminatory practice
24 complaint pending with the commission without cost or penalty
25 assessed to any party.

26 (e) Any action brought by the complainant in accordance with
27 section 46a-100 shall be brought within ninety days of the receipt of the
28 release from the commission.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	46a-101

LAB

Joint Favorable Subst. C/R

JUD