



General Assembly

**Amendment**

January Session, 2011

LCO No. 7361

**\*SB0095407361SD0\***

Offered by:

SEN. PRAGUE, 19<sup>th</sup> Dist.

SEN. WITKOS, 8<sup>th</sup> Dist.

To: Senate Bill No. 954

File No. 630

Cal. No. 388

**"AN ACT CONCERNING THE ELECTRONIC RECORDING OF  
CUSTODIAL INTERROGATIONS."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 7-278 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective January 1, 2012*):

5 No active head of any police department of any town, city or  
6 borough and no deputy chief of any such police department not  
7 subject to a collective bargaining agreement shall be dismissed unless  
8 there is a showing of just cause by the authority having the power of  
9 dismissal and such person has been given notice in writing of the  
10 specific grounds for such dismissal and an opportunity to be heard in  
11 his own defense, personally or by counsel, at a public hearing before  
12 such authority. Such public hearing, unless otherwise specified by  
13 charter, shall be held not less than five nor more than ten days after  
14 such notice. Any person so dismissed may appeal within thirty days

15 following such dismissal to the superior court for the judicial district in  
16 which such town, city or borough is located. Service shall be made as  
17 in civil process. Said court shall review the record of such hearing, and,  
18 if it appears upon the hearing upon the appeal that testimony is  
19 necessary for an equitable disposition of the appeal, it may take  
20 evidence or appoint a referee or a committee to take such evidence as it  
21 directs and report the same to the court with his or its findings of fact,  
22 which report shall constitute a part of the proceedings upon which the  
23 determination of the court shall be made. The court, upon such appeal,  
24 and after a hearing thereon, may affirm the action of such authority, or  
25 may set the same aside if it finds that such authority acted illegally or  
26 arbitrarily, or in the abuse of its discretion, with bad faith, malice, or  
27 without just cause."