



General Assembly

February Session, 2010

Governor's Bill No. 33

LCO No. 415

*00415 _____ *

Referred to Committee on Judiciary

Introduced by:

SEN. MCKINNEY, 28th Dist.

REP. CAFERO, 142nd Dist.

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 Section 54-250 of the general statutes is repealed and the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, 2010*):

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

6 (1) "Conviction" means a judgment entered by the Superior Court, a
7 court of any other state, a federal or military court or a court of a
8 foreign country upon a plea of guilty, a plea of nolo contendere or a
9 finding of guilty by a jury or the court notwithstanding any pending
10 appeal or habeas corpus proceeding arising from such judgment or an
11 adjudication as a delinquent juvenile, as provided in Section 111(8) of
12 the Adam Walsh Child Protection and Safety Act of 2006, P.L. 109-248,
13 by a court of any other state or a foreign country.

14 [(2) "Criminal offense against a victim who is a minor" means (A) a
15 violation of subdivision (2) of section 53-21 of the general statutes in
16 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
17 section 53-21, subdivision (2) of subsection (a) of section 53a-70,
18 subdivision (1), (4), (8) or (10) or subparagraph (B) of subdivision (9) of
19 subsection (a) of section 53a-71, subdivision (2) of subsection (a) of
20 section 53a-72a, subdivision (2) of subsection (a) of section 53a-86,
21 subdivision (2) of subsection (a) of section 53a-87, section 53a-90a,
22 53a-196a, 53a-196b, 53a-196c, 53a-196d, 53a-196e or 53a-196f, (B) a
23 violation of subparagraph (A) of subdivision (9) of subsection (a) of
24 section 53a-71 or section 53a-92, 53a-92a, 53a-94, 53a-94a, 53a-95, 53a-96
25 or 53a-186, provided the court makes a finding that, at the time of the
26 offense, the victim was under eighteen years of age, (C) a violation of
27 any of the offenses specified in subparagraph (A) or (B) of this
28 subdivision for which a person is criminally liable under section 53a-8,
29 53a-48 or 53a-49, or (D) a violation of any predecessor statute to any
30 offense specified in subparagraph (A), (B) or (C) of this subdivision the
31 essential elements of which are substantially the same as said offense.]

32 [(3)] (2) "Identifying factors" means fingerprints and palm prints, a
33 photographic image, and a description or photographic image of any
34 other identifying characteristics including, but not limited to, scars,
35 marks or tattoos, as may be required by the Commissioner of Public
36 Safety. The commissioner shall also require a sample of the registrant's
37 blood or other biological sample be taken for DNA (deoxyribonucleic
38 acid) analysis, unless such sample has been previously obtained in
39 accordance with section 54-102g.

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

45 (5) "Nonviolent sexual offense" means (A) a violation of section 53a-

46 73a or subdivision (2) of subsection (a) of section 53a-189a, or (B) a
47 violation of any of the offenses specified in subparagraph (A) of this
48 subdivision for which a person is criminally liable under section 53a-8,
49 53a-48 or 53a-49.]

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

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

57 [(8)] (4) "Registrant" or "registered sexual offender" means a person
58 required to register under section [54-251, 54-252,] 54-253, as amended
59 by this act, or section 54-254, as amended by this act, or section 2, 3 or 4
60 of this act.

61 [(9)] (5) "Registry" means a central record system and notification
62 program in this state, any other state or the federal government that
63 receives, maintains and disseminates information on [persons
64 convicted or found not guilty by reason of mental disease or defect of
65 criminal offenses against victims who are minors, nonviolent sexual
66 offenses, sexually violent offenses and felonies found by the sentencing
67 court to have been committed for a sexual purpose] registered sexual
68 offenders.

69 [(10)] (6) "Release into the community" means, with respect to a
70 conviction or a finding of not guilty by reason of mental disease or
71 defect of a [criminal offense against a victim who is a minor, a
72 nonviolent sexual offense, a sexually violent offense] tier one offense, a
73 tier two offense, a tier three offense or a felony found by the sentencing
74 court to have been committed for a sexual purpose, (A) any release on
75 the predicate offense or a subsequent offense not requiring registration
76 by a court after such conviction or finding of not guilty by reason of

77 mental disease or defect, a sentence of probation or any other sentence
78 under section 53a-28 that does not result in the offender's immediate
79 placement in the custody of the Commissioner of Correction; (B)
80 release on the predicate offense or a subsequent offense not requiring
81 registration from a correctional facility at the discretion of the Board of
82 Pardons and Paroles, by the Department of Correction to a program
83 authorized by section 18-100c or upon completion of the maximum
84 term or terms of the offender's sentence or sentences, or to the
85 supervision of the Court Support Services Division in accordance with
86 the terms of the offender's sentence; or (C) release on the predicate
87 offense or a subsequent offense not requiring registration from a
88 hospital for mental illness or a facility for persons with mental
89 retardation by the Psychiatric Security Review Board on conditional
90 release pursuant to section 17a-588 or upon termination of
91 commitment to the Psychiatric Security Review Board.

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

107 [(12)] (7) "Sexual purpose" means that a purpose of the defendant in
108 committing the felony was to engage in sexual contact or sexual
109 intercourse with another person without that person's consent. A

110 sexual purpose need not be the sole purpose of the commission of the
111 felony. The sexual purpose may arise at any time in the course of the
112 commission of the felony.

113 [(13)] (8) "Employed" or "carries on a vocation" means employment
114 that is full-time or part-time, [for more than fourteen days, or for a
115 total period of time of more than thirty days during any calendar
116 year,] whether financially compensated, volunteered or for the
117 purpose of government or educational benefit, and includes being self-
118 employed.

119 [(14)] (9) "Student" means a person who is enrolled on a full-time or
120 part-time basis, in any public or private educational institution,
121 including any secondary school, trade or professional institution or
122 institution of higher learning.

123 (10) "Tier one offense" means (A) a violation of section 53a-73a if the
124 victim is eighteen years of age or older at the time of the offense,
125 section 15 of this act, subdivision (2) of subsection (a) of section 53a-
126 189a or section 53a-196d, 53a-196e or 53a-196f, (B) a violation of any of
127 the offenses specified in subparagraph (A) of this subdivision for
128 which a person is criminally liable under section 53a-8, 53a-48 or 53a-
129 49, or (C) a violation of any predecessor statute to any offense specified
130 in subparagraph (A) or (B) of this subdivision the essential elements of
131 which are substantially the same as said offense.

132 (11) "Tier two offense" means (A) a violation of subdivision (2) of
133 section 53-21 in effect prior to October 1, 2000, subdivision (2) of
134 subsection (a) of section 53-21 in effect prior to October 1, 2010, section
135 18 of this act, section 53a-73a if the victim was thirteen years of age or
136 older but under eighteen years of age at the time of the offense or
137 section 53a-90a, (B) a violation of section 53a-92, 53a-92a, 53a-94,
138 53a-94a, 53a-95 or 53a-96 if the victim was under eighteen years of age
139 at the time of the offense, (C) a violation of any of the offenses
140 specified in subparagraph (A) or (B) of this subdivision for which a
141 person is criminally liable under section 53a-8, 53a-48 or 53a-49, or (D)

142 a violation of any predecessor statute to any offense specified in
143 subparagraph (A), (B) or (C) of this subdivision the essential elements
144 of which are substantially the same as said offense.

145 (12) "Tier three offense" means (A) a violation of section 53a-70,
146 53a-70a, 53a-70b, 53a-71, 53a-72a or 53a-72b, section 53a-73a if the
147 victim was under thirteen years of age at the time of the offense,
148 subdivision (2) of subsection (a) of section 53a-86, subdivision (2) of
149 subsection (a) of section 53a-87 or section 53a-196a, 53a-196b or 53a-
150 196c, (B) a violation of section 53a-92 or 53a-92a, provided the court
151 makes a finding that the offense was committed with intent to sexually
152 violate or abuse the victim, (C) a violation of any of the offenses
153 specified in subparagraph (A) or (B) of this subdivision for which a
154 person is criminally liable under section 53a-8, 53a-48 or 53a-49, or (D)
155 a violation of any predecessor statute to any of the offenses specified in
156 subparagraph (A), (B) or (C) of this subdivision the essential elements
157 of which are substantially the same as said offense.

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

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

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

170 (16) "State" means a state of the United States, the District of
171 Columbia, the Commonwealth of Puerto Rico, the United States Virgin
172 Islands, Guam, American Samoa, the Northern Mariana Islands and

173 any other territory of the United States, and, to the extent provided by
174 and subject to the requirements of Section 127 of the Adam Walsh
175 Child Protection and Safety Act of 2006, P.L. 109-248, any federally
176 recognized Indian tribe.

177 Sec. 2. (NEW) (*Effective October 1, 2010*) (a) Any person who has
178 been convicted or found not guilty by reason of mental disease or
179 defect of a tier one offense and is released into the community shall,
180 not later than three days following such release or, if such person is in
181 the custody of the Commissioner of Correction, at such time prior to
182 release as the commissioner shall direct, register with the
183 Commissioner of Public Safety in accordance with section 7 of this act
184 and shall maintain such registration for fifteen years, except that any
185 person previously convicted of any such offense shall maintain such
186 registration for life.

187 (b) Prior to accepting a plea of guilty or nolo contendere from a
188 person with respect to a tier one offense, the court shall (1) inform the
189 person that the entry of a finding of guilty after acceptance of the plea
190 will subject the person to the registration requirements of this section,
191 and (2) determine that the person fully understands the consequences
192 of the plea.

193 (c) Any person who has been convicted or found not guilty by
194 reason of mental disease or defect of a tier one offense and who is
195 subject to the registration requirements of section 54-251 of the general
196 statutes, revised to January 1, 2009, shall, not later than three business
197 days after October 1, 2010, register under this section and maintain
198 such registration for a period of fifteen years from the date of such
199 person's initial registration under public act 98-111 or any predecessor
200 statute, and shall comply with the provisions of section 7 of this act
201 and section 54-102g of the general statutes, as amended by this act.

202 (d) Notwithstanding the provisions of subsection (a) or (c) of this
203 section, such person shall maintain such registration for ten years if
204 such person has during such ten-year period (1) complied with

205 registry requirements and kept all required information current, (2) not
206 been convicted of any offense for which imprisonment for more than
207 one year may be imposed, (3) not been convicted of another sexual
208 offense, (4) successfully completed, without revocation, any period of
209 probation or parole, and (5) successfully completed an appropriate
210 sexual offender treatment program certified by the state.

211 (e) Any person who violates the provisions of subsection (a) or (c) of
212 this section shall be guilty of a class D felony.

213 Sec. 3. (NEW) (*Effective October 1, 2010*) (a) Any person who has
214 been convicted, or found not guilty by reason of mental disease or
215 defect, of a tier two offense and is released into the community shall,
216 not later than three days following such release or, if such person is in
217 the custody of the Commissioner of Correction, at such time prior to
218 release as the commissioner shall direct, register with the
219 Commissioner of Public Safety in accordance with section 7 of this act
220 and shall maintain such registration for twenty-five years, except that
221 any person previously convicted of any such offense shall maintain
222 such registration for life.

223 (b) Prior to accepting a plea of guilty or nolo contendere from a
224 person with respect to a tier two offense, the court shall (1) inform the
225 person that the entry of a finding of guilty after acceptance of the plea
226 will subject the person to the registration requirements of this section,
227 and (2) determine that the person fully understands the consequences
228 of the plea.

229 (c) Any person who has been convicted or found not guilty by
230 reason of mental disease or defect of a tier two offense and who is
231 subject to the registration requirements of section 54-251 of the general
232 statutes, revised to January 1, 2009, shall, not later than three business
233 days after October 1, 2010, register under this section and maintain
234 such registration for a period of twenty-five years from the date of
235 such person's initial registration under public act 98-111 or any
236 predecessor statute, except that any person previously convicted of

237 any such offense shall maintain such registration for life, and shall
238 comply with the provisions of section 7 of this act and section 54-102g
239 of the general statutes, as amended by this act.

240 (d) Any person who has been convicted or found not guilty by
241 reason of mental disease or defect of a tier two offense and who has
242 been subject to the registration requirements of section 54-102r of the
243 general statutes, revised to January 1, 1997, as amended by section 1 of
244 public act 97-183, shall, not later than three business days after October
245 1, 2010, register under this section and comply with the provisions of
246 section 7 of this act and section 54-102g of the general statutes for a
247 period of twenty-five years from the date of such person's initial
248 registration under public act 97-183 or any predecessor statute, except
249 that any person previously convicted of any such offense shall
250 maintain such registration for life, and shall comply with the
251 provisions of section 7 of this act and section 54-102g of the general
252 statutes, as amended by this act.

253 (e) Any person who violates the provisions of subsection (a), (c) or
254 (d) of this section shall be guilty of a class D felony.

255 Sec. 4. (NEW) (*Effective October 1, 2010*) (a) Any person who has
256 been convicted, or found not guilty by reason of mental disease or
257 defect, of a tier three offense and is released into the community shall,
258 within three days following such release or, if such person is in the
259 custody of the Commissioner of Correction, at such time prior to
260 release as the commissioner shall direct, register with the
261 Commissioner of Public Safety in accordance with section 7 of this act
262 and shall maintain such registration for life.

263 (b) Prior to accepting a plea of guilty or nolo contendere from a
264 person with respect to a tier three offense, the court shall (1) inform the
265 person that the entry of a finding of guilty after acceptance of the plea
266 will subject the person to the registration requirements of this section,
267 and (2) determine that the person fully understands the consequences
268 of the plea.

269 (c) Any person who has been convicted or found not guilty by
270 reason of mental disease or defect of a tier three offense and who has
271 been subject to the registration requirements of section 54-251 or 54-
272 252 of the general statutes, revised to January 1, 2009, shall, not later
273 than three business days after October 1, 2010, register under this
274 section and shall maintain such registration for life and shall comply
275 with the provisions of section 7 of this act and section 54-102g of the
276 general statutes.

277 (d) Any person who has been convicted or found not guilty by
278 reason of mental disease or defect of a tier three offense and who has
279 been subject to the registration requirements of section 54-102r of the
280 general statutes, revised to January 1, 1997, as amended by section 1 of
281 public act 97-183, shall, not later than three business days after October
282 1, 2010, register under this section and comply with the provisions of
283 section 7 of this act and section 54-102g of the general statutes.

284 (e) Notwithstanding the provisions of subsection (a) of this section,
285 the court may exempt any person who has been convicted or found
286 not guilty by reason of mental disease or defect of a violation of
287 subdivision (1) of subsection (a) of section 53a-71 of the general
288 statutes from the registration requirements of this section if the court
289 finds that such person was under nineteen years of age and no more
290 than four years older than the victim at the time of the offense and that
291 registration is not required for public safety.

292 (f) Any person who files an application with the court to be
293 exempted from the registration requirements of this section pursuant
294 to subsection (e) of this section shall, pursuant to subsection (b) of
295 section 54-227 of the general statutes, as amended by this act, notify the
296 Office of Victim Services and the Victim Services Unit within the
297 Department of Correction of the filing of such application. The Office
298 of Victim Services or the Victim Services Unit within the Department
299 of Correction, or both, shall, pursuant to section 54-230 or 54-230a of
300 the general statutes, as amended by this act, notify any victim who has

301 requested notification of the filing of such application. Prior to
302 granting or denying such application, the court shall consider any
303 information or statement provided by the victim.

304 (g) Any person who violates the provisions of subsection (a), (c), (d)
305 or (f) of this section shall be guilty of a class D felony.

306 Sec. 5. Section 54-253 of the general statutes is repealed and the
307 following is substituted in lieu thereof (*Effective October 1, 2010*):

308 (a) Any person who has been convicted or found not guilty by
309 reason of mental disease or defect or adjudicated a delinquent child,
310 who is subject to the provisions of the Adam Walsh Child Protection
311 and Safety Act of 2006, P.L. 109-248 in any other state, in a federal, [or]
312 military or Indian tribal court or in any foreign [jurisdiction] country of
313 any crime (1) the essential elements of which are substantially the same
314 as any of the crimes specified in subdivisions [(2), (5) and (11)] (10),
315 (11) and (12) of section 54-250, as amended by this act, or (2) which
316 requires registration as a sexual offender in such other state, [or] in the
317 federal, [or] military or Indian tribal system or in such foreign country,
318 and who resides in this state on and after October 1, [1998] 2010, shall
319 [, without undue delay upon] provide to the Commissioner of Public
320 Safety, in writing, not less than forty-eight hours prior to entering the
321 state, such person's name, date of birth and residence address, the
322 state, the federal, military or Indian tribal system or the foreign
323 country where such person is required to register as a sexual offender
324 and the locations where such person is employed or is enrolled as a
325 student, and shall, within three business days of residing in this state,
326 register with the Commissioner of Public Safety in accordance with
327 section 7 of this act in the same manner as if such person had been
328 convicted or found not guilty by reason of mental disease or defect of
329 such crime in this state, except that the commissioner shall maintain
330 such registration until such person is released from the registration
331 requirement in such other state, federal, [or] military or Indian tribal
332 system or foreign [jurisdiction] country or, if such person is required to

333 register under subdivision (1) of this subsection, shall maintain such
334 registration in the same manner as if such person had been convicted
335 or found not guilty by reason of mental disease or defect of such crime
336 in this state, except for purposes of determining the period of
337 registration under section 2 or 3 of this act, such person shall be
338 deemed to have initially registered on the date of such person's release
339 into the community in such other state, federal, military or tribal
340 system or foreign 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 or
370 is required to register as a sexual offender under the laws of any other
371 state, the federal, military or Indian tribal system or a foreign country
372 and who is employed in this state, carries on a vocation in this state or
373 is a student in this state, shall [, without undue delay] provide to the
374 Commissioner of Public Safety, in writing, not less than forty-eight
375 hours prior to entering the state, such person's name, date of birth and
376 residence address, the state, the federal, military or Indian tribal
377 system or the foreign country where such person is required to register
378 as a sexual offender and the locations where such person is employed,
379 carries on a vocation or is enrolled as a student, and shall, not later
380 than three business days after the commencement of such
381 employment, vocation or education in this state, [register such person's
382 name, identifying factors and criminal history record, locations visited
383 on a recurring basis, and such person's residence address, if any, in this
384 state, residence address in such person's home state and electronic mail
385 address, instant message address or other similar Internet
386 communication identifier, if any,] appear in person at the Department
387 of Public Safety or a location designated by the department and
388 register with the Commissioner of Public Safety [on such forms and in
389 such locations as said commissioner shall direct] in accordance with
390 section 7 of this act and shall maintain such registration until such
391 employment, vocation or education terminates or until such person is
392 released from registration as a sexual offender in such other state,
393 federal, military or Indian tribal system or foreign country. If such
394 person terminates such person's employment, vocation or education in
395 this state [, changes such person's address in this state or establishes or
396 changes an electronic mail address, instant message address or other
397 similar Internet communication identifier] such person shall, [without
398 undue delay, notify] not later than three business days after such
399 termination, appear in person at the Department of Public Safety or at
400 a location designated by the department and notify the Commissioner

401 of Public Safety in writing of such termination. [, new address or
402 identifier.]

403 [(d)] (c) Any person not a resident of this state who is registered or
404 is required to be registered as a sexual offender under the laws of any
405 other state, the federal, military or Indian tribal system or a foreign
406 country and who [travels in this state on a recurring basis for periods
407 of less than five days shall notify the Commissioner of Public Safety of
408 such person's temporary residence in this state and of a telephone
409 number at which such person may be contacted] will be entering and
410 remaining in this state for a period of less than five days shall notify
411 the Commissioner of Public Safety in writing not less than forty-eight
412 hours prior to entering the state of such person's name, date of birth
413 and temporary residence address in this state, the state, the federal,
414 military or Indian tribal system or the foreign country where such
415 person is required to register as a sexual offender, the nature of such
416 person's stay in this state, the locations where such person will be
417 while in this state, a telephone number at which such person may be
418 contacted and the dates such person will be in this state and the date
419 such person will be leaving. Any person not a resident of this state
420 who enters this state under the provisions of this subsection and who
421 remains in this state for five or more days shall register with the
422 Commissioner of Public Safety in the same manner as provided in
423 subsection (a) of this section and shall do so not later than three
424 business days after the fifth day such person has remained in this state
425 after entry.

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

432 (e) Any person who violates the provisions of this section shall be

433 guilty of a class D felony. [, except that, if such person violates the
434 provisions of this section by failing to register with the Commissioner
435 of Public Safety without undue delay or notify the Commissioner of
436 Public Safety without undue delay of a change of name, address or
437 status or another reportable event, such person shall be subject to such
438 penalty if such failure continues for five business days.]

439 Sec. 6. Section 54-254 of the general statutes is repealed and the
440 following is substituted in lieu thereof (*Effective October 1, 2010*):

441 (a) Any person who has been convicted or found not guilty by
442 reason of mental disease or defect in this state on or after October 1,
443 1998, of any felony that the court finds was committed for a sexual
444 purpose, may be required by the court [upon] not later than three days
445 after release into the community or, if such person is in the custody of
446 the Commissioner of Correction, at such time prior to release as the
447 commissioner shall direct to register [such person's name, identifying
448 factors, criminal history record, residence address and electronic mail
449 address, instant message address or other similar Internet
450 communication identifier, if any,] with the Commissioner of Public
451 Safety [, on such forms and in such locations as the commissioner shall
452 direct, and to] in accordance with section 7 of this act and maintain
453 such registration for ten years or life, as determined by the court. If the
454 court finds that a person has committed a felony for a sexual purpose
455 and intends to require such person to register under this section, prior
456 to accepting a plea of guilty or nolo contendere from such person with
457 respect to such felony, the court shall (1) inform the person that the
458 entry of a finding of guilty after acceptance of the plea will subject the
459 person to the registration requirements of this section, and (2)
460 determine that the person fully understands the consequences of the
461 plea. [If any person who is subject to registration under this section
462 changes such person's name, such person shall, without undue delay,
463 notify the Commissioner of Public Safety in writing of the new name.
464 If any person who is subject to registration under this section changes
465 such person's address, such person shall, without undue delay, notify

466 the Commissioner of Public Safety in writing of the new address and,
467 if the new address is in another state, such person shall also register
468 with an appropriate agency in that state, provided that state has a
469 registration requirement for such offenders. If any person who is
470 subject to registration under this section establishes or changes an
471 electronic mail address, instant message address or other similar
472 Internet communication identifier, such person shall, without undue
473 delay, notify the Commissioner of Public Safety in writing of such
474 identifier. If any person who is subject to registration under this
475 section is employed at, carries on a vocation at or is a student at a trade
476 or professional institution or institution of higher learning in this state,
477 such person shall, without undue delay, notify the Commissioner of
478 Public Safety of such status and of any change in such status. If any
479 person who is subject to registration under this section is employed in
480 another state, carries on a vocation in another state or is a student in
481 another state, such person shall, without undue delay, notify the
482 Commissioner of Public Safety and shall also register with an
483 appropriate agency in that state, provided that state has a registration
484 requirement for such offenders. During such period of registration,
485 each registrant shall complete and return forms mailed to such
486 registrant to verify such registrant's residence address and shall submit
487 to the retaking of a photographic image upon request of the
488 Commissioner of Public Safety.]

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

495 Sec. 7. (NEW) (*Effective October 1, 2010*) (a) Any person required to
496 register under the provisions of section 2, 3 or 4 of this act or section
497 54-253 of the general statutes, as amended by this act, or section 54-254
498 of the general statutes, as amended by this act, shall, as a requirement

499 of such registration, provide the following information upon initial
500 registration and shall maintain such information by reporting any
501 changes, additions or omissions to such person's registry information
502 by appearing in person at the Department of Public Safety or at a
503 location designated by the department within three business days of
504 such change:

505 (1) Such person's name, including legal name changes, any name by
506 which the person has been known, nicknames and pseudonyms
507 including any designations or monikers used for self-identification in
508 Internet communications or other postings. If any person who is
509 subject to registration under this section changes such person's name,
510 including legal name changes, nicknames and pseudonyms including
511 any designations or monikers used for self-identification in Internet
512 communications or other postings, 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 information in writing.

516 (2) The current residence address or residence addresses of such
517 person or, if such person is in the custody of the Commissioner of
518 Correction, the residence address or addresses where such person will
519 reside upon such person's release into the community. If any person
520 who is subject to registration under this section changes such person's
521 address, such person shall, within three business days of such change,
522 report in person to the Department of Public Safety or a location
523 designated by the department and report such change of address in
524 writing and, if the new address is in another state or foreign country,
525 such person shall also register with an appropriate agency in that state
526 or foreign country. Any registrant that falsely reports a change of
527 address or reports a false address shall be in violation of this section.
528 Any registrant who reports a change of address and then fails to move
529 to such address shall report such failure in person to the Department
530 of Public Safety or a location designated by the department within
531 three business days or be in violation of this section. Any registrant

532 that is incarcerated in a correctional institution of the Department of
533 Correction or in any other county, state or federal correctional
534 institution shall report such incarceration to the Department of Public
535 Safety in writing within three business days and upon release from
536 such correctional institution shall report to the Department of Public
537 Safety or a location designated by the department and report such
538 release within three business days. Any person required to register
539 under the provisions of section 2, 3 or 4 of this act or section 54-253 of
540 the general statutes, as amended by this act, or section 54-254 of the
541 general statutes, as amended by this act, who becomes a transient,
542 shall report such transient status to the Department of Public Safety
543 not later than three business days after becoming transient by
544 reporting in person to the Department of Public Safety or at a location
545 designated by the department and shall report such transient status in
546 writing. Such registrant shall sign a statement that, as a transient, such
547 registrant is not residing at a residence. Residing at any such residence
548 shall constitute a change of address and such registrant shall report
549 under this subdivision. Such registrant shall report any transient
550 locations, including the specific town or towns or city or cities in which
551 such registrant is claiming to be a transient. Such transient locations
552 shall be provided with sufficient detail to allow for law enforcement
553 officials to be reasonably able to locate and verify the registrant's
554 presence at such locations. If such transient locations are in another
555 state or foreign country, such person shall also register with an
556 appropriate agency responsible for the registration of sexual offenders
557 in that other state or foreign country. Any person required to register
558 under the provisions of section 2, 3 or 4 of this act or section 54-253a of
559 the general statutes, as amended by this act, or section 54-254 of the
560 general statutes, as amended by this act, who is required to evacuate
561 such registrant's residence due to an emergency situation such as a
562 flood, hurricane, tornado or fire shall report such evacuation and the
563 temporary residence address such registrant has been relocated to,
564 within three business days to the Department of Public Safety. If such
565 registrant is relocated to an emergency shelter or other public

566 accommodations, such registrant shall notify the management of such
567 shelter or accommodation upon arrival at such shelter or
568 accommodation that such registrant is a registered sexual offender.

569 (3) The name of such person's employer and any address where
570 such person is employed or carries on a vocation or, if such person is
571 in the custody of the Commissioner of Correction, the name and
572 address of any employer by whom such person will be employed or
573 carries on a vocation upon release from custody. If any person who is
574 subject to registration changes the status of such employment, the
575 address where such person is employed changes or such employment
576 is terminated, such person shall, not later than three business days
577 after such change or termination, report in person to the Department of
578 Public Safety or a location designated by the department and report
579 such change or termination in writing and, if the new address of such
580 employment is in another state or foreign country, such person shall
581 register with an appropriate agency in that state or foreign country
582 responsible for the registration of sexual offenders.

583 (4) The name and address of any youth camp, as defined in section
584 19a-420 of the general statutes, provider of child day care services, as
585 defined in section 19a-77 of the general statutes, youth group or
586 organization, youth athletic association or club, public or private
587 educational institution, including elementary, middle or high school,
588 regional vocational-technical school, charter school, secondary school
589 or trade or professional institution or institution of higher learning in
590 this state where such registrant is employed, carries on a vocation, is a
591 student or is enrolled. If any person who is subject to registration
592 under this section is employed in another state or foreign country,
593 carries on a vocation in another state or foreign country or is a student
594 in another state or foreign country, such person shall notify the
595 Commissioner of Public Safety and shall also register with an
596 appropriate agency in that state or foreign country responsible for the
597 registration of sexual offenders. If any person who is subject to
598 registration changes employment, location of vocation or place of

599 enrollment or if the address of any such place changes, such person
600 shall, not later than three business days after such change, report in
601 person to the Department of Public Safety or a location designated by
602 the department and report such change in writing and, if the new
603 employment, school or address is in another state or foreign country,
604 such person shall register with an appropriate agency in that state or
605 foreign country.

606 (5) Any person required to register under section 2, 3 or 4 of this act
607 or section 54-253 of the general statutes, as amended by this act, or
608 section 54-254 of the general statutes, as amended by this act, shall
609 within three business days of a change of the information required
610 under this subsection report in person to the Department of Public
611 Safety or a location designated by the department and report such
612 change of information in writing.

613 (b) Any person required to register under the provisions of section
614 2, 3 or 4 of this act or section 54-253 of the general statutes, as amended
615 by this act, or section 54-254 of the general statutes, as amended by this
616 act, shall provide the following information to the Department of
617 Public Safety upon initial registration and shall maintain such
618 information by reporting any changes to such information to the
619 Department of Public Safety in writing within three business days of
620 such change:

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

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

624 (3) Any alias dates of birth or Social Security numbers that such
625 person is using or has used;

626 (4) Identifying factors;

627 (5) Such person's criminal history record including any convictions
628 in other states or foreign countries;

629 (6) The date of such person's conviction, the name and address of
630 the court where such person was convicted and the offense for which
631 such person is required to register;

632 (7) Telephone or cellular telephone number subscribed to or used by
633 such person;

634 (8) A copy of such person's Connecticut motor vehicle operator's
635 license or an identity card issued pursuant to section 1-1h of the
636 general statutes;

637 (9) The name, office location and telephone number of any
638 probation or parole officer in this or any other state;

639 (10) Travel and immigration documents including, but not limited
640 to, passports, alien registration cards and student or work visas;

641 (11) Any professional licenses that authorize such person to engage
642 in an occupation or carry on a trade;

643 (12) Any electronic mail address, instant message address or other
644 similar Internet communication identifier established or used by such
645 person; and

646 (13) The license plate number and description, including the vehicle
647 identification number, of any vehicles owned, operated or used by
648 such person including, but not limited to, motor vehicles, mobile
649 homes, aircraft, and watercraft.

650 (c) In the event that a registrant fails to notify the Department of
651 Public Safety of a change of information required under this section or
652 fails to maintain such information, the Department of Public Safety
653 shall notify the local police department or the state police troop having
654 jurisdiction over the registrant's last reported address, and that agency
655 shall apply for a warrant to be issued for the registrant's arrest under
656 this section. The Department of Public Safety shall not be required to
657 update such information on any registrant whose last reported address

658 was outside this state.

659 (d) Any person required to register under the provisions of section
660 2, 3 or 4 of this act or section 54-253 of the general statutes, as amended
661 by this act, or section 54-254 of the general statutes, as amended by this
662 act, shall obtain a motor vehicle operator's license, renew such a license
663 or obtain an identity card issued by the Department of Motor Vehicles
664 prior to registration and shall maintain such license or card for the
665 period such person is required to be registered. Such person shall
666 report to the Department of Motor Vehicles that such person is
667 required to comply with this section, shall provide all information
668 required by said department and shall obtain a current photograph for
669 use on such license or card and for use by the Department of Public
670 Safety in maintaining a current record of registration.

671 (e) Except as provided in subsection (b) of this section, the
672 Department of Public Safety shall verify the address of each registrant
673 by mailing a nonforwardable verification form by first class mail to the
674 registrant at the registrant's last reported address. If mail is not
675 delivered to a registrant's residential address due to postal restrictions,
676 the Commissioner of Public Safety may develop and implement
677 procedures to verify the addresses of such registrants. Such
678 verification form shall require the registrant to sign a statement that
679 the registrant continues to reside at the registrant's last reported
680 address and to return the form by mail, or as directed by the
681 Department of Public Safety, by a date which is no more than ten days
682 after the date such form was mailed to the registrant. The form shall
683 contain a statement that failing to return the form or providing false
684 information is a violation of this section. Each person required to
685 register under the provisions of section 2, 3 or 4 of this act or section
686 54-253 of the general statutes, as amended by this act, or section 54-254
687 of the general statutes, as amended by this act, shall have such person's
688 address verified in such manner every ninety days after such person's
689 initial registration date. In the event that a registrant fails to return the
690 address verification form, the Department of Public Safety shall notify

691 the local police department or the state police troop having jurisdiction
692 over the registrant's last reported address, and that agency shall apply
693 for a warrant to be issued for the registrant's arrest under this section.
694 The Department of Public Safety shall not verify the address of
695 registrants whose last reported address was outside this state.

696 (f) Except as provided in subsection (b) of this section, the
697 Department of Public Safety shall verify that each registrant is
698 physically within this state by mailing a nonforwardable verification
699 form by first class mail to the registrant at the registrant's last reported
700 address which requires the registrant to appear in person with the
701 verification form at a prescribed office of the Court Support Services
702 Division within the Judicial Branch by a date which is ten days after
703 the date such form was mailed to the registrant and submit to the
704 taking of a photograph and update and verify any information
705 required under section 54-256 of the general statutes, as amended by
706 this act. If mail is not delivered to a registrant's residential address due
707 to postal restrictions, the Commissioner of Public Safety may develop
708 and implement procedures to deliver such form to such registrant. The
709 form shall contain a statement that failure to report to the prescribed
710 office of the Court Support Services Division with the verification form
711 by a date which is ten days after the date such form was mailed to the
712 registrant is a violation of this section.

713 (g) Registrants shall appear in person with the verification form at
714 the prescribed office of the Court Support Services Division pursuant
715 to subsection (f) of this section in accordance with the following
716 schedule:

717 (1) Any tier one registrant required to register under section 2 of this
718 act, shall appear in person annually after such person's initial
719 registration date;

720 (2) Any tier two registrant required to register under section 3 of
721 this act shall appear in person every six months after such person's
722 initial registration date;

723 (3) Any tier three registrant required to register under section 4 of
724 this act shall appear in person every ninety days after such person's
725 initial registration date; and

726 (4) Any person required to register under section 54-253 of the
727 general statutes, as amended by this act, or section 54-254 of the
728 general statutes, as amended by this act, shall appear in person as
729 directed by the Department of Public Safety.

730 (h) Any person required to register under the provisions of section
731 2, 3 or 4 of this act or section 54-253 of the general statutes, or section
732 54-254 of the general statutes, as amended by this act, who becomes a
733 transient shall, after reporting such status under subdivision (2) of
734 subsection (a) of this section, appear in person at the Department of
735 Public Safety or at a location designated by the department by a date
736 which is not less than ten days or more than fifteen days after such
737 registrant's last reporting date under this section and shall continue to
738 appear by a date which is not less than ten days or more than fifteen
739 days from the last reporting date until such registrant reports no
740 longer being transient.

741 (i) If a registrant fails to physically report in person to an assigned
742 office of the Court Support Services Division as provided under
743 subsections (g) and (h) of this section, the Court Support Services
744 Division shall notify the Department of Public Safety. The department
745 shall notify the local police department or the state police troop having
746 jurisdiction over the registrant's last reported address or transient
747 location, and that agency shall apply for a warrant to be issued for the
748 registrant's arrest under this section. The Department of Public Safety
749 shall not require a registrant to report if such registrant's last reported
750 address was outside this state.

751 (j) Any person required to register under the provisions of section 2,
752 3 or 4 of this act or section 54-253 of the general statutes, as amended
753 by this act, or section 54-254 of the general statutes, as amended by this
754 act, shall submit to the retaking of a photographic image upon request

755 of, and at the time and place designated by, the Commissioner of
756 Public Safety.

757 (k) Any person required to register under the provisions of section
758 2, 3 or 4 of this act or section 54-253 of the general statutes, as amended
759 by this act, or section 54-254 of the general statutes, as amended by this
760 act, shall maintain such person's registration by keeping all required
761 information current and in compliance with registry requirements.
762 Any period of incarceration or noncompliance with registry
763 requirements shall be excluded from such registrant's required
764 registration period and such registration requirement will continue
765 until such registrant meets the required registration period.

766 (l) Any person who violates the registration requirements under this
767 section shall be guilty of a class D felony.

768 Sec. 8. (NEW) (*Effective October 1, 2010*) Any person who has reason
769 to believe that a registrant is in violation of registration requirements
770 and who, with intent to assist the registrant in eluding a law
771 enforcement officer in the investigation or enforcement of such
772 violation, (1) withholds information from, or does not notify, the law
773 enforcement officer about the registrant's noncompliance with such
774 requirements and, if known, the whereabouts of the registrant, (2)
775 harbors, or attempts to harbor, or assists another person in harboring
776 or attempting to harbor, the registrant, (3) conceals or attempts to
777 conceal, or assists another person in concealing or attempting to
778 conceal, the registrant, (4) knowingly provides false information
779 regarding the registrant, (5) obstructs or hinders the law enforcement
780 officer in the performance of such officer's official duties relative to the
781 investigation or enforcement of such violation, or (6) falsely represents
782 the registrant by signing address verification forms or other official
783 documentation relative to the registration of sexual offenders, shall be
784 guilty of a class D felony.

785 Sec. 9. Section 54-255 of the general statutes is repealed and the
786 following is substituted in lieu thereof (*Effective October 1, 2010*):

787 (a) Upon the conviction or finding of not guilty by reason of mental
788 disease or defect of any person for a violation of section 53a-70b, the
789 court may order the Department of Public Safety to restrict the
790 dissemination of the registration information to law enforcement
791 purposes only and to not make such information available for public
792 access, provided the court finds that dissemination of the registration
793 information is not required for public safety and that publication of the
794 registration information would be likely to reveal the identity of the
795 victim within the community where the victim resides. The court shall
796 remove the restriction on the dissemination of such registration
797 information if, at any time, the court finds that public safety requires
798 that such person's registration information be made available to the
799 public or that a change of circumstances makes publication of such
800 registration information no longer likely to reveal the identity of the
801 victim within the community where the victim resides. Prior to
802 ordering or removing the restriction on the dissemination of such
803 person's registration information, the court shall consider any
804 information or statements provided by the victim.

805 (b) Upon the conviction or finding of not guilty by reason of mental
806 disease or defect of any person of a [criminal offense against a victim
807 who is a minor, a nonviolent sexual offense or a sexually violent
808 offense] tier one offense, tier two offense or tier three offense, where
809 the victim of such offense was, at the time of the offense, under
810 eighteen years of age and related to such person within any of the
811 degrees of kindred specified in section 46b-21, the court may order the
812 Department of Public Safety to restrict the dissemination of the
813 registration information to law enforcement purposes only and to not
814 make such information available for public access, provided the court
815 finds that dissemination of the registration information is not required
816 for public safety and that publication of the registration information
817 would be likely to reveal the identity of the victim within the
818 community where the victim resides. The court shall remove the
819 restriction on the dissemination of such registration information if, at
820 any time, it finds that public safety requires that such person's

821 registration information be made available to the public or that a
822 change in circumstances makes publication of the registration
823 information no longer likely to reveal the identity of the victim within
824 the community where the victim resides.

825 (c) Any person who: (1) Has been convicted or found not guilty by
826 reason of mental disease or defect of a violation of subdivision (1) of
827 subsection (a) of section 53a-71 [between October 1, 1988, and June 30,
828 1999,] and was under nineteen years of age and no more than four
829 years older than the victim at the time of the offense, [;] or (2) has been
830 convicted or found not guilty by reason of mental disease or defect of a
831 violation of subdivision (2) of subsection (a) of section 53a-73a
832 [between October 1, 1988, and June 30, 1999; (3) has been convicted or
833 found not guilty by reason of mental disease or defect of a criminal
834 offense against a victim who is a minor, a nonviolent sexual offense or
835 a sexually violent offense, between October 1, 1988, and June 30, 1999,
836 where the victim of such offense was, at the time of the offense, under
837 eighteen years of age and related to such person within any of the
838 degrees of kindred specified in section 46b-21; (4) has been convicted
839 or found not guilty by reason of mental disease or defect of a violation
840 of section 53a-70b between October 1, 1988, and June 30, 1999; or (5)
841 has been convicted or found not guilty by reason of mental disease or
842 defect of any crime between October 1, 1988, and September 30, 1998,
843 which requires registration under sections 54-250 to 54-258a, inclusive,
844 and (A) served no jail or prison time as a result of such conviction or
845 finding of not guilty by reason of mental disease or defect, (B) has not
846 been subsequently convicted or found not guilty by reason of mental
847 disease or defect of any crime which would require registration under
848 sections 54-250 to 54-258a, inclusive, and (C) has registered with the
849 Department of Public Safety in accordance with sections 54-250 to 54-
850 258a, inclusive;] if the victim was eighteen years of age or older at the
851 time of the offense, may petition the court to order the Department of
852 Public Safety to restrict the dissemination of the registration
853 information to law enforcement purposes only and to not make such
854 information available for public access. Any person who files such a

855 petition shall, pursuant to subsection (b) of section 54-227, as amended
856 by this act, notify the Office of Victim Services and the Victim Services
857 Unit within the Department of Correction of the filing of such petition.
858 The Office of Victim Services or the Victim Services Unit within the
859 Department of Correction, or both, shall, pursuant to section 54-230, as
860 amended by this act, or section 54-230a, as amended by this act, notify
861 any victim who has requested notification pursuant to subsection (b) of
862 section 54-228, as amended by this act, of the filing of such petition.
863 Prior to granting or denying such petition, the court shall consider any
864 information or statements provided by the victim. The court may order
865 the Department of Public Safety to restrict the dissemination of the
866 registration information to law enforcement purposes only and to not
867 make such information available for public access, provided the court
868 finds that dissemination of the registration information is not required
869 for public safety.

870 (d) The court may order the Department of Public Safety to restrict
871 the dissemination of the registration information for law enforcement
872 purposes or to exempt from registration any person required to
873 register under the provisions of section 2, 3 or 4 of this act or section
874 54-253 or 54-254, as amended by this act, who is protected under a
875 state or federal witness protection or relocation program and to not
876 make such information available for public access, provided the court
877 finds that dissemination of the registration information or registration
878 is not required for public safety and that publication of the registration
879 information would be likely to jeopardize the safety of such protected
880 person. The court shall remove the restriction on the dissemination of
881 such registration information or the exemption from registration if, at
882 any time, it finds that public safety requires that such person's
883 registration information be made available to the public or that a
884 change in circumstances makes publication of the registration
885 information no longer likely to jeopardize the safety of such protected
886 person. The court shall direct the Department of Public Safety to
887 execute and secure such order and refrain from any further
888 dissemination of information in the matter unless so ordered by the

889 court. The record of the order and any activity of the court pertaining
890 to the order shall be sealed from the public.

891 (e) The court may order the Department of Public Safety to restrict
892 the dissemination of registration information from the public
893 concerning a specific subsection or subdivision of a section of a statute
894 when the publication of said subsection or subdivision would be likely
895 to reveal the identity of the victim. The court may order the
896 Department of Public Safety to disseminate registration information to
897 the public on the registrant to include only the section of the statute
898 without the specific subsection or subdivision.

899 Sec. 10. Section 54-256 of the general statutes is repealed and the
900 following is substituted in lieu thereof (*Effective October 1, 2010*):

901 (a) [Any court, the] The Commissioner of Correction or the
902 Psychiatric Security Review Board, prior to releasing into the
903 community any person convicted or found not guilty by reason of
904 mental disease or defect of a [criminal offense against a victim who is a
905 minor, a nonviolent sexual offense, a sexually violent offense] tier one
906 offense, tier two offense or tier three offense or a felony found by the
907 sentencing court to have been committed for a sexual purpose [, except
908 a person being released unconditionally at the conclusion of such
909 person's sentence or commitment] or a person required to register
910 under the provisions of section 54-253, as amended by this act, shall
911 require as a condition of such release that such person complete the
912 registration procedure established by the Commissioner of Public
913 Safety under [sections 54-251, 54-252 and 54-254] section 2, 3 or 4 of
914 this act, section 54-253, as amended by this act, or section 54-254, as
915 amended by this act. The [court, the] Commissioner of Correction or
916 the Psychiatric Security Review Board, as the case may be, shall
917 provide the person with a written summary of the person's obligations
918 under sections 54-102g and 54-250 to 54-258a, inclusive, as amended by
919 this act, and sections 2, 3, 4 and 7 of this act, stating that the obligation
920 to register has been explained and such person read the requirements

921 or the requirements were read to such person and the person signed
922 the written summary acknowledging he or she understood the
923 requirements and transmit the completed registration package to the
924 Commissioner of Public Safety who shall enter the information into the
925 registry established under section 54-257, as amended by this act. [If a
926 court transmits the completed registration package to the
927 Commissioner of Public Safety with respect to a person released by the
928 court, such package need not include identifying factors for such
929 person. In the case of a person being released unconditionally who
930 declines to complete the registration package through the court or the
931 releasing agency, the court or agency shall: (1) Except with respect to
932 information that is not available to the public pursuant to court order,
933 rule of court or any provision of the general statutes, provide to the
934 Commissioner of Public Safety the person's name, date of release into
935 the community, anticipated residence address, if known, and criminal
936 history record, any known treatment history of such person, any
937 electronic mail address, instant message address or other similar
938 Internet communication identifier for such person, if known, and any
939 other relevant information; (2) inform the person that such person has
940 an obligation to register within three days with the Commissioner of
941 Public Safety for a period of ten years following the date of such
942 person's release or for life, as the case may be, that if such person
943 changes such person's address such person shall within five days
944 register the new address in writing with the Commissioner of Public
945 Safety and, if the new address is in another state or if such person is
946 employed in another state, carries on a vocation in another state or is a
947 student in another state, such person shall also register with an
948 appropriate agency in that state, provided that state has a registration
949 requirement for such offenders, and that if such person establishes or
950 changes an electronic mail address, instant message address or other
951 similar Internet communication identifier such person shall, within
952 five days, register such identifier with the Commissioner of Public
953 Safety; (3) provide the person with a written summary of the person's
954 obligations under sections 54-102g and 54-250 to 54-258a, inclusive, as

955 explained to the person under subdivision (2) of this subsection; and
956 (4) make a specific notation on the record maintained by that agency
957 with respect to such person that the registration requirements were
958 explained to such person and that such person was provided with a
959 written summary of such person's obligations under sections 54-102g
960 and 54-250 to 54-258a, inclusive.] In the case of a person being released
961 unconditionally who refuses to register with the Department of
962 Correction, the Department of Correction shall notify the Department
963 of Public Safety of such refusal and such person, upon release, shall be
964 immediately arrested for a violation of the provisions of section 2, 3 or
965 4 of this act, section 54-253, as amended by this act, or section 54-254,
966 as amended by this act, as the case may be.

967 (b) Any court prior to releasing into the community any person
968 convicted or found not guilty by reason of mental disease or defect of a
969 tier one offense, tier two offense or tier three offense or a felony found
970 by the sentencing court to have been committed for a sexual purpose,
971 shall order such person to report in person to the Commissioner of
972 Public Safety within three days following such release. The court shall
973 obtain such person's residence address and complete a form provided
974 by the Department of Public Safety, which includes a written summary
975 of the person's obligations under section 54-102g, as amended by this
976 act, sections 2, 3, 4 and 7 of this act, and sections 54-253, as amended by
977 this act, and section 54-254, as amended by this act. The court shall
978 provide a copy of such form to such person prior to their release. The
979 court shall sign the form acknowledging that the court explained such
980 person's registration requirements to such person and such person
981 shall sign the form acknowledging that such person understood such
982 person's registration requirements. If such person refuses to sign such
983 form and provide such information, the court shall order immediate
984 registration of such person and shall contact the Department of Public
985 Safety to complete such registration. If such person refuses to complete
986 such registration, such person shall be arrested for violation of section
987 2, 3, 4 or 7 of this act, section 54-253, as amended by this act, or section
988 54-254, as amended by this act, as the case may be.

989 [(b)] (c) Whenever a person is convicted or found not guilty by
990 reason of mental disease or defect of an offense that will require such
991 person to register under section [54-251, 54-252 or 54-254] 54-253, as
992 amended by this act, section 54-254, as amended by this act, or section
993 2, 3 or 4 of this act, the court shall provide to the Department of Public
994 Safety a written summary of the offense that includes the age and sex
995 of any victim of the offense and a specific description of the offense.
996 Such summary shall be added to the registry information made
997 available to the public through the Internet.

998 (d) Any person fourteen years of age or older who has been
999 convicted or found not guilty by reason of mental disease or defect of
1000 an offense that requires registration under section 2, 3 or 4 of this act or
1001 section 54-254, as amended by this act, after the case of such person has
1002 been transferred to the regular criminal docket in accordance with
1003 section 46b-127, shall register under the appropriate section of the
1004 general statutes, except that the court may, at its discretion, reduce the
1005 registration period to twenty-five years if such person has (1) not been
1006 convicted of any offense for which imprisonment for more than one
1007 year was imposed, (2) not been convicted of another sexual offense, (3)
1008 successfully completed any periods of probation and parole, (4)
1009 successfully completed an appropriate sexual offender treatment
1010 program certified by the state, and (5) maintained such registration for
1011 a period of twenty-five years and kept all required information current
1012 and in compliance with all registry requirements.

1013 Sec. 11. Section 54-257 of the general statutes is repealed and the
1014 following is substituted in lieu thereof (*Effective October 1, 2010*):

1015 (a) The Department of Public Safety shall [, not later than January 1,
1016 1999,] establish and maintain a registry of all persons required to
1017 register under [sections 54-251, 54-252,] section 2, 3 or 4 of this act,
1018 section 54-253, as amended by this act, [and] or section 54-254, as
1019 amended by this act, that includes an electronic database allowing for
1020 registry information to be available and transmitted in an electronic or

1021 digital format. The department shall, in cooperation with the Office of
1022 the Chief Court Administrator, the Department of Correction and the
1023 Psychiatric Security Review Board, develop appropriate forms for use
1024 by agencies and individuals to report registration information,
1025 including changes of address. Upon receipt of registration information,
1026 the department shall enter the information into the registry and notify
1027 the local police department or state police troop having jurisdiction
1028 where the registrant resides or plans to reside, is employed or plans to
1029 be employed, carries on a vocation or is a student. If a registrant
1030 notifies the Department of Public Safety that such registrant is
1031 employed at, carries on a vocation at or is a student at a youth camp,
1032 as defined in section 19a-420, a provider of child day care services, as
1033 defined in section 19a-77, a public or private educational institution
1034 including an elementary, middle or high school, a regional vocational-
1035 technical school, a charter school or a trade or professional institution
1036 or an institution of higher learning in this state, the department shall
1037 within three business days notify the law enforcement agency with
1038 jurisdiction over such camp, provider or institution. If a registrant
1039 reports a residence, employment or involvement with an educational
1040 institution in another state or foreign country, the department shall
1041 notify the [state police agency of that state or such other agency in that
1042 state that maintains registry information, if known] appropriate
1043 agency responsible for the registration of sexual offenders in that other
1044 state or foreign country. The department shall also transmit all
1045 registration information, conviction data, information on registrants in
1046 violation of registry requirements who cannot be located,
1047 photographic images and fingerprints to the Federal Bureau of
1048 Investigation and the Department of Justice in such form as said
1049 bureau or the Department of Justice shall require for inclusion in a
1050 national registry. The local police department or state police troop
1051 having jurisdiction where the registrant resides or plans to reside, is
1052 employed or plans to be employed, carries on a vocation or is a student
1053 shall develop policies and procedures to verify the accuracy of the
1054 information provided by the registrant as well as uniform procedures

1055 to investigate the registrant's continued compliance with registration
1056 requirements and any violations of such requirements. Such policies
1057 and procedures shall provide that (1) an arrest warrant shall be sought
1058 for any registrant who violates registry requirements as specified in
1059 section 7 of this act and cannot be located, (2) the United States
1060 Marshals Service shall be notified of the existence of any such arrest
1061 warrant, and (3) any such arrest warrant shall be entered into the
1062 National Crime Information Center Wanted Person file. The
1063 Department of Public Safety shall develop and maintain software
1064 applications to allow local jurisdictions to effectively and efficiently
1065 track and manage local sexual offender registry programs.

1066 (b) The Department of Public Safety may suspend the registration of
1067 any person registered under section 2, 3 or 4 of this act or section [54-
1068 251, 54-252,] 54-253, as amended by this act, or section 54-254, as
1069 amended by this act, while such person is incarcerated, under civil
1070 commitment, medically incapacitated or residing outside this state.
1071 During the period that such registration is under suspension, the
1072 department is not required to verify the address of the registrant
1073 [pursuant to subsection (c) of this section] and may withdraw the
1074 registration information from public access. Upon the release of the
1075 registrant from incarceration or civil commitment, the registrant
1076 becoming medically capable or the resumption of residency in this
1077 state by the registrant, the department shall reinstate the registration,
1078 redistribute the registration information in accordance with subsection
1079 (a) of this section and resume verifying the address of the registrant,
1080 [in accordance with subsection (c) of this section.] Suspension of
1081 registration shall not affect the date of expiration of the registration
1082 obligation of the registrant under section 2, 3 or 4 of this act or section
1083 [54-251, 54-252 or] 54-253, as amended by this act, or section 54-254, as
1084 amended by this act.

1085 [(c) Except as provided in subsection (b) of this section, the
1086 Department of Public Safety shall verify the address of each registrant
1087 by mailing a nonforwardable verification form to the registrant at the

1088 registrant's last reported address. Such form shall require the registrant
1089 to sign a statement that the registrant continues to reside at the
1090 registrant's last reported address and return the form by mail by a date
1091 which is ten days after the date such form was mailed to the registrant.
1092 The form shall contain a statement that failure to return the form or
1093 providing false information is a violation of section 54-251, 54-252, 54-
1094 253 or 54-254, as the case may be. Each person required to register
1095 under section 54-251, 54-252, 54-253 or 54-254 shall have such person's
1096 address verified in such manner every ninety days after such person's
1097 initial registration date. In the event that a registrant fails to return the
1098 address verification form, the Department of Public Safety shall notify
1099 the local police department or the state police troop having jurisdiction
1100 over the registrant's last reported address, and that agency shall apply
1101 for a warrant to be issued for the registrant's arrest under section 54-
1102 251, 54-252, 54-253 or 54-254, as the case may be. The Department of
1103 Public Safety shall not verify the address of registrants whose last
1104 reported address was outside this state.]

1105 [(d)] (c) The Department of Public Safety shall include in the registry
1106 the most recent photographic image available of each registrant taken
1107 by the department, the Department of Correction, a law enforcement
1108 agency or the Court Support Services Division of the Judicial
1109 Department and shall retake the photographic image of each registrant
1110 at least once every [five years] year.

1111 [(e)] (d) Whenever the Commissioner of Public Safety receives
1112 notice from a superior court pursuant to section 52-11 or a probate
1113 court pursuant to section 45a-99 that such court has ordered the
1114 change of name of a person, and the department determines that such
1115 person is listed in the registry, the department shall revise such
1116 person's registration information accordingly.

1117 [(f)] (e) The Commissioner of Public Safety shall develop a protocol
1118 for the notification of other state agencies, the Judicial Department and
1119 local police departments whenever a person listed in the registry

1120 changes such person's name and notifies the commissioner of the new
1121 name pursuant to section 2, 3 or 4 of this act or section [54-251, 54-252,]
1122 54-253, as amended by this act, or section 54-254, as amended by this
1123 act, or whenever the commissioner determines pursuant to subsection
1124 [(e)] (d) of this section that a person listed in the registry has changed
1125 such person's name.

1126 Sec. 12. Subsection (a) of section 54-258 of the 2010 supplement to
1127 the general statutes is repealed and the following is substituted in lieu
1128 thereof (*Effective October 1, 2010*):

1129 (a) (1) Notwithstanding any other provision of the general statutes,
1130 except subdivisions (3), (4) and (5) of this subsection, the registry
1131 maintained by the Department of Public Safety shall be a public record
1132 and shall be accessible to the public during normal business hours. The
1133 Department of Public Safety shall make registry information available
1134 to the public through the Internet with search fields that include, but
1135 are not limited to, a registrant's name and any alias names, city or
1136 town, zip code and geographical radius. The Department of Public
1137 Safety shall make available to the public through the Internet
1138 community education resources, or links to such resources, on sexual
1139 assault prevention, education, advocacy, counseling and victim
1140 services. Not less than once per calendar quarter, the Department of
1141 Public Safety shall issue notices to all print and electronic media in the
1142 state regarding the availability and means of accessing the registry.
1143 Each local police department and each state police troop shall keep a
1144 record of all registration information transmitted to it by the
1145 Department of Public Safety, and shall make such information
1146 accessible to the public during normal business hours which may
1147 include access to such information through the Internet or instruction
1148 on how to access such information through the Internet.

1149 (2) (A) Any state agency, the Judicial Department, any state police
1150 troop or any local police department may, at its discretion, notify any
1151 government agency, private organization or individual of registration

1152 information when such agency, said department, such troop or such
1153 local police department, as the case may be, believes such notification
1154 is necessary to protect the public or any individual in any jurisdiction
1155 from any person who is subject to registration under section 2, 3 or 4 of
1156 this act or section [54-251, 54-252,] 54-253, as amended by this act, or
1157 section 54-254, as amended by this act.

1158 (B) Whenever a registrant is released into the community or reports
1159 a change of address, the Department of Public Safety shall [, by
1160 electronic mail, notify] provide an automated electronic mail
1161 notification system available to the superintendent of schools for the
1162 school district in which the registrant resides, or plans to reside, of
1163 such release or such change of address and provide such
1164 superintendent with the same registry information for such registrant
1165 that the department makes available to the public through the Internet
1166 under subdivision (1) of this subsection. Each superintendent of
1167 schools shall be responsible for updating their electronic mail address
1168 in such electronic mail notification system.

1169 (3) Notwithstanding the provisions of subdivisions (1) and (2) of
1170 this subsection, state agencies, the Judicial Department, state police
1171 troops and local police departments shall not disclose the identity of
1172 any victim of a crime committed by a registrant or a registrant's
1173 treatment information, a registrant's Social Security number, a
1174 telephone number or cellular mobile telephone number subscribed to
1175 or used by a registrant, an electronic mail address, instant message
1176 address or other similar Internet communication identifier used by a
1177 registrant, a registrant's birth certificate, a registrant's travel and
1178 immigration information, a registrant's criminal history information
1179 concerning any arrest that did not result in a conviction and the name
1180 of a registrant's employer provided to the registry pursuant to sections
1181 54-102g, as amended by this act, and 54-250 to 54-258a, inclusive, as
1182 amended by this act, and sections 2, 3, 4, 7 and 8 of this act, except to
1183 government agencies for bona fide law enforcement or security
1184 purposes. The Department of Public Safety may provide for public

1185 inquiries on the registry Internet web site that allow members of the
1186 public to enter a telephone number, a cellular mobile telephone
1187 number or an electronic mail address, instant message address or other
1188 similar Internet communication identifier to determine if such number
1189 or identifier belongs to a registrant, provided any positive response to
1190 such an inquiry will not disclose the identity of the registrant but will
1191 instruct the inquiring party to directly contact the Department of
1192 Public Safety which will aid in an investigation concerning the inquiry.

1193 (4) Notwithstanding the provisions of subdivisions (1) and (2) of
1194 this subsection, registration information the dissemination of which
1195 has been restricted by court order pursuant to section 54-255, as
1196 amended by this act, and which is not otherwise subject to disclosure,
1197 shall not be a public record and shall be released only for law
1198 enforcement purposes until such restriction is removed by the court
1199 pursuant to said section.

1200 (5) Notwithstanding the provisions of subdivisions (1) and (2) of
1201 this subsection, a registrant's electronic mail address, instant message
1202 address or other similar Internet communication identifier shall not be
1203 a public record, except that the Department of Public Safety may
1204 release such identifier for law enforcement or security purposes in
1205 accordance with regulations adopted by the department. The
1206 department shall adopt regulations in accordance with chapter 54 to
1207 specify the circumstances under which and the persons to whom such
1208 identifiers may be released including, but not limited to, providers of
1209 electronic communication service or remote computing service, as
1210 those terms are defined in section 54-260b, as amended by this act, and
1211 operators of Internet web sites, and the procedure therefor.

1212 (6) When any registrant completes the registrant's term of
1213 registration or is otherwise released from the obligation to register
1214 under section 2, 3 or 4 of this act or section [54-251, 54-252,] 54-253, as
1215 amended by this act, or section 54-254, as amended by this act, the
1216 Department of Public Safety shall notify any state police troop or local

1217 police department having jurisdiction over the registrant's last
1218 reported residence address that the person is no longer a registrant,
1219 and the Department of Public Safety, state police troop and local police
1220 department shall remove the registrant's name and information from
1221 the registry.

1222 Sec. 13. Section 54-259a of the general statutes is repealed and the
1223 following is substituted in lieu thereof (*Effective July 1, 2010*):

1224 [(a) There is established a Risk Assessment Board consisting of the
1225 Commissioner of Correction, the Commissioner of Mental Health and
1226 Addiction Services, the Commissioner of Public Safety, the Chief
1227 State's Attorney, the Chief Public Defender, the chairperson of the
1228 Board of Pardons and Paroles, the executive director of the Court
1229 Support Services Division of the Judicial Department and the
1230 chairpersons and ranking members of the joint standing committees of
1231 the General Assembly having cognizance of matters relating to the
1232 judiciary and public safety, or their designees, a victim advocate with
1233 experience working with sexual assault victims and sexual offenders
1234 appointed by the Governor, a forensic psychiatrist with experience in
1235 the treatment of sexual offenders appointed by the Governor and a
1236 person trained in the identification, assessment and treatment of sexual
1237 offenders appointed by the Governor.

1238 (b) The board shall develop a risk assessment scale that assigns
1239 weights to various risk factors including, but not limited to, the
1240 seriousness of the offense, the offender's prior offense history, the
1241 offender's characteristics, the availability of community supports,
1242 whether the offender has indicated or credible evidence in the record
1243 indicates that the offender will reoffend if released into the community
1244 and whether the offender demonstrates a physical condition that
1245 minimizes the risk of reoffending, and specifies the risk level to which
1246 offenders with various risk assessment scores shall be assigned.

1247 (c) The board shall use the risk assessment scale to assess the risk of
1248 reoffending of each person subject to registration under this chapter,

1249 including incarcerated offenders who are within one year of their
1250 estimated release date, and assign each such person a risk level of high,
1251 medium or low.

1252 (d) The board shall use the risk assessment scale to determine which
1253 offenders should be prohibited from residing within one thousand feet
1254 of the real property comprising a public or private elementary or
1255 secondary school or a facility providing child day care services, as
1256 defined in section 19a-77.

1257 (e) Not later than October 1, 2007, the board shall submit a report to
1258 the joint standing committee of the General Assembly on the judiciary
1259 in accordance with section 11-4a setting forth its findings and
1260 recommendations concerning: (1) Whether information about sexual
1261 offenders assigned a risk level of high, medium or low should be made
1262 available to the public through the Internet; (2) the types of
1263 information about sexual offenders that should be made available to
1264 the public through the Internet which may include, but not be limited
1265 to, (A) the name, residential address, physical description and
1266 photograph of the registrant, (B) the offense or offenses of which the
1267 registrant was convicted or found not guilty by reason of mental
1268 disease or defect that required registration under this chapter, (C) a
1269 brief description of the facts and circumstances of such offense or
1270 offenses, (D) the criminal record of the registrant with respect to any
1271 prior convictions or findings of not guilty by reason of mental disease
1272 or defect for the commission of an offense requiring registration under
1273 this chapter, and (E) the name of the registrant's supervising
1274 correctional, probation or parole officer, and contact information for
1275 such officer; (3) whether any of the persons assigned a high risk level
1276 by the board pursuant to subsection (c) of this section meets the criteria
1277 for civil commitment pursuant to section 17a-498; (4) whether
1278 additional restrictions should be placed on persons subject to
1279 registration under this chapter such as curfews and intensive
1280 monitoring on certain holidays; (5) whether persons convicted of a
1281 sexual offense who pose a high risk of reoffending should be required

1282 to register under this chapter regardless of when they were convicted
1283 or released into the community; and (6) whether persons determined
1284 to be guilty with adjudication withheld in any other state or
1285 jurisdiction of any crime the essential elements of which are
1286 substantially the same as any of the crimes specified in subdivisions
1287 (2), (5) and (11) of section 54-250 should be required to register under
1288 this chapter.]

1289 (a) There is established a Sex Offender Registry Policy Advisory
1290 Committee which shall consist of the Commissioner of Correction, the
1291 Commissioner of Mental Health and Addiction Services, the
1292 Commissioner of Public Safety, the Chief State's Attorney, the Chief
1293 Public Defender, the executive director of the Psychiatric Security
1294 Review Board, the chairperson of the Board of Pardons and Paroles,
1295 the executive director of the Court Support Services Division within
1296 the Judicial Branch, the chairpersons and ranking members of the joint
1297 standing committees of the General Assembly having cognizance of
1298 matters relating to the judiciary and public safety, or their designees,
1299 and three members appointed by the Governor, one of whom shall be
1300 a victim advocate with experience working with sexual assault victims
1301 and sexual offenders, one of whom shall be a forensic psychiatrist with
1302 experience in the treatment of sexual offenders and one of whom shall
1303 be a person trained in the identification, assessment and treatment of
1304 sexual offenders. The Commissioner of Public Safety, or a designee,
1305 shall serve as chairperson of the board.

1306 (b) Not later than February 1, 2011, the committee shall submit a
1307 report to the joint standing committee of the General Assembly having
1308 cognizance of matters relating to the judiciary, in accordance with the
1309 provisions of section 11-4a, setting forth its findings and
1310 recommendations concerning the implementation of the provisions of
1311 this act and its recommendations to improve the method and content
1312 of registry information that is provided to the public.

1313 (c) From the effective date of this section until July 1, 2012, the

1314 committee shall meet quarterly to evaluate and make
1315 recommendations on the implementation of this act and to coordinate
1316 agency responsibilities. The committee shall maintain records of its
1317 meetings which shall be retained by the chairperson. The meetings and
1318 records of the committee shall be subject to the provisions of the
1319 Freedom of Information Act, as defined in section 1-200, except that
1320 discussions and records of information the public disclosure of which
1321 is restricted under this act shall be confidential and not subject to
1322 disclosure pursuant to the Freedom of Information Act.

1323 Sec. 14. (NEW) (*Effective October 1, 2010*) (a) A person is guilty of
1324 aggravated public indecency when such person commits public
1325 indecency, as provided in section 53a-186 of the general statutes, and a
1326 victim of the offense is under eighteen years of age at the time of
1327 offense.

1328 (b) Aggravated public indecency is a class A misdemeanor.

1329 Sec. 15. Section 53-21 of the general statutes is repealed and the
1330 following is substituted in lieu thereof (*Effective October 1, 2010*):

1331 (a) Any person who (1) wilfully or unlawfully causes or permits any
1332 child under the age of sixteen years to be placed in such a situation
1333 that the life or limb of such child is endangered, the health of such
1334 child is likely to be injured or the morals of such child are likely to be
1335 impaired, or does any act likely to impair the health or morals of any
1336 such child, or (2) [has contact with the intimate parts, as defined in
1337 section 53a-65, of a child under the age of sixteen years or subjects a
1338 child under sixteen years of age to contact with the intimate parts of
1339 such person, in a sexual and indecent manner likely to impair the
1340 health or morals of such child, or (3)] permanently transfers the legal
1341 or physical custody of a child under the age of sixteen years to another
1342 person for money or other valuable consideration or acquires or
1343 receives the legal or physical custody of a child under the age of
1344 sixteen years from another person upon payment of money or other
1345 valuable consideration to such other person or a third person, except in

1346 connection with an adoption proceeding that complies with the
1347 provisions of chapter 803, shall be guilty of a class C felony. [for a
1348 violation of subdivision (1) or (3) of this subsection and a class B felony
1349 for a violation of subdivision (2) of this subsection, except that, if the
1350 violation is of subdivision (2) of this subsection and the victim of the
1351 offense is under thirteen years of age, such person shall be sentenced
1352 to a term of imprisonment of which five years of the sentence imposed
1353 may not be suspended or reduced by the court.]

1354 (b) The act of a parent or agent leaving an infant thirty days or
1355 younger with a designated employee pursuant to section 17a-58 shall
1356 not constitute a violation of this section.

1357 Sec. 16. (NEW) (*Effective October 1, 2010*) Any person who has
1358 contact with the intimate parts, as defined in section 53a-65 of the
1359 general statutes, of a child under thirteen years of age or subjects a
1360 child under thirteen years of age to contact with the intimate parts of
1361 such person, in a sexual and indecent manner likely to impair the
1362 health or morals of such child, shall be guilty of a class A felony.

1363 Sec. 17. (NEW) (*Effective October 1, 2010*) Any person who has
1364 contact with the intimate parts, as defined in section 53a-65 of the
1365 general statutes, of a child thirteen years of age or older but under
1366 sixteen years of age or subjects a child thirteen years of age or older but
1367 under sixteen years of age to contact with the intimate parts of such
1368 person, in a sexual and indecent manner likely to impair the health or
1369 morals of such child, shall be guilty of a class B felony.

1370 Sec. 18. Section 8-45a of the general statutes is repealed and the
1371 following is substituted in lieu thereof (*Effective October 1, 2010*):

1372 A housing authority, as defined in subsection (b) of section 8-39, in
1373 determining eligibility for the rental of public housing units may
1374 establish criteria and consider relevant information concerning (1) an
1375 applicant's or any proposed occupant's history of criminal activity
1376 involving: (A) Crimes of physical violence to persons or property, (B)

1377 crimes involving the illegal manufacture, sale, distribution or use of, or
1378 possession with intent to manufacture, sell, use or distribute, a
1379 controlled substance, as defined in section 21a-240, or (C) other
1380 criminal acts which would adversely affect the health, safety or welfare
1381 of other tenants, (2) an applicant's or any proposed occupant's abuse,
1382 or pattern of abuse, of alcohol when the housing authority has
1383 reasonable cause to believe that such applicant's or proposed
1384 occupant's abuse, or pattern of abuse, of alcohol may interfere with the
1385 health, safety or right to peaceful enjoyment of the premises by other
1386 residents, and (3) an applicant or any proposed occupant who is
1387 subject to a lifetime registration requirement under section [54-252] 4
1388 of this act or section 54-254, as amended by this act, on account of
1389 being convicted or found not guilty by reason of mental disease or
1390 defect of a [sexually violent offense] tier three sexual offense or a
1391 felony committed for a sexual purpose. In evaluating any such
1392 information, the housing authority shall give consideration to the time,
1393 nature and extent of the applicant's or proposed occupant's conduct
1394 and to factors which might indicate a reasonable probability of
1395 favorable future conduct such as evidence of rehabilitation and
1396 evidence of the willingness of the applicant, the applicant's family or
1397 the proposed occupant to participate in social service or other
1398 appropriate counseling programs and the availability of such
1399 programs.

1400 Sec. 19. Section 18-78b of the general statutes is repealed and the
1401 following is substituted in lieu thereof (*Effective October 1, 2010*):

1402 There is established a Victim Services Unit within the Department of
1403 Correction. The duties and responsibilities of the unit shall include, but
1404 not be limited to: (1) Receiving notices pursuant to section 54-227, as
1405 amended by this act, from inmates applying for release or sentence
1406 reduction or review, persons applying for exemption from the
1407 registration requirements of section [54-251] 2 or 3 of this act and
1408 persons filing a petition for an order restricting the dissemination of
1409 registration information or removing such restriction pursuant to

1410 section 54-255, as amended by this act, (2) receiving requests for
1411 notification from victims of crime or members of an inmate's
1412 immediate family pursuant to section 54-228, as amended by this act,
1413 and receiving notices of changes of address from victims pursuant to
1414 said section, (3) receiving requests for notification from prosecuting
1415 officials pursuant to section 54-229, and (4) notifying persons pursuant
1416 to section 54-230a, as amended by this act, who have requested to be
1417 notified pursuant to section 54-228, as amended by this act, or 54-229.

1418 Sec. 20. Subparagraph (G) of subdivision (2) of subsection (d) of
1419 section 20-327b of the 2010 supplement to the general statutes is
1420 repealed and the following is substituted in lieu thereof (*Effective*
1421 *October 1, 2010*):

1422 (G) A statement that information concerning the residence address
1423 of a person convicted of a crime may be available from law
1424 enforcement agencies or the Department of Public Safety and that the
1425 Department of Public Safety maintains a site on the Internet listing
1426 information about the residence address of persons required to register
1427 under section [54-251, 54-252,] 2, 3 or 4 of this act or section 54-253, as
1428 amended by this act, or section 54-254, as amended by this act, who
1429 have so registered.

1430 Sec. 21. Subsection (a) of section 53a-30 of the general statutes is
1431 repealed and the following is substituted in lieu thereof (*Effective*
1432 *October 1, 2010*):

1433 (a) When imposing sentence of probation or conditional discharge,
1434 the court may, as a condition of the sentence, order that the defendant:
1435 (1) Work faithfully at a suitable employment or faithfully pursue a
1436 course of study or of vocational training that will equip the defendant
1437 for suitable employment; (2) undergo medical or psychiatric treatment
1438 and remain in a specified institution, when required for that purpose;
1439 (3) support the defendant's dependents and meet other family
1440 obligations; (4) make restitution of the fruits of the defendant's offense
1441 or make restitution, in an amount the defendant can afford to pay or

1442 provide in a suitable manner, for the loss or damage caused thereby
1443 and the court may fix the amount thereof and the manner of
1444 performance; (5) if a minor, (A) reside with the minor's parents or in a
1445 suitable foster home, (B) attend school, and (C) contribute to the
1446 minor's own support in any home or foster home; (6) post a bond or
1447 other security for the performance of any or all conditions imposed; (7)
1448 refrain from violating any criminal law of the United States, this state
1449 or any other state; (8) if convicted of a misdemeanor or a felony, other
1450 than a capital felony, a class A felony or a violation of section 21a-278,
1451 21a-278a, 53a-55, 53a-56, 53a-56b, 53a-57, 53a-58 or 53a-70b or any
1452 offense for which there is a mandatory minimum sentence which may
1453 not be suspended or reduced by the court, and any sentence of
1454 imprisonment is suspended, participate in an alternate incarceration
1455 program; (9) reside in a residential community center or halfway
1456 house approved by the Commissioner of Correction, and contribute to
1457 the cost incident to such residence; (10) participate in a program of
1458 community service labor in accordance with section 53a-39c; (11)
1459 participate in a program of community service in accordance with
1460 section 51-181c; (12) if convicted of a violation of subdivision (2) of
1461 subsection (a) of section 53-21, section 53a-70, 53a-70a, 53a-70b, 53a-71,
1462 53a-72a or 53a-72b, undergo specialized sexual offender treatment; (13)
1463 if convicted of a [criminal offense against a victim who is a minor, a
1464 nonviolent sexual offense or a sexually violent offense] tier one offense,
1465 tier two offense or tier three offense, as defined in section 54-250, as
1466 amended by this act, or of a felony that the court finds was committed
1467 for a sexual purpose, as provided in section 54-254, as amended by this
1468 act, register such person's identifying factors, as defined in section 54-
1469 250, as amended by this act, with the Commissioner of Public Safety
1470 when required pursuant to section [54-251, 54-252 or] 2, 3 or 4 of this
1471 act or section 54-253, as amended by this act, as the case may be; (14)
1472 be subject to electronic monitoring, which may include the use of a
1473 global positioning system; (15) if convicted of a violation of section
1474 46a-58, 53-37a, 53a-181j, 53a-181k or 53a-181l, participate in an anti-bias
1475 crime education program; (16) if convicted of a violation of section 53-

1476 247, undergo psychiatric or psychological counseling or participate in
1477 an animal cruelty prevention and education program provided such a
1478 program exists and is available to the defendant; or (17) satisfy any
1479 other conditions reasonably related to the defendant's rehabilitation.
1480 The court shall cause a copy of any such order to be delivered to the
1481 defendant and to the probation officer, if any.

1482 Sec. 22. Subsection (b) of section 54-227 of the general statutes is
1483 repealed and the following is substituted in lieu thereof (*Effective*
1484 *October 1, 2010*):

1485 (b) Any person who files an application with the court to be
1486 exempted from the registration requirements of section [54-251
1487 pursuant to subsection (b) or (c) of said section] 2 or 3 of this act and
1488 any person who files a petition with the court pursuant to section 54-
1489 255, as amended by this act, for an order restricting the dissemination
1490 of the registration information or removing such restriction shall notify
1491 the Office of Victim Services and the Victim Services Unit within the
1492 Department of Correction of the filing of such application or petition
1493 on a form prescribed by the Office of the Chief Court Administrator.
1494 Notwithstanding any provision of the general statutes, no such
1495 application or petition shall be considered unless such person has
1496 notified the Office of Victim Services and the Victim Services Unit
1497 within the Department of Correction pursuant to this subsection and
1498 provides proof of such notice as part of the application or petition.

1499 Sec. 23. Subsection (b) of section 54-228 of the general statutes is
1500 repealed and the following is substituted in lieu thereof (*Effective*
1501 *October 1, 2010*):

1502 (b) Any victim of a [criminal offense against a victim who is a
1503 minor, a nonviolent sexual offense or a sexually violent offense] tier
1504 one offense, tier two offense or tier three offense, as those terms are
1505 defined in section 54-250, as amended by this act, or a felony found by
1506 the sentencing court to have been committed for a sexual purpose, as
1507 provided in section 54-254, as amended by this act, who desires to be

1508 notified whenever the person who was convicted or found not guilty
1509 by reason of mental disease or defect of such offense files an
1510 application with the court to be exempted from the registration
1511 requirements of section [54-251 pursuant to subsection (b) or (c) of said
1512 section] 2 or 3 of this act or files a petition with the court pursuant to
1513 section 54-255, as amended by this act, for an order restricting the
1514 dissemination of the registration information, or removing such
1515 restriction, may complete and file a request for notification with the
1516 Office of Victim Services or the Victim Services Unit within the
1517 Department of Correction.

1518 Sec. 24. Subsection (b) of section 54-230 of the general statutes is
1519 repealed and the following is substituted in lieu thereof (*Effective*
1520 *October 1, 2010*):

1521 (b) Upon receipt of notice from a person pursuant to subsection (b)
1522 of section 54-227, as amended by this act, the Office of Victim Services
1523 shall notify by certified mail all persons who have requested to be
1524 notified pursuant to subsection (b) of section 54-228, as amended by
1525 this act, whenever such person files an application with the court to be
1526 exempted from the registration requirements of section [54-251
1527 pursuant to subsections (b) or (c) of said section] 2 or 3 of this act or
1528 files a petition with the court pursuant to section 54-255, as amended
1529 by this act, for an order restricting the dissemination of the registration
1530 information, or removing such restriction. Such notice shall be in
1531 writing and notify each person of the nature of the exemption or of the
1532 restriction or removal of the restriction being applied for, the address
1533 and telephone number of the court to which the application or petition
1534 by the person was made, and the date and place of the hearing or
1535 session, if any, scheduled on the application or petition.

1536 Sec. 25. Subsection (b) of section 54-230a of the general statutes is
1537 repealed and the following is substituted in lieu thereof (*Effective*
1538 *October 1, 2010*):

1539 (b) Upon receipt of notice from a person pursuant to subsection (b)

1540 of section 54-227, as amended by this act, the Victim Services Unit
1541 within the Department of Correction shall notify by certified mail all
1542 persons who have requested to be notified pursuant to subsection (b)
1543 of section 54-228, as amended by this act, whenever such person files
1544 an application with the court to be exempted from the registration
1545 requirements of section [54-251 pursuant to subsections (b) or (c) of
1546 said section] 2 or 3 of this act or files a petition with the court pursuant
1547 to section 54-255, as amended by this act, for an order restricting the
1548 dissemination of the registration information, or removing such
1549 restriction. Such notice shall be in writing and notify each person of the
1550 nature of the exemption or of the restriction or the removal of the
1551 restriction being applied for, the address and telephone number of the
1552 court to which the application or petition by the person was made, and
1553 the date and place of the hearing or session, if any, scheduled on the
1554 application or petition.

1555 Sec. 26. Section 54-260b of the general statutes is repealed and the
1556 following is substituted in lieu thereof (*Effective October 1, 2010*):

1557 (a) For the purposes of this section:

1558 (1) "Basic subscriber information" means: (A) Name, (B) address, (C)
1559 age or date of birth, (D) electronic mail address, instant message
1560 address or other similar Internet communication identifier, and (E)
1561 subscriber number or identity, including any assigned Internet
1562 protocol address;

1563 (2) "Electronic communication" means "electronic communication"
1564 as defined in 18 USC 2510, as amended from time to time;

1565 (3) "Electronic communication service" means "electronic
1566 communication service" as defined in 18 USC 2510, as amended from
1567 time to time;

1568 (4) "Registrant" means a person required to register under section
1569 [54-251, 54-252,] 2, 3 or 4 of this act or section 54-253, as amended by

1570 this act, or section 54-254, as amended by this act;

1571 (5) "Remote computing service" means "remote computing service"
1572 as defined in section 18 USC 2711, as amended from time to time; and

1573 (6) "Wire communication" means "wire communication" as defined
1574 in 18 USC 2510, as amended from time to time.

1575 (b) The Commissioner of Public Safety shall designate a sworn law
1576 enforcement officer to serve as liaison between the Department of
1577 Public Safety and providers of electronic communication services or
1578 remote computing services to facilitate the exchange of non-
1579 personally-identifiable information concerning registrants.

1580 (c) Whenever such designated law enforcement officer ascertains
1581 from such exchange of non-personally-identifiable information that
1582 there are subscribers, customers or users of such providers who are
1583 registrants, such officer shall initiate a criminal investigation to
1584 determine if such registrants are in violation of the registration
1585 requirements of section [54-251, 54-252,] 2, 3 or 4 of this act or section
1586 54-253, as amended by this act, or section 54-254, as amended by this
1587 act, or of the terms and conditions of their parole or probation by
1588 virtue of being subscribers, customers or users of such providers.

1589 (d) Such designated law enforcement officer may request an ex
1590 parte order from a judge of the Superior Court to compel a provider of
1591 electronic communication service or remote computing service to
1592 disclose basic subscriber information pertaining to subscribers,
1593 customers or users who have been identified by such provider to be
1594 registrants. The judge shall grant such order if the law enforcement
1595 officer offers specific and articulable facts showing that there are
1596 reasonable grounds to believe that the basic subscriber information
1597 sought is relevant and material to the ongoing criminal investigation.
1598 The order shall state upon its face the case number assigned to such
1599 investigation, the date and time of issuance and the name of the judge
1600 authorizing the order. The law enforcement officer shall have any ex

1601 parte order issued pursuant to this subsection signed by the
1602 authorizing judge within forty-eight hours or not later than the next
1603 business day, whichever is earlier.

1604 (e) A provider of electronic communication service or remote
1605 computing service shall disclose basic subscriber information to such
1606 designated law enforcement officer when an order is issued pursuant
1607 to subsection (d) of this section.

1608 (f) A provider of electronic communication service or remote
1609 computing service that provides information in good faith pursuant to
1610 an order issued pursuant to subsection (d) of this section shall be
1611 afforded the legal protections provided under 18 USC 3124, as
1612 amended from time to time, with regard to such actions.

1613 Sec. 27. Section 54-102g of the general statutes is repealed and the
1614 following is substituted in lieu thereof (*Effective October 1, 2010*):

1615 (a) Any person who has been convicted of a [criminal offense
1616 against a victim who is a minor, a nonviolent sexual offense or a
1617 sexually violent offense] tier one offense, tier two offense or tier three
1618 offense, as those terms are defined in section 54-250, as amended by
1619 this act, or a felony, and has been sentenced on that conviction to the
1620 custody of the Commissioner of Correction shall, prior to release from
1621 custody and at such time as the commissioner may specify, submit to
1622 the taking of a blood or other biological sample for DNA
1623 (deoxyribonucleic acid) analysis to determine identification
1624 characteristics specific to the person. If any person required to submit
1625 to the taking of a blood or other biological sample pursuant to this
1626 subsection refuses to do so, the Commissioner of Correction or the
1627 commissioner's designee shall notify the Department of Public Safety
1628 within thirty days of such refusal for the initiation of criminal
1629 proceedings against such person.

1630 (b) Any person who is convicted of a [criminal offense against a
1631 victim who is a minor, a nonviolent sexual offense or a sexually violent

1632 offense] tier one offense, tier two offense or tier three offense, as those
1633 terms are defined in section 54-250, as amended by this act, or a felony
1634 and is not sentenced to a term of confinement shall, as a condition of
1635 such sentence and at such time as the sentencing court may specify,
1636 submit to the taking of a blood or other biological sample for DNA
1637 (deoxyribonucleic acid) analysis to determine identification
1638 characteristics specific to the person.

1639 (c) Any person who has been found not guilty by reason of mental
1640 disease or defect pursuant to section 53a-13 of a [criminal offense
1641 against a victim who is a minor, a nonviolent sexual offense or a
1642 sexually violent offense] tier one offense, tier two offense or tier three
1643 offense, as those terms are defined in section 54-250, as amended by
1644 this act, or a felony, and is in custody as a result of that finding, shall,
1645 prior to discharge from custody in accordance with subsection (e) of
1646 section 17a-582, section 17a-588 or subsection (g) of section 17a-593 and
1647 at such time as the Commissioner of Mental Health and Addiction
1648 Services or the Commissioner of Developmental Services with whom
1649 such person has been placed may specify, submit to the taking of a
1650 blood or other biological sample for DNA (deoxyribonucleic acid)
1651 analysis to determine identification characteristics specific to the
1652 person.

1653 (d) Any person who has been convicted of a [criminal offense
1654 against a victim who is a minor, a nonviolent sexual offense or a
1655 sexually violent offense] tier one offense, tier two offense or tier three
1656 offense, as those terms are defined in section 54-250, as amended by
1657 this act, or a felony, and is serving a period of probation or parole, and
1658 who has not submitted to the taking of a blood or other biological
1659 sample pursuant to subsection (a), (b) or (c) of this section, shall, prior
1660 to discharge from the custody of the Court Support Services Division
1661 or the Department of Correction and at such time as said division or
1662 department may specify, submit to the taking of a blood or other
1663 biological sample for DNA (deoxyribonucleic acid) analysis to
1664 determine identification characteristics specific to the person.

1665 (e) Any person who has been convicted or found not guilty by
 1666 reason of mental disease or defect in any other state or jurisdiction of a
 1667 felony or of any crime, the essential elements of which are
 1668 substantially the same as a [criminal offense against a victim who is a
 1669 minor, a nonviolent sexual offense or a sexually violent offense] tier
 1670 one offense, tier two offense or tier three offense, as those terms are
 1671 defined in section 54-250, as amended by this act, and is in the custody
 1672 of the Commissioner of Correction, is under the supervision of the
 1673 Judicial Department or the Board of Pardons and Paroles or is under
 1674 the jurisdiction of the Psychiatric Security Review Board, shall, prior to
 1675 discharge from such custody, supervision or jurisdiction submit to the
 1676 taking of a blood or other biological sample for DNA
 1677 (deoxyribonucleic acid) analysis to determine identification
 1678 characteristics specific to the person.

1679 (f) The analysis shall be performed by the Division of Scientific
 1680 Services within the Department of Public Safety. The identification
 1681 characteristics of the profile resulting from the DNA analysis shall be
 1682 stored and maintained by the division in a DNA data bank and shall
 1683 be made available only as provided in section 54-102j.

1684 (g) Any person who refuses to submit to the taking of a blood or
 1685 other biological sample pursuant to this section shall be guilty of a
 1686 class A misdemeanor.

1687 Sec. 28. Sections 54-251 and 54-252 of the general statutes are
 1688 repealed. (*Effective October 1, 2010*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	54-250
Sec. 2	<i>October 1, 2010</i>	New section
Sec. 3	<i>October 1, 2010</i>	New section
Sec. 4	<i>October 1, 2010</i>	New section
Sec. 5	<i>October 1, 2010</i>	54-253
Sec. 6	<i>October 1, 2010</i>	54-254

Sec. 7	<i>October 1, 2010</i>	New section
Sec. 8	<i>October 1, 2010</i>	New section
Sec. 9	<i>October 1, 2010</i>	54-255
Sec. 10	<i>October 1, 2010</i>	54-256
Sec. 11	<i>October 1, 2010</i>	54-257
Sec. 12	<i>October 1, 2010</i>	54-258(a)
Sec. 13	<i>July 1, 2010</i>	54-259a
Sec. 14	<i>October 1, 2010</i>	New section
Sec. 15	<i>October 1, 2010</i>	53-21
Sec. 16	<i>October 1, 2010</i>	New section
Sec. 17	<i>October 1, 2010</i>	New section
Sec. 18	<i>October 1, 2010</i>	8-45a
Sec. 19	<i>October 1, 2010</i>	18-78b
Sec. 20	<i>October 1, 2010</i>	20-327b(d)(2)(G)
Sec. 21	<i>October 1, 2010</i>	53a-30(a)
Sec. 22	<i>October 1, 2010</i>	54-227(b)
Sec. 23	<i>October 1, 2010</i>	54-228(b)
Sec. 24	<i>October 1, 2010</i>	54-230(b)
Sec. 25	<i>October 1, 2010</i>	54-230a(b)
Sec. 26	<i>October 1, 2010</i>	54-260b
Sec. 27	<i>October 1, 2010</i>	54-102g
Sec. 28	<i>October 1, 2010</i>	Repealer section

Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]