



General Assembly

**Substitute Bill No. 1224**

January Session, 2011

\* \_\_\_\_\_SB01224JUD\_\_040611\_\_\_\_\_\*

**AN ACT CONCERNING COURT OPERATIONS AND VICTIM SERVICES.**

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

1 Section 1. Section 2-40a of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2011*):

3 Notwithstanding the provisions of subsection (b) of section 1-210  
4 and chapter 55, (1) any performance evaluation of any judge or judge  
5 trial referee made by the Judicial Department shall be made available  
6 to the members of the joint standing committee on judiciary prior to  
7 any public hearing on the nomination of any such judge or judge trial  
8 referee, and (2) any performance evaluation of any judge made by the  
9 Judicial Department shall be made available to the members of the  
10 Judicial Selection Commission in the performance of their duties as set  
11 forth in section 51-44a. Any information disclosed to such members  
12 shall be used by such members only for the purpose for which it was  
13 given and shall not be disclosed to any other person.

14 Sec. 2. Section 51-53 of the general statutes is repealed and the  
15 following is substituted in lieu thereof (*Effective October 1, 2011*):

16 (a) Whenever any court, including a court of probate, or the judge of  
17 any such court acting in any matter coming before him as a judge,  
18 makes or renders any decision, order, decree, denial or ruling, unless it

19 is made or rendered in the presence of counsel in the matter, the clerk  
20 of the court shall immediately notify counsel and any appearing party,  
21 in writing by mail or electronic delivery, of the decision, order, decree,  
22 denial or ruling. Electronic delivery may be by computer or facsimile  
23 transmission or by employing other technology in accordance with  
24 procedures and technical standards established by the Office of the  
25 Chief Court Administrator or the Probate Court Administrator, as the  
26 case may be. Notice delivered electronically shall have the same  
27 validity and status as notice delivered by mail.

28 (b) The time limited by law for commencing appellate proceedings  
29 on the decision, order, decree, denial or ruling shall date from the time  
30 when such notice is issued by the clerk.

31 Sec. 3. Section 51-164n of the general statutes is repealed and the  
32 following is substituted in lieu thereof (*Effective July 1, 2011*):

33 (a) There shall be a Centralized Infractions Bureau of the Superior  
34 Court to handle payments or pleas of not guilty with respect to the  
35 commission of infractions and violations under subsection (b) of this  
36 section. Except as provided in section 51-164o, any person who is  
37 alleged to have committed an infraction or a violation under  
38 subsection (b) of this section may plead not guilty or pay the  
39 established fine and any additional fee or cost for the infraction or such  
40 violation.

41 (b) Notwithstanding any provision of the general statutes, any  
42 person who is alleged to have committed (1) a violation under the  
43 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-  
44 283, 7-325, 7-393, 8-25, 8-27, 9-63, 9-296, 9-305, 9-322, 9-350, 10-193, 10-  
45 197, 10-198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292 or 12-326g,  
46 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section  
47 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-  
48 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-  
49 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-  
50 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or

51 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,  
52 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)  
53 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,  
54 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a, 14-66b  
55 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-  
56 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,  
57 14-153 or 14-163b, a first violation as specified in subsection (f) of  
58 section 14-164i, section 14-219 as specified in subsection (e) of said  
59 section, subdivision (1) of section 14-223a, section 14-240, 14-249, 14-  
60 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,  
61 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) of  
62 section 14-283, section 14-291, 14-293b, 14-296aa, 14-319, 14-320, 14-321,  
63 14-325a, 14-326, 14-330 or 14-332a, subdivision (1), (2) or (3) of section  
64 14-386a, section 15-33, subsection (a) of section 15-115, section 16-256,  
65 16-256e, 16a-15 or 16a-22, subsection (a) or (b) of section 16a-22h,  
66 section 17a-24, 17a-145, 17a-149, 17a-152, 17a-465, 17a-642, 17b-124,  
67 17b-131, 17b-137 or 17b-734, subsection (b) of section 17b-736, section  
68 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b) of section 19a-87a,  
69 section 19a-91, 19a-105, 19a-107, 19a-215, 19a-219, 19a-222, 19a-224,  
70 19a-286, 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336, 19a-338,  
71 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231, 20-257,  
72 20-265 or 20-324e, section 20-341l, 20-597, 20-608, 20-610, 21-30, 21-38,  
73 21-39, 21-43, 21-47, 21-48, 21-63, 21-76a, 21a-21, 21a-25, 21a-26 or 21a-  
74 30, subsection (a) of section 21a-37, section 21a-46, 21a-61, 21a-63 or  
75 21a-77, subsection (b) of section 21a-79, section 21a-85, 21a-154, 21a-  
76 159, 22-13, 22-14, 22-15, 22-16, 22-29, 22-34, 22-35, 22-36, 22-38, 22-39,  
77 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49, 22-54, 22-61, 22-89, 22-90,  
78 22-98, 22-99, 22-100, 22-111o, 22-279, 22-280a, 22-318a, 22-320h, 22-324a,  
79 22-326 or 22-342, subsection (b) or (e) of section 22-344, section 22-359,  
80 22-366, 22-391, 22-413, 22-414, 22-415, 22a-66a or 22a-246, subsection (a)  
81 of section 22a-250, subsection (e) of section 22a-256h, section 22a-381d,  
82 22a-449, 22a-461, 23-37, 23-38, 23-46 or 23-61b, subsection (a) or (b) of  
83 section 23-65, section 25-37, 25-40, 26-19, 26-21, 26-31, 26-40, 26-40a, 26-  
84 49, 26-54, 26-59, 26-61, 26-64, 26-79, 26-89, 26-97, 26-107, 26-117, 26-128,  
85 26-131, 26-132, 26-138, 26-141, 26-207, 26-215, 26-224a, 26-227, 26-230,

86 26-294, 28-13, 29-6a, 29-109, 29-143o, 29-143z or 29-156a, subsection (b),  
87 (d), (e) or (g) of section 29-161q, section 29-161y, 29-161z, 29-198, 29-  
88 210, 29-243, 29-277, subsection (c) of section 29-291c, section 29-316, 29-  
89 318, 29-381, 30-48a, 30-86a, 31-3, 31-10, 31-11, 31-12, 31-13, 31-14, 31-15,  
90 31-16, 31-18, 31-23, 31-24, 31-25, 31-28, 31-32, 31-36, 31-38, 31-38a, 31-40,  
91 31-44, 31-47, 31-48, 31-51, 31-51k, 31-52, 31-52a or 31-54, subsection (a)  
92 or (c) of section 31-69, section 31-70, 31-74, 31-75, 31-76, 31-76a, 31-89b  
93 or 31-134, subsection (i) of section 31-273, section 31-288, 36a-787, 42-  
94 230, 45a-450, 45a-634 or 45a-658, subdivision (13) or (14) of section 46a-  
95 54, section 46a-59, 46b-22, 46b-24, 46b-34, 46b-38dd, 46b-38gg, 46b-  
96 38kk, 47-34a, 47-47, 49-8a, 49-16 or 53-133, or section 53-212a, 53-249a,  
97 53-252, 53-264, 53-302a, 53-303e, 53-311a, 53-321, 53-322, 53-323, 53-331,  
98 53-344 or 53-450, or (2) a violation under the provisions of chapter 268,  
99 or (3) a violation of any regulation adopted in accordance with the  
100 provisions of section 12-484, 12-487 or 13b-410, or (4) a violation of any  
101 ordinance, regulation or bylaw of any town, city or borough, except  
102 violations of building codes and the health code, for which the penalty  
103 exceeds ninety dollars but does not exceed two hundred fifty dollars,  
104 unless such town, city or borough has established a payment and  
105 hearing procedure for such violation pursuant to section 7-152c, shall  
106 follow the procedures set forth in this section.

107 (c) If any person who is alleged to have committed an infraction or  
108 any violation specified in subsection (b) of this section elects to pay the  
109 fine and any additional fees or costs established for such infraction or  
110 violation, he shall send payment, by mail or otherwise, to the  
111 Centralized Infractions Bureau, made payable to the "clerk of the  
112 Superior Court". Such payment shall be considered a plea of nolo  
113 contendere and shall be inadmissible in any proceeding, civil or  
114 criminal, to establish the conduct of the person, provided the  
115 provisions of this section and section 51-164m shall not affect the  
116 application of any administrative sanctions by either the  
117 Commissioner of Environmental Protection authorized under title 26  
118 or the Commissioner of Motor Vehicles authorized under title 14,  
119 except that no points shall be assessed by the Commissioner of Motor

120 Vehicles against the operator's license of such person for such  
121 infraction or violation. The Judicial Department shall provide notice of  
122 the provisions of this subsection to law enforcement agencies and  
123 direct each law enforcement agency issuing a complaint to provide  
124 such notice to any person who is alleged to have committed a motor  
125 vehicle infraction or violation at the time a complaint alleging such  
126 conduct is issued to such person.

127 (d) If the person elects to plead not guilty, he shall send the plea of  
128 not guilty to the Centralized Infractions Bureau. The bureau shall send  
129 such plea and request for trial to the clerk of the geographical area  
130 where the trial is to be conducted. Such clerk shall advise such person  
131 of a date certain for a hearing.

132 (e) A summons for the commission of an infraction or of a violation  
133 specified in subsection (b) of this section shall not be deemed to be an  
134 arrest and the commission of an infraction or of any such violation  
135 shall not be deemed to be an offense within the meaning of section 53a-  
136 24.

137 (f) The provisions of this section shall apply to the alleged  
138 commission of an infraction or a violation specified in subsection (b) of  
139 this section by a minor but, in a case involving a minor, a parent or  
140 guardian shall sign any plea of nolo contendere or of not guilty on any  
141 summons form issued in connection with the matter.

142 (g) If a person elects to plead not guilty and send the plea of not  
143 guilty to the Centralized Infractions Bureau in accordance with  
144 subsection (d) of this section, such person may subsequently, at a  
145 proceeding at Superior Court, reach an agreement with the  
146 prosecutorial official as to the amount of the fine to be paid and elect to  
147 pay such fine without appearing before a judicial authority. The  
148 amount of the fine agreed upon shall not exceed the amount of the fine  
149 established for such infraction or violation. Any person who pays a  
150 fine pursuant to this subsection shall also pay any additional fees or  
151 costs established for such infraction or violation. Such person shall

152 make such payment to the clerk of the Superior Court and such  
153 payment shall be considered a plea of nolo contendere and shall be  
154 inadmissible in any proceeding, civil or criminal, to establish the  
155 conduct of such person, provided the provisions of this section and  
156 section 51-164m shall not affect the application of any administrative  
157 sanctions by either the Commissioner of Environmental Protection  
158 authorized under title 26 or the Commissioner of Motor Vehicles  
159 authorized under title 14. A plea of nolo contendere pursuant to this  
160 subsection does not have to be submitted in writing. Nothing in this  
161 subsection shall affect the right of a person who is alleged to have  
162 committed an infraction or any violation specified in subsection (b) of  
163 this section to plead not guilty and request a trial before a judicial  
164 authority.

165 [(g)] (h) In any trial for the alleged commission of an infraction, the  
166 practice, procedure, rules of evidence and burden of proof applicable  
167 in criminal proceedings shall apply. Any person found guilty at the  
168 trial or upon a plea shall be guilty of the commission of an infraction  
169 and shall be fined not less than thirty-five dollars or more than ninety  
170 dollars or, if the infraction is for a violation of any provision of title 14,  
171 not less than fifty dollars or more than ninety dollars.

172 [(h)] (i) In any trial for the alleged commission of a violation  
173 specified in subsection (b) of this section, the practice, procedure, rules  
174 of evidence and burden of proof applicable in criminal proceedings  
175 shall apply. Any person found guilty at the trial or upon a plea shall be  
176 guilty of the commission of a violation and shall be fined not more  
177 than the statutory amount applicable to such violation.

178 Sec. 4. Section 51-193c of the general statutes is repealed and the  
179 following is substituted in lieu thereof (*Effective October 1, 2011*):

180 (a) The Judicial Branch may permit, in any civil, criminal, family,  
181 juvenile or other matter, the filing of any document or data that is  
182 required by law to be filed with the Superior Court or with a judge or  
183 judge trial referee thereof, including, but not limited to, a summons

184 issued pursuant to section 51-164n, as amended by this act, a  
185 complaint or a summons issued pursuant to section 54-1h, and an  
186 information filed pursuant to section 54-46, by computer or facsimile  
187 transmission or by employing other technology.

188 (b) For the purposes of this section, the judges of the Superior Court  
189 may prescribe alternative methods for the signing, subscribing or  
190 verifying by a person of any document or data that is required by law  
191 to be filed with the Superior Court or with a judge or judge trial referee  
192 thereof so that such document or data shall have the same validity and  
193 status as a paper document that was signed, subscribed or verified by  
194 such person.

195 (c) Notwithstanding any other provision of the general statutes, the  
196 Chief Court Administrator may permit any payment that is required  
197 by law to be paid to the clerk of the Superior Court to be made by the  
198 use of any technology. The payor may be charged a service fee for any  
199 such payment. The service fee shall not exceed any charge by the  
200 service provider, including any discount rate.

201 (d) Any notice, order, judgment, decision, decree, memorandum,  
202 ruling, opinion, mittimus or similar document that is issued by the  
203 Superior Court or by a judge, judge trial referee or family support  
204 magistrate thereof, or by a magistrate appointed pursuant to section  
205 51-193l, may be signed or verified by [computer or facsimile  
206 transmission] electronic means or by employing other technology in  
207 accordance with procedures and technical standards established by the  
208 Office of the Chief Court Administrator, and such notice, order,  
209 judgment, decision, decree, memorandum, ruling, opinion, mittimus  
210 or similar document shall have the same validity and status as a paper  
211 document that was signed or verified by the Superior Court or by a  
212 judge, judge trial referee or family support magistrate thereof, or by a  
213 magistrate appointed pursuant to section 51-193l.

214 (e) Any notice, order, decision, execution, process or other  
215 document that is issued by (1) a chief clerk, deputy chief clerk, clerk,

216 deputy clerk, assistant clerk, temporary assistant clerk, administrative  
217 clerk, clerical assistant, administrative assistant or court officer of the  
218 Superior Court pursuant to section 51-52 or 51-52a or any other section  
219 of the general statutes that authorizes the issuance of documents by  
220 any of such individuals, or (2) a support enforcement officer pursuant  
221 to subsection (s) of section 46b-231, section 46b-212b, 46b-212q, 46b-  
222 212s, 46b-212v, 46b-213f, 46b-213g, 46b-213h, 46b-213k or 46b-213w or  
223 any other section of the general statutes that authorizes the issuance of  
224 documents by a support enforcement officer, may be signed or verified  
225 by electronic means or by employing other technology in accordance  
226 with procedures and technical standards established by the Office of  
227 the Chief Court Administrator, and such notice, order, decision,  
228 execution, process or other document shall have the same validity and  
229 status as a paper document that was signed or verified by the chief  
230 clerk, deputy chief clerk, clerk, deputy clerk, assistant clerk, temporary  
231 assistant clerk, administrative clerk, clerical assistant, administrative  
232 assistant, court officer or support enforcement officer. The  
233 transmission of such notice or other document may be by mail or  
234 electronic delivery. Electronic delivery may be by computer or  
235 facsimile transmission or by employing other technology in accordance  
236 with procedures and technical standards established by the Office of  
237 the Chief Court Administrator. A notice or other document delivered  
238 electronically pursuant to this subsection shall have the same validity  
239 and status as a notice or other document delivered by mail.

240 [(e)] (f) The judges of the Superior Court may adopt any rules they  
241 deem necessary to implement the provisions of this section and the  
242 Office of the Chief Court Administrator shall prescribe any forms  
243 required to implement such provisions.

244 Sec. 5. Section 51-198 of the general statutes is repealed and the  
245 following is substituted in lieu thereof (*Effective July 1, 2011*):

246 (a) The Supreme Court shall consist of one Chief Justice and six  
247 associate judges, who shall, at the time of their appointment, also be  
248 appointed judges of the Superior Court.

249 (b) In addition thereto, each Chief Justice or associate judge of the  
250 Supreme Court who elects to retain office but to retire from full-time  
251 active service shall continue to be a member of the Supreme Court  
252 during the remainder of his or her term of office and during the term  
253 of any reappointment under section 51-50i, until he or she attains the  
254 age of seventy years. He or she shall be entitled to participate in the  
255 meetings of the judges of the Supreme Court and vote as a member  
256 thereof. [ but only with respect to matters for which he or she has been  
257 summoned pursuant to subsection (b) of section 51-207.]

258 (c) A judge of the Supreme Court who has attained the age of  
259 seventy years may continue to deliberate and participate in all matters  
260 concerning the disposition of any case which the judge heard prior to  
261 attaining said age, until such time as the decision in any such case is  
262 officially released. The judge may also participate in the deliberation of  
263 a motion for reconsideration in such case if such motion is filed within  
264 ten days of the official release of such decision.

265 Sec. 6. Section 51-207 of the general statutes is repealed and the  
266 following is substituted in lieu thereof (*Effective July 1, 2011*):

267 (a) Each party in any case before the Supreme Court has a right to  
268 be heard by a panel consisting of five associate judges or the Chief  
269 Justice and four associate judges.

270 (b) If any judge is disabled or if any judge is disqualified and the  
271 disqualification is not waived or if the business before the court  
272 requires it, the Chief Justice or, in the case of his or her disability or  
273 disqualification, the most senior associate judge qualified may  
274 summon the sixth or seventh member, or both, of the Supreme Court  
275 or one or more of the judges of the Superior Court, including senior  
276 judges of the Supreme Court and judges and senior judges of the  
277 Appellate Court, to constitute a panel. If [a panel cannot be constituted  
278 from the seven members of the Supreme Court due to the disability or  
279 disqualification of one or more members, the Chief Justice or, in the  
280 case of his or her disability or disqualification, the most senior

281 associate judge qualified may summon] one or more judges of the  
282 Superior Court, including senior judges of the Supreme Court and  
283 judges and senior judges of the Appellate Court, are summoned to  
284 constitute a panel, [who] they shall attend and act as judges of the  
285 Supreme Court for the time being.

286 (c) The Chief Justice or any judge shall not sit to review a decision  
287 he or she made below.

288 Sec. 7. Subsection (a) of section 51-222a of the general statutes is  
289 repealed and the following is substituted in lieu thereof (*Effective*  
290 *October 1, 2011*):

291 (a) Annually, upon the request of the Jury Administrator, the  
292 Commissioner of Motor Vehicles shall supply the Jury Administrator  
293 with the latest updated file of licensed motor vehicle operators for the  
294 state and the latest updated file of holders of identity cards issued  
295 under section 1-1h. Upon the request of the Jury Administrator, the  
296 Commissioner of Revenue Services shall supply the Jury  
297 Administrator with the most recent updated list of residents of this  
298 state who have a permanent place of abode in this state and who filed  
299 a return on personal income under chapter 229 in the last tax year, and  
300 the Labor Commissioner shall supply the Jury Administrator with the  
301 most recent updated list of residents of this state who are recipients of  
302 unemployment compensation under chapter 567. In addition, upon the  
303 request of the Jury Administrator, the registrars of voters of each town  
304 shall supply a list of all electors from their town, except that in lieu of  
305 such list from the registrars of voters, the Jury Administrator may  
306 obtain the list of all electors from a central repository, or if such list is  
307 not available, may contract for the creation and purchase of such list.  
308 The registrars of voters shall provide lists of electors to the contractor  
309 at the request of the Jury Administrator. Annually, upon the request of  
310 the Jury Administrator, the Commissioner of Public Health shall  
311 supply the Jury Administrator with the most recent updated list of  
312 deceased persons. The lists supplied to the Jury Administrator under  
313 this subsection shall be in the format prescribed by the Jury

314 Administrator and shall include, at a minimum, the name, address  
315 and, if available, date of birth of each person on such list or the reason  
316 for the unavailability. The lists supplied by the Commissioner of Motor  
317 Vehicles, the Commissioner of Revenue Services, the Commissioner of  
318 Public Health and the Labor Commissioner to the Jury Administrator  
319 under this subsection shall also include the federal Social Security  
320 number of each person on such list or the reason for the unavailability.  
321 The lists of electors supplied to the Jury Administrator by registrars of  
322 voters or the Secretary of the State under this subsection shall not  
323 include federal Social Security numbers of persons on such lists.

324 Sec. 8. Subsections (d) and (e) of section 51-243 of the general  
325 statutes are repealed and the following is substituted in lieu thereof  
326 (*Effective October 1, 2011*):

327 (d) If, at any time, any juror shall, for any reason, become unable to  
328 further perform his duty, the court may excuse him. If any juror is so  
329 excused or dies, the court may order that an alternate juror who is  
330 designated by lot to be drawn by the clerk, shall become a part of the  
331 regular panel and the trial shall then proceed as though the alternate  
332 juror had been a member of the regular panel from the time when the  
333 trial was begun. If a juror becomes a member of the regular panel after  
334 deliberations have begun, the jury shall be instructed by the court that  
335 deliberations by the jury shall begin anew.

336 (e) A juror selected to serve as an alternate shall not be segregated  
337 from the regular panel except when the case is given to the regular  
338 panel for deliberation at which time [he] such alternate juror shall be  
339 dismissed from further service on the case or may remain in service  
340 under the direction of the court.

341 Sec. 9. Section 53a-29 of the general statutes is amended by adding  
342 subsection (h) as follows (*Effective October 1, 2011*):

343 (NEW) (h) For the purposes of this section, a motor vehicle violation  
344 for which a sentence to a term of imprisonment of more than one year  
345 may be imposed shall be deemed an unclassified felony.

346 Sec. 10. Subsection (a) of section 53a-217 of the general statutes is  
347 repealed and the following is substituted in lieu thereof (*Effective*  
348 *October 1, 2011*):

349 (a) A person is guilty of criminal possession of a firearm or  
350 electronic defense weapon when such person possesses a firearm or  
351 electronic defense weapon and (1) has been convicted of a felony, (2)  
352 has been convicted as delinquent for the commission of a serious  
353 juvenile offense, as defined in section 46b-120, (3) knows that such  
354 person is subject to (A) a restraining or protective order of a court of  
355 this state that has been issued against such person, after notice and an  
356 opportunity to be heard has been provided to such person, in a case  
357 involving the use, attempted use or threatened use of physical force  
358 against another person, or (B) a foreign order of protection, as defined  
359 in section 46b-15a, that has been issued against such person in a case  
360 involving the use, attempted use or threatened use of physical force  
361 against another person, (4) knows that such person is subject to a  
362 firearms seizure order issued pursuant to subsection (d) of section 29-  
363 38c after notice and an opportunity to be heard has been provided to  
364 such person, or (5) is prohibited from shipping, transporting,  
365 possessing or receiving a firearm pursuant to 18 USC 922(g)(4). For the  
366 purposes of this section, "convicted" means having a judgment of  
367 conviction entered by a court of competent jurisdiction, and a motor  
368 vehicle violation for which a sentence to a term of imprisonment of  
369 more than one year may be imposed shall be deemed an unclassified  
370 felony.

371 Sec. 11. Section 54-102g of the general statutes is repealed and the  
372 following is substituted in lieu thereof (*Effective October 1, 2011*):

373 (a) Any person who has been convicted of a criminal offense against  
374 a victim who is a minor, a nonviolent sexual offense or a sexually  
375 violent offense, as those terms are defined in section 54-250, or a  
376 felony, and has been sentenced on that conviction to the custody of the  
377 Commissioner of Correction shall, prior to release from custody and at  
378 such time as the commissioner may specify, submit to the taking of a

379 blood or other biological sample for DNA (deoxyribonucleic acid)  
380 analysis to determine identification characteristics specific to the  
381 person. If any person required to submit to the taking of a blood or  
382 other biological sample pursuant to this subsection refuses to do so,  
383 the Commissioner of Correction or the commissioner's designee shall  
384 notify the Department of Public Safety within thirty days of such  
385 refusal for the initiation of criminal proceedings against such person.

386 (b) Any person who is convicted of a criminal offense against a  
387 victim who is a minor, a nonviolent sexual offense or a sexually violent  
388 offense, as those terms are defined in section 54-250, or a felony and is  
389 not sentenced to a term of confinement shall, as a condition of such  
390 sentence and at a time and place specified by the Court Support  
391 Services Division of the Judicial Department, submit to the taking of a  
392 blood or other biological sample for DNA (deoxyribonucleic acid)  
393 analysis to determine identification characteristics specific to the  
394 person.

395 (c) Any person who has been found not guilty by reason of mental  
396 disease or defect pursuant to section 53a-13 of a criminal offense  
397 against a victim who is a minor, a nonviolent sexual offense or a  
398 sexually violent offense, as those terms are defined in section 54-250, or  
399 a felony, and is in custody as a result of that finding, shall, prior to  
400 discharge from custody in accordance with subsection (e) of section  
401 17a-582, section 17a-588 or subsection (g) of section 17a-593 and at such  
402 time as the Commissioner of Mental Health and Addiction Services or  
403 the Commissioner of Developmental Services with whom such person  
404 has been placed may specify, submit to the taking of a blood or other  
405 biological sample for DNA (deoxyribonucleic acid) analysis to  
406 determine identification characteristics specific to the person.

407 (d) Any person who has been convicted of a criminal offense against  
408 a victim who is a minor, a nonviolent sexual offense or a sexually  
409 violent offense, as those terms are defined in section 54-250, or a  
410 felony, and is serving a period of probation or parole, and who has not  
411 submitted to the taking of a blood or other biological sample pursuant

412 to subsection (a), (b) or (c) of this section, shall, prior to discharge from  
413 the custody of the Court Support Services Division or the Department  
414 of Correction and at such time as said division or department may  
415 specify, submit to the taking of a blood or other biological sample for  
416 DNA (deoxyribonucleic acid) analysis to determine identification  
417 characteristics specific to the person.

418 (e) Any person who has been convicted or found not guilty by  
419 reason of mental disease or defect in any other state or jurisdiction of a  
420 felony or of any crime, the essential elements of which are  
421 substantially the same as a criminal offense against a victim who is a  
422 minor, a nonviolent sexual offense or a sexually violent offense, as  
423 those terms are defined in section 54-250, and is in the custody of the  
424 Commissioner of Correction, is under the supervision of the Judicial  
425 Department or the Board of Pardons and Paroles or is under the  
426 jurisdiction of the Psychiatric Security Review Board, shall, prior to  
427 discharge from such custody, supervision or jurisdiction submit to the  
428 taking of a blood or other biological sample for DNA  
429 (deoxyribonucleic acid) analysis to determine identification  
430 characteristics specific to the person.

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

436 (g) For the purposes of this section, a motor vehicle violation for  
437 which a sentence to a term of imprisonment of more than one year  
438 may be imposed shall be deemed an unclassified felony.

439 [(g)] (h) Any person who refuses to submit to the taking of a blood  
440 or other biological sample pursuant to this section shall be guilty of a  
441 class D felony. Any person required to submit to the taking of a blood  
442 or other biological sample pursuant to subsection (b) of this section  
443 who refuses to submit to the taking of such sample within five

444 business days of the time specified by the Court Support Services  
445 Division may be arrested pursuant to a warrant issued under section  
446 54-2a.

447 Sec. 12. (NEW) (*Effective October 1, 2011*) For the purposes of section  
448 54-133 of the general statutes, a motor vehicle violation for which a  
449 sentence to a term of imprisonment of more than one year may be  
450 imposed shall be deemed a criminal offense.

451 Sec. 13. Section 54-66a of the general statutes is repealed and the  
452 following is substituted in lieu thereof (*Effective October 1, 2011*):

453 Any bail bond posted in any criminal proceeding in this state shall  
454 be automatically terminated and released whenever the defendant: (1)  
455 Is granted accelerated rehabilitation pursuant to section 54-56e; (2) is  
456 granted admission to the pretrial alcohol education program pursuant  
457 to section 54-56g; (3) is granted admission to the pretrial family  
458 violence education program pursuant to section 46b-38c; (4) is granted  
459 admission to the community service labor program pursuant to section  
460 53a-39c; (5) is granted admission to the pretrial drug education  
461 program pursuant to section 54-56i; (6) has the complaint or  
462 information filed against such defendant dismissed; (7) is acquitted; (8)  
463 is sentenced by the court; (9) is granted admission to the pretrial school  
464 violence prevention program pursuant to section 54-56j; [or] (10) is  
465 charged with a violation of section 29-33 and prosecution has been  
466 suspended pursuant to subsection (h) of section 29-33; (11) is  
467 granted admission to the supervised diversionary program for persons  
468 with psychiatric disabilities pursuant to section 54-56l.

469 Sec. 14. Subsection (c) of section 54-142a of the general statutes is  
470 repealed and the following is substituted in lieu thereof (*Effective*  
471 *October 1, 2011*):

472 (c) (1) Whenever any charge in a criminal case has been nolle in the  
473 Superior Court, or in the Court of Common Pleas, if at least thirteen  
474 months have elapsed since such nolle, all police and court records and  
475 records of the state's or prosecuting attorney or the prosecuting grand

476 juror pertaining to such charge shall be erased, except that in cases of  
477 nolles entered in the Superior Court, Court of Common Pleas, Circuit  
478 Court, municipal court or by a justice of the peace prior to April 1,  
479 1972, such records shall be deemed erased by operation of law and the  
480 clerk or the person charged with the retention and control of such  
481 records shall not disclose to anyone their existence or any information  
482 pertaining to any charge so erased, provided nothing in this subsection  
483 shall prohibit the arrested person or any one of his heirs from filing a  
484 petition to the court or to the records center of the Judicial Department,  
485 as the case may be, to have such records erased, in which case such  
486 records shall be erased.

487 (2) Whenever any charge in a criminal case has been continued at  
488 the request of the prosecuting attorney, and a period of thirteen  
489 months has elapsed since the granting of such continuance during  
490 which period there has been no prosecution or other disposition of the  
491 matter, the charge shall be [construed to have been nolleed as of the  
492 date of termination of such thirteen-month period] nolleed upon motion  
493 of the arrested person and such erasure may thereafter be effected or a  
494 petition filed therefor, as the case may be, as provided in this  
495 subsection for nolleed cases.

496 Sec. 15. Section 54-143b of the general statutes is repealed and the  
497 following is substituted in lieu thereof (*Effective October 1, 2011*):

498 The total amount of any forfeited bond for a motor vehicle violation,  
499 when such bond is composed in part of an additional fee established  
500 under subsection (c) or (d) of section 51-56a, any cost established under  
501 subsection (b) of section 54-143 or any cost established under section  
502 54-143a, shall be deposited in the General Fund as one undifferentiated  
503 lump sum amount or deposited in the Special Transportation Fund as  
504 one undifferentiated lump sum amount as may be required by statute.

505 Sec. 16. Section 54-203 of the general statutes is repealed and the  
506 following is substituted in lieu thereof (*Effective October 1, 2011*):

507 (a) There is established an Office of Victim Services within the

508 Judicial Department.

509 (b) The Office of Victim Services shall have the following powers  
510 and duties:

511 (1) To direct each hospital, whether public or private, to display  
512 prominently in its emergency room posters giving notice of the  
513 availability of compensation and assistance to victims of crime or their  
514 dependents pursuant to sections 54-201 to 54-233, inclusive, as  
515 amended by this act, and to direct every law enforcement agency of  
516 the state to inform victims of crime or their dependents of their rights  
517 pursuant to sections 54-201 to 54-233, inclusive, as amended by this  
518 act;

519 (2) To request from the office of the state's attorney, state police,  
520 local police departments or any law enforcement agency such  
521 investigation and data as will enable the Office of Victim Services to  
522 determine if in fact the applicant was a victim of a crime or attempted  
523 crime and the extent, if any, to which the victim or claimant was  
524 responsible for his own injury;

525 (3) To request from the Department of Correction, other units of the  
526 Judicial Department and the Board of Pardons and Paroles such  
527 information as will enable the Office of Victim Services to determine if  
528 in fact a person who has requested notification pursuant to section 54-  
529 228 was a victim of a crime;

530 (4) To direct medical examination of victims as a requirement for  
531 payment under sections 54-201 to 54-233, inclusive, as amended by this  
532 act;

533 (5) To take or cause to be taken affidavits or depositions within or  
534 without the state;

535 (6) To apply for, receive, allocate, disburse and account for grants of  
536 funds made available by the United States, by the state, foundations,  
537 corporations and other businesses, agencies or individuals to

538 implement a program for victim services which shall assist witnesses  
539 and victims of crimes as the Office of Victim Services deems  
540 appropriate within the resources available and to coordinate services  
541 to victims by state and community-based agencies, with priority given  
542 to victims of violent crimes, by (A) assigning, in consultation with the  
543 Division of Criminal Justice, such victim advocates as are necessary to  
544 provide assistance; (B) administering victim service programs; and (C)  
545 awarding grants or purchase of service contracts [in accordance with  
546 the plan developed under subdivision (15) of this subsection] to  
547 private nonprofit organizations or local units of government for the  
548 direct delivery of services, except that the provision of training and  
549 technical assistance of victim service providers and the development  
550 and implementation of public education campaigns may be provided  
551 by private nonprofit or for-profit organizations or local units of  
552 government. Such grants and contracts shall be the predominant  
553 method by which the Office of Victim Services shall develop,  
554 implement and operate direct service programs and provide training  
555 and technical assistance to victim service providers;

556 (7) To provide each person who applies for compensation pursuant  
557 to section 54-204, within ten days of the date of receipt of such  
558 application, with a written list of rights of victims of crime involving  
559 personal injury and the programs available in this state to assist such  
560 victims. The Office of Victim Services, the state or any agent, employee  
561 or officer thereof shall not be liable for the failure to supply such list or  
562 any alleged inadequacies of such list. Such list shall include, but not be  
563 limited to:

564 (A) Subject to the provisions of sections 18-81e and 51-286e, the  
565 victim shall have the right to be informed concerning the status of his  
566 or her case and to be informed of the release from custody of the  
567 defendant;

568 (B) Subject to the provisions of section 54-91c, the victim shall have  
569 the right to present a statement of his or her losses, injuries and wishes  
570 to the prosecutor and the court prior to the acceptance by the court of a

571 plea of guilty or nolo contendere made pursuant to a plea agreement  
572 with the state wherein the defendant pleads to a lesser offense than the  
573 offense with which the defendant was originally charged;

574 (C) Subject to the provisions of section 54-91c, prior to the  
575 imposition of sentence upon the defendant, the victim shall have the  
576 right to submit a statement to the prosecutor as to the extent of any  
577 injuries, financial losses and loss of earnings directly resulting from the  
578 crime;

579 (D) Subject to the provisions of section 54-126a, the victim shall have  
580 the right to appear before a panel of the Board of Pardons and Paroles  
581 and make a statement as to whether the defendant should be released  
582 on parole and any terms or conditions to be imposed upon any such  
583 release;

584 (E) Subject to the provisions of section 54-36a, the victim shall have  
585 the right to have any property the victim owns which was seized by  
586 police in connection with an arrest to be returned;

587 (F) Subject to the provisions of sections 54-56e and 54-142c, the  
588 victim shall have the right to be notified of the application by the  
589 defendant for the pretrial program for accelerated rehabilitation and to  
590 obtain from the court information as to whether the criminal  
591 prosecution in the case has been dismissed;

592 (G) Subject to the provisions of section 54-85b, the victim cannot be  
593 fired, harassed or otherwise retaliated against by an employer for  
594 appearing under a subpoena as a witness in any criminal prosecution;

595 (H) Subject to the provisions of section 54-86g, the parent or legal  
596 guardian of a child twelve years of age or younger who is a victim of  
597 child abuse or sexual assault may request special procedural  
598 considerations to be taken during the testimony of the child;

599 (I) Subject to the provisions of section 46b-15, the victim of assault  
600 by a spouse or former spouse, family or household member has the

601 right to request the arrest of the offender, request a protective order  
602 and apply for a restraining order;

603 (J) Subject to the provisions of sections 52-146k, 54-86e and 54-86f,  
604 the victim of sexual assault or domestic violence can expect certain  
605 records to remain confidential;

606 (8) Within available appropriations, to establish a victim's assistance  
607 center which shall provide a victims' rights information clearinghouse  
608 which shall be a central repository of information regarding rights of  
609 victims of crime and services available to such victims and shall collect  
610 and disseminate such information to assist victims;

611 (9) To provide [, not later than January 1, 1994,] a victims'  
612 notification clearinghouse which shall be a central repository for  
613 requests for notification filed pursuant to sections 54-228 and 54-229,  
614 and to notify [, on and after January 1, 1994,] persons who have filed  
615 such a request whenever an inmate has applied for release from a  
616 correctional institution or reduction of sentence or review of sentence  
617 pursuant to section 54-227 or whenever an inmate is scheduled to be  
618 released from a correctional institution and [, on and after January 1,  
619 1994,] to provide victims of family violence crimes, upon request,  
620 information concerning any modification or termination of criminal  
621 orders of protection;

622 (10) To provide a telephone [hotline] helpline that shall provide  
623 information on referrals for various services for victims of crime and  
624 their families;

625 (11) To provide staff services to a state advisory council. The council  
626 shall consist of not more than fifteen members to be appointed by the  
627 Chief Justice and shall include the Chief Victim Compensation  
628 Commissioner and members who represent victim populations,  
629 including but not limited to, homicide survivors, family violence  
630 victims, sexual assault victims, victims of drunk drivers, and assault  
631 and robbery victims, and members who represent the judicial branch  
632 and executive branch agencies involved with victims of crime. The

633 members shall serve for terms of four years. Any vacancy in the  
634 membership shall be filled by the appointing authority for the balance  
635 of the unexpired term. The members shall receive no compensation for  
636 their services. The council shall meet at least six times a year. The  
637 council shall recommend to the Office of Victim Services program,  
638 legislative or other matters which would improve services to victims of  
639 crime and develop and coordinate needs assessments for both court-  
640 based and community-based victim services. The Chief Justice shall  
641 appoint two members to serve as cochairmen. Not later than December  
642 fifteenth of each year, the council shall report the results of its findings  
643 and activities to the Chief Court Administrator;

644 (12) To utilize such voluntary and uncompensated services of  
645 private individuals, agencies and organizations as may from time to  
646 time be offered and needed;

647 (13) To recommend policies and make recommendations to agencies  
648 and officers of the state and local subdivisions of government relative  
649 to victims of crime;

650 (14) To provide support and assistance to state-wide victim services  
651 coalitions and groups;

652 [(15) To develop, in coordination with the Department of Social  
653 Services, the Department of Public Health, the Office of Policy and  
654 Management, the Department of Children and Families and the  
655 Division of Criminal Justice, a comprehensive plan to more effectively  
656 administer crime victims' compensation and coordinate the delivery of  
657 services to crime victims, including the funding of such services. Such  
658 plan shall be submitted to the Governor and the General Assembly not  
659 later than January 1, 1994;]

660 [(16)] (15) Within available appropriations to establish a crime  
661 victims' information clearinghouse which shall be a central repository  
662 for information collected pursuant to subdivision (9) of this subsection  
663 and information made available through the criminal justice  
664 information system, to provide a toll-free telephone number for access

665 to such information and to develop a plan, in consultation with all  
666 agencies required to provide notification to victims, outlining any  
667 needed statutory changes, resources and working agreements  
668 necessary to make the Office of Victim Services the lead agency for  
669 notification of victims, which plan shall be submitted to the General  
670 Assembly not later than February 15, 2000;

671 [(17)] (16) To provide a training program for judges, prosecutors,  
672 police, probation and parole personnel, bail commissioners, officers  
673 from the Department of Correction and judicial marshals to inform  
674 them of victims' rights and available services;

675 [(18)] (17) To establish a sexual assault forensic examiners program  
676 that will train and make available sexual assault forensic examiners to  
677 adolescent and adult victims of sexual assault who are patients at  
678 participating acute care hospitals. In order to establish and implement  
679 such program, the Office of Victim Services may apply for, receive,  
680 allocate, disburse and account for grants of funds made available by  
681 the United States, the state, foundations, corporations and other  
682 businesses, agencies or individuals; and

683 [(19)] (18) To submit to the joint standing committee of the General  
684 Assembly having cognizance of matters relating to victim services, in  
685 accordance with the provisions of section 11-4a, on or before January  
686 15, 2000, and biennially thereafter a report of its activities under  
687 sections 54-201 to 54-233, inclusive, as amended by this act, including,  
688 but not limited to, implementation of training activities and mandates.  
689 Such report shall include the types of training provided, entities  
690 providing training and recipients of training.

691 Sec. 17. Section 54-209 of the general statutes is repealed and the  
692 following is substituted in lieu thereof (*Effective October 1, 2011*):

693 (a) The Office of Victim Services or, on review, a victim  
694 compensation commissioner may order the payment of compensation  
695 in accordance with the provisions of sections 54-201 to 54-233,  
696 inclusive, as amended by this act, for personal injury or death which

697 resulted from: (1) An attempt to prevent the commission of crime or to  
698 apprehend a suspected criminal or in aiding or attempting to aid a  
699 police officer so to do, (2) the commission or attempt to commit by  
700 another of any crime as provided in section 53a-24, [(3) the operation  
701 of a motor vehicle by another person who was subsequently convicted  
702 with respect to such operation for a violation of subsection (a) of  
703 section 14-224 or of section 14-227a, 53a-56b or 53a-60d, or (4)] or (3)  
704 any crime involving international terrorism as defined in Section 2331  
705 of Title 18 of the United States Code.

706 [(b) In the absence of conviction, as provided in subdivision (3) of  
707 subsection (a) of this section, the Office of Victim Services or, on  
708 review, a victim compensation commissioner may order payment of  
709 compensation under this section if, upon consideration of all  
710 circumstances determined to be relevant, the Office of Victim Services  
711 or a victim compensation commissioner, as the case may be,  
712 reasonably concludes that another person has operated a motor vehicle  
713 in violation of subsection (a) of section 14-224 or of section 14-227a,  
714 53a-56b or 53a-60d.]

715 (b) The Office of Victim Services or, on review, a victim  
716 compensation commissioner may also order the payment of  
717 compensation in accordance with the provisions of sections 54-201 to  
718 54-233, inclusive, as amended by this act, for personal injury or death  
719 that resulted from the operation of a motor vehicle by another person  
720 who was subsequently convicted with respect to such operation for a  
721 violation of subsection (a) of section 14-224 or of section 14-227a, 53a-  
722 56b or 53a-60d. In the absence of a conviction, the Office of Victim  
723 Services or, on review, a victim compensation commissioner may  
724 order payment of compensation under this section if, upon  
725 consideration of all circumstances determined to be relevant, the office  
726 or commissioner, as the case may be, reasonably concludes that  
727 another person has operated a motor vehicle in violation of subsection  
728 (a) of section 14-224 or of section 14-227a, 53a-56b or 53a-60d.

729 (c) Except as provided in [subdivision (3) of subsection (a) and]

730 subsection (b) of this section, no act involving the operation of a motor  
731 vehicle which results in injury shall constitute a crime for the purposes  
732 of sections 54-201 to 54-233, inclusive, as amended by this act, unless  
733 the injuries were intentionally inflicted through the use of the vehicle.

734 (d) In instances where a violation of section 53-21, 53a-70, 53a-70a,  
735 53a-70b, 53a-70c, 53a-71, 53a-72a, 53a-72b or 53a-73a has been alleged,  
736 the Office of Victim Services or, on review, a victim compensation  
737 commissioner may order compensation be paid if (1) the personal  
738 injury has been disclosed to: (A) A physician or surgeon licensed  
739 under chapter 370; (B) a resident physician or intern in any hospital in  
740 this state, whether or not licensed; (C) a physician assistant licensed  
741 under chapter 370; (D) an advanced practice registered nurse,  
742 registered nurse or practical nurse licensed under chapter 378; (E) a  
743 psychologist licensed under chapter 383; (F) a police officer; (G) a  
744 mental health professional; (H) an emergency medical services  
745 provider licensed or certified under chapter 368d; (I) an alcohol and  
746 drug counselor licensed or certified under chapter 376b; (J) a marital  
747 and family therapist licensed under chapter 383a; (K) a sexual assault  
748 counselor or battered women's counselor as defined in section 52-146k;  
749 (L) a professional counselor licensed under chapter 383c; (M) a clinical  
750 social worker licensed under chapter 383b; or (N) an employee of the  
751 Department of Children and Families; and (2) the office or  
752 commissioner, as the case may be, reasonably concludes that a  
753 violation of any of said sections has occurred.

754 [(d)] (e) Evidence of an order for the payment of compensation by  
755 the Office of Victim Services or a victim compensation commissioner in  
756 accordance with the provisions of sections 54-201 to 54-233, inclusive,  
757 as amended by this act, shall not be admissible in any civil proceeding  
758 to prove the liability of any person for such personal injury or death or  
759 in any criminal proceeding to prove the guilt or innocence of any  
760 person for any crime.

761 Sec. 18. Subsection (a) of section 54-210 of the general statutes is  
762 repealed and the following is substituted in lieu thereof (*Effective*

763 *October 1, 2011*):

764 (a) The Office of Victim Services or a victim compensation  
765 commissioner may order the payment of compensation under sections  
766 54-201 to 54-233, inclusive, as amended by this act, for: (1) Expenses  
767 actually and reasonably incurred as a result of the personal injury or  
768 death of the victim, provided coverage for the cost of medical care and  
769 treatment of a crime victim who does not have medical insurance or  
770 who has exhausted coverage under applicable health insurance  
771 policies or Medicaid shall be ordered; (2) loss of earning power as a  
772 result of total or partial incapacity of such victim; (3) pecuniary loss to  
773 the spouse or dependents of the deceased victim, provided the family  
774 qualifies for compensation as a result of murder or manslaughter of  
775 the victim; (4) pecuniary loss to the relatives or dependents of a  
776 deceased victim for attendance at court proceedings with respect to the  
777 criminal case of the person or persons charged with committing the  
778 crime that resulted in the death of the victim; and (5) any other loss,  
779 except as set forth in section 54-211, as amended by this act, resulting  
780 from the personal injury or death of the victim which the Office of  
781 Victim Services or a victim compensation commissioner, as the case  
782 may be, determines to be reasonable. [At the discretion of said office or  
783 victim compensation commissioner, there shall be one hundred dollars  
784 deductible from the total amount determined by said office or victim  
785 compensation commissioner.]

786 Sec. 19. Subsections (d) and (e) of section 54-211 of the general  
787 statutes are repealed and the following is substituted in lieu thereof  
788 (*Effective October 1, 2011*):

789 (d) (1) No compensation [shall be awarded for the first hundred  
790 dollars of injury sustained and no such compensation] shall be in an  
791 amount in excess of fifteen thousand dollars except that [such]  
792 compensation to or for the benefit of the dependents of a homicide  
793 victim shall be in an amount not to exceed twenty-five thousand  
794 dollars. The claims of the dependents of a deceased victim, as provided  
795 in section 54-208, shall be considered derivative of the claim of such

796 victim and the total compensation paid for all claims arising from the  
797 death of such victim shall not exceed a maximum of twenty-five  
798 thousand dollars.

799 (2) Notwithstanding the provisions of subdivision (1) of this  
800 subsection, the Office of Victim Services or a victim compensation  
801 commissioner may, for good cause shown and upon a finding of  
802 compelling equitable circumstances, award compensation in an  
803 amount in excess of the maximum amounts set forth in said  
804 subdivision.

805 (e) Orders for payment of compensation pursuant to sections 54-201  
806 to 54-233, inclusive, as amended by this act, may be made only as to  
807 injuries or death resulting from incidents or offenses arising on and  
808 after January 1, 1979, except that orders for payment of compensation  
809 pursuant to [subdivision (3) of subsection (a)] subsection (b) of section  
810 54-209, as amended by this act, may be made only as to injuries or  
811 death resulting from incidents or offenses arising on and after July 1,  
812 1985.

813 Sec. 20. Subsection (b) of section 54-212 of the general statutes is  
814 repealed and the following is substituted in lieu thereof (*Effective*  
815 *October 1, 2011*):

816 (b) If the applicant brings an action against the person or persons  
817 responsible for such injury or death to recover damages arising out of  
818 the crime for which an award has been granted or, if the applicant  
819 recovers money from any other source or sources including, but not  
820 limited to, payments from state or municipal agencies, insurance  
821 benefits or workers' compensation awards as a result of the incident or  
822 offense giving rise to the application, the Office of Victim Services shall  
823 have a lien on the applicant's recovery for the amount to which the  
824 office is entitled to reimbursement. [The] If an action is brought by the  
825 applicant against the person or persons responsible for the injury or  
826 death, the applicant shall notify the Office of Victim Services of the  
827 filing of such complaint within thirty days of the filing of the

828 complaint in court. Whenever an applicant recovers damages, whether  
829 by judgment, settlement or compromise settlement before or after  
830 judgment, from the person or persons responsible for such injury, and  
831 whenever an applicant recovers money from any other source or  
832 sources including, but not limited to, payments from state or  
833 municipal agencies, insurance benefits or workers' compensation  
834 awards as a result of the incident or offense giving rise to the  
835 application, the Office of Victim Services is entitled to reimbursement  
836 from the applicant for two-thirds of the amount paid pursuant to any  
837 order for the payment of compensation for personal injury or death or  
838 for the provision of restitution services.

839 Sec. 21. Subsection (b) of section 19a-112f of the general statutes is  
840 repealed and the following is substituted in lieu thereof (*Effective*  
841 *October 1, 2011*):

842 (b) The committee shall advise the Office of Victim Services on the  
843 establishment and implementation of the sexual assault forensic  
844 examiners program pursuant to subdivision [(18)] (17) of subsection  
845 (b) of section 54-203, as amended by this act, and section 19a-112g. The  
846 committee shall make specific recommendations concerning: (1) The  
847 recruitment of registered nurses, advanced practice registered nurses  
848 and physicians to participate in such program; (2) the development of  
849 a specialized training course concerning such program for registered  
850 nurses, advanced practice registered nurses and physicians who  
851 participate in the program; (3) the development of agreements between  
852 the Judicial Branch, the Department of Public Health and acute care  
853 hospitals relating to the scope of services offered under the program  
854 and hospital standards governing the provision of such services; (4)  
855 individual case tracking mechanisms; (5) utilization of medically  
856 accepted best practices; and (6) the development of quality assurance  
857 measures.

858 Sec. 22. Section 51-75 of the general statutes is repealed. (*Effective*  
859 *October 1, 2011*)

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2011	2-40a
Sec. 2	October 1, 2011	51-53
Sec. 3	July 1, 2011	51-164n
Sec. 4	October 1, 2011	51-193c
Sec. 5	July 1, 2011	51-198
Sec. 6	July 1, 2011	51-207
Sec. 7	October 1, 2011	51-222a(a)
Sec. 8	October 1, 2011	51-243(d) and (e)
Sec. 9	October 1, 2011	53a-29
Sec. 10	October 1, 2011	53a-217(a)
Sec. 11	October 1, 2011	54-102g
Sec. 12	October 1, 2011	New section
Sec. 13	October 1, 2011	54-66a
Sec. 14	October 1, 2011	54-142a(c)
Sec. 15	October 1, 2011	54-143b
Sec. 16	October 1, 2011	54-203
Sec. 17	October 1, 2011	54-209
Sec. 18	October 1, 2011	54-210(a)
Sec. 19	October 1, 2011	54-211(d) and (e)
Sec. 20	October 1, 2011	54-212(b)
Sec. 21	October 1, 2011	19a-112f(b)
Sec. 22	October 1, 2011	Repealer section

**Statement of Legislative Commissioners:**

In section 16(b)(1), "as amended by this act" was added after two statutory references for accuracy. Section 21 was added for statutory consistency.

**JUD**      *Joint Favorable Subst.-LCO*