



General Assembly

Substitute Bill No. 150

February Session, 2010

* _____SB00150PS____022510_____*

AN ACT CONCERNING REPEATED FALSE ALARMS.

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

1 Section 1. Section 29-6c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2010*):

3 (a) As used in this section:

4 (1) "Alarm system" means an assembly of equipment and devices
5 arranged to signal the presence of a hazard such as unauthorized
6 intrusion into a premises, an attempted robbery or a fire or smoke
7 condition at a premises requiring urgent attention and to which the
8 Division of State Police or a constable under the supervision of the
9 Division of State Police is expected to respond, including, but not
10 limited to: Automatic holdup alarm systems, burglary alarm systems,
11 holdup alarm systems, manual holdup alarm systems, audible alarm
12 systems and fire alarm systems. "Alarm system" does not mean a
13 system that monitors temperature or is designed solely for notification
14 of medical emergencies.

15 (2) "False alarm" means the activation of any alarm system including
16 circumstances occurring off the protected property and within the
17 control of either the subscriber, [his] the subscriber's alarm business or
18 [his] answering service to which the Division of State Police or a
19 constable under the supervision of the Division of State Police

20 responds, but does not include any such activation caused by fire, a
21 criminal act, emergency, or an act of nature such as an earthquake,
22 tornado, hurricane or storm.

23 (3) "Subscriber" means an individual who buys, leases or otherwise
24 acquires an alarm system and thereafter installs it or has it installed,
25 including an individual who has control of the premises in which an
26 operable alarm system exists.

27 (b) The subscriber of an alarm system shall be fined for each
28 emergency police response to a false alarm, except that such fine shall
29 be [automatically] waived for the first three false alarm responses in a
30 calendar year. State, federal and municipal buildings or properties
31 shall be exempt from such fine. The subscriber of an alarm system shall
32 be fined for each emergency police response to a false alarm in a
33 calendar year not more than: (1) Twenty-five dollars for a fourth
34 offense, which shall be an infraction, (2) fifty dollars for a fifth offense,
35 which shall be an infraction, (3) seventy-five dollars for a sixth offense,
36 which shall be an infraction, and (4) one hundred dollars for the
37 seventh and each subsequent offense within a calendar year, which
38 shall be a violation. [Such fine shall be used for the administrative
39 costs of administering this section, and for training and educational
40 materials of the state police. If the subscriber is not the owner of the
41 property in which the alarm system is located, the state police trooper
42 shall give the property owner notice of the occurrence of the second
43 alarm generated by the alarm system of the property.]

44 [(c) Any subscriber who has received notification from the state
45 police informing such subscriber that a fine is being imposed for a false
46 alarm may appeal the fine not later than seven days after the receipt of
47 notification by filing an appeal with the Division of State Police. The
48 Division of State Police shall review the appeal and make a
49 determination as to whether or not the circumstances surrounding the
50 false alarms justify a waiver of the fine. The Division of State Police
51 shall notify the subscriber, in writing, of its final decision.

52 (d) All fines imposed pursuant to this section shall be payable to the
53 Division of State Police and shall be due not later than thirty days after
54 the date of notification, or in the case of an appeal, not later than thirty
55 days after the date of the decision on the appeal. A subscriber who fails
56 to pay the fine within the designated time period shall be fined not
57 more than two hundred dollars.]

58 Sec. 2. Section 51-164m of the general statutes is repealed and the
59 following is substituted in lieu thereof (*Effective October 1, 2010*):

60 (a) The judges of the Superior Court shall establish and maintain a
61 schedule of fines to be paid for the violation of the sections of the
62 general statutes deemed to be infractions and shall establish and
63 maintain a separate sliding scale of fines for speeding infractions
64 committed under section 14-219 with a minimum fine of thirty-five
65 dollars and the fine increasing in proportion to the severity of the
66 violation. The fines may be modified as the judges of the Superior
67 Court deem advisable.

68 (b) The judges of the Superior Court shall establish and maintain a
69 schedule of fines to be paid for those violations of section 14-219
70 specified in subsection (e) of said section, with such fines increasing in
71 proportion to the severity of the violation and for violations under
72 subsection (b) of section 51-164n, as amended by this act. The fines
73 may be modified as the judges of the Superior Court deem advisable.

74 (c) No fine established in accordance with the provisions of
75 subsection (a) of this section may be less than thirty-five dollars or in
76 excess of ninety dollars, except that fines established for (1) parking tag
77 violations, [and] (2) violations of subsection (c) of section 14-100a, and
78 (3) violations of subdivision (1) of subsection (b) of section 29-6c, as
79 amended by this act, may be less than thirty-five dollars.

80 (d) No fine established in accordance with the provisions of
81 subsection (b) of this section may be in an amount in excess of the
82 maximum amount specified by statute for such violation.

83 (e) Any infraction for which a fine has not been established
84 pursuant to the provisions of subsection (a) of this section shall carry a
85 fine of thirty-five dollars until such time as the judges of the Superior
86 Court may establish a different fine for such infraction.

87 (f) Any violation for which a fine has not been established pursuant
88 to subsection (b) of this section shall carry a fine of one hundred
89 dollars or the maximum fine specified by statute for such violation,
90 whichever is less.

91 Sec. 3. Subsection (b) of section 51-164n of the 2010 supplement to
92 the general statutes is repealed and the following is substituted in lieu
93 thereof (*Effective October 1, 2010*):

94 (b) Notwithstanding any provision of the general statutes, any
95 person who is alleged to have committed (1) a violation under the
96 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-
97 283, 7-325, 7-393, 8-25, 8-27, 9-63, 9-296, 9-305, 9-322, 9-350, 10-193, 10-
98 197, 10-198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292 or 12-326g,
99 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section
100 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-
101 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-
102 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-
103 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or
104 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,
105 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)
106 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,
107 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b
108 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-
109 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,
110 14-153 or 14-163b, a first violation as specified in subsection (f) of
111 section 14-164i, section 14-219 as specified in subsection (e) of said
112 section, subdivision (1) of section 14-223a, section 14-240, 14-249, 14-
113 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,
114 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) of
115 section 14-283, section 14-291, 14-293b, 14-296aa, 14-319, 14-320, 14-321,

116 14-325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of section
117 14-386a, section 15-33, subsection (a) of section 15-115, section 16-256,
118 16-256e, 16a-15 or 16a-22, subsection (a) or (b) of section 16a-22h,
119 section 17a-24, 17a-145, 17a-149, 17a-152, 17a-465, 17a-642, 17b-124,
120 17b-131, 17b-137 or 17b-734, subsection (b) of section 17b-736, section
121 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b) of section 19a-87a,
122 section 19a-91, 19a-105, 19a-107, 19a-215, 19a-219, 19a-222, 19a-224,
123 19a-286, 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338,
124 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-257,
125 20-265 or 20-324e, subsection (a) of section 20-341, section 20-341l, 20-
126 597, 20-608, 20-610, 21-30, 21-38, 21-39, 21-43, 21-47, 21-48, 21-63, 21-
127 76a, 21a-21, 21a-25, 21a-26 or 21a-30, subsection (a) of section 21a-37,
128 section 21a-46, 21a-61, 21a-63 or 21a-77, subsection (b) of section 21a-
129 79, section 21a-85, 21a-154, 21a-159, 22-13, 22-14, 22-15, 22-16, 22-29, 22-
130 34, 22-35, 22-36, 22-38, 22-39, 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-
131 49, 22-54, 22-61, 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-279, 22-
132 280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection (b) or (e)
133 of section 22-344, section 22-359, 22-366, 22-391, 22-413, 22-414, 22-415,
134 22a-66a or 22a-246, subsection (a) of section 22a-250, subsection (e) of
135 section 22a-256h, section 22a-381d, 22a-449, 22a-461, 23-37, 23-38, 23-46
136 or 23-61b, subsection (a) or (b) of section 23-65, section 25-37, 25-40, 26-
137 19, 26-21, 26-31, 26-40, 26-40a, 26-49, 26-54, 26-59, 26-61, 26-64, 26-79,
138 26-89, 26-97, 26-107, 26-117, 26-128, 26-131, 26-132, 26-138, 26-141, 26-
139 207, 26-215, 26-224a, 26-227, 26-230, 26-294, 28-13, 29-6a, subdivision (4)
140 of subsection (b) of section 29-6c, as amended by this act, section 29-
141 109, 29-143o, 29-143z or 29-156a, subsection (b), (d), (e) or (g) of section
142 29-161q, section 29-161y, 29-161z, 29-198, 29-210, 29-243, 29-277,
143 subsection (c) of section 29-291c, section 29-316, 29-318, 29-381, 30-48a,
144 30-86a, 31-3, 31-10, 31-11, 31-12, 31-13, 31-14, 31-15, 31-16, 31-18, 31-23,
145 31-24, 31-25, 31-28, 31-32, 31-36, 31-38, 31-38a, 31-40, 31-44, 31-47, 31-48,
146 31-51, 31-51k, 31-52, 31-52a or 31-54, subsection (a) or (c) of section 31-
147 69, section 31-70, 31-74, 31-75, 31-76, 31-76a, 31-89b or 31-134,
148 subsection (i) of section 31-273, section 31-288, 36a-787, 42-230, 45a-450,
149 45a-634 or 45a-658, subdivision (13) or (14) of section 46a-54, section
150 46a-59, 46b-22, 46b-24, 46b-34, 46b-38dd, 46b-38gg, 46b-38kk, 47-34a,

151 47-47, 49-8a, 49-16 or 53-133, or section 53-212a, 53-249a, 53-252, 53-264,
152 53-302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331, 53-344 or 53-
153 450, or (2) a violation under the provisions of chapter 268, or (3) a
154 violation of any regulation adopted in accordance with the provisions
155 of section 12-484, 12-487 or 13b-410, or (4) a violation of any ordinance,
156 regulation or bylaw of any town, city or borough, except violations of
157 building codes and the health code, for which the penalty exceeds
158 ninety dollars but does not exceed two hundred fifty dollars, unless
159 such town, city or borough has established a payment and hearing
160 procedure for such violation pursuant to section 7-152c, shall follow
161 the procedures set forth in this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	29-6c
Sec. 2	<i>October 1, 2010</i>	51-164m
Sec. 3	<i>October 1, 2010</i>	51-164n(b)

Statement of Legislative Commissioners:

Subsection (b) of section 1 was reworded for accuracy and to reflect the committee's intent, in subsection (b) of section 2, "as amended by this act" was added for clarity, and references in subsection (c) of section 2 and section 3 were clarified for accuracy.

PS *Joint Favorable Subst.-LCO*