



General Assembly

January Session, 2011

Raised Bill No. 6633

LCO No. 4988

04988 _____ JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

AN ACT CONCERNING STALKING.

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

1 Section 1. Section 53a-181c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2011*):

3 (a) A person is guilty of stalking in the first degree when [he] such
4 person commits stalking in the second degree as provided in section
5 53a-181d, as amended by this act, and (1) [he] such person has
6 previously been convicted of [this section or] a violation of section 53a-
7 181d, as amended by this act, or section 53a-181e, as amended by this
8 act, or (2) such conduct violates a court order in effect at the time of the
9 offense, or (3) the other person is under [sixteen] thirteen years of age.

10 (b) Stalking in the first degree is a class [D] C felony.

11 Sec. 2. Section 53a-181d of the general statutes is repealed and the
12 following is substituted in lieu thereof (*Effective October 1, 2011*):

13 (a) A person is guilty of stalking in the second degree when, with
14 intent to cause another person to fear for [his] such other person's

15 physical safety, [he] such person (1) wilfully and repeatedly follows or
16 lies in wait for such other person and causes such other person to
17 reasonably fear for his physical safety, or (2) being twenty-one years of
18 age or older, repeatedly follows another person under sixteen years of
19 age or engages in a course of conduct or repeatedly commits acts over
20 a period of time intentionally placing or attempting to place such other
21 person in reasonable fear of physical injury, serious physical injury or
22 death.

23 (b) Stalking in the second degree is a class [A misdemeanor] D
24 felony.

25 Sec. 3. Section 53a-181e of the general statutes is repealed and the
26 following is substituted in lieu thereof (*Effective October 1, 2011*):

27 (a) A person is guilty of stalking in the third degree when [he
28 recklessly causes another person to reasonably fear for his physical
29 safety by wilfully and repeatedly following or lying in wait for such
30 other person] such person intentionally and for no legitimate purpose
31 engages in a course of conduct directed at a specific person and knows
32 or reasonably should know that such conduct:

33 (1) Is likely to cause reasonable fear of material harm to the physical
34 health, safety or property of such other person, a member of such other
35 person's immediate family or a third person with whom such other
36 person is acquainted;

37 (2) Places such other person at risk of material harm to the mental or
38 emotional health of such other person, where such conduct consists of
39 following, either in person or by means of an electronic device,
40 initiating communication or contact with such other person, a member
41 of such other person's immediate family or a third person with whom
42 such other person is acquainted, and the actor was previously clearly
43 informed to cease that conduct; or

44 (3) Is likely to cause such other person to reasonably fear that such

45 other person's employment, business or career is threatened, where
46 such conduct consists of appearing at, telephoning to or initiating
47 communication or contact at such other person's place of employment
48 or business, and the actor was previously clearly informed to cease
49 such conduct.

50 (b) Stalking in the third degree is a class [B] A misdemeanor.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2011</i>	53a-181c
Sec. 2	<i>October 1, 2011</i>	53a-181d
Sec. 3	<i>October 1, 2011</i>	53a-181e

Statement of Purpose:

To revise the elements of the stalking offenses and increase the penalties for violations of those statutes.

[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.]