



**Connecticut
Sentencing
Commission**

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Executive Director**

TESTIMONY IN SUPPORT OF HB 5145

By Attorney Robert Farr

Member: Classification Working Group of the Sentencing Commission

Good afternoon Chairman Coleman, Chairman Fox, and members of the Judiciary Committee:

I am attorney Robert Farr, a member of the Classification Working Group of the Sentencing Commission. I am here to testify on behalf of the Sentencing Commission in support of House Bill # 5145, An Act Concerning The Recommendations of the Sentencing Commission Regarding the Classification of Unclassified Misdemeanors.

I am joined today by Executive Assistant Public Defender Deborah Del Prete Sullivan and Executive Assistant State's Attorney Brian Austin. All of us served as members of the Classification Working Group.

House Bill 5145 is the product of the Working Group and was unanimously supported by the Working Group, as well as by the full Sentencing Commission.

The Classification Working Group was charged with classifying approximately 750 statutory misdemeanors that are not currently classified under Connecticut's penal code. The working group gathered data on the number of times individuals were charged with these crimes over the last 10 years, and solicited comments from agencies responsible for enforcing them. The Working Group considered which of these crimes might be obsolete, which could be reduced from a crime to a fine-only violation, and which could have penalties adjusted to fit into the various misdemeanor classifications in the penal code.

The Commission believes several benefits will accrue to the criminal justice system from classifying the unclassified misdemeanors. First, classification will make it easier for law enforcement, the legislature and the public to understand the relative severity of each offense and answer the question, "Does the penalty fit the crime?" Second, it will make it simpler to target diversionary programs to the less serious offenses and to assign appropriate periods of probation. Finally, reducing some less serious statutory misdemeanors to violations, with fines payable by mail, will reduce the number of offenses requiring court appearances, allowing court time to be concentrated on more serious crimes.

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Thus, the Commission suggests that its recommendations in this area will make the criminal laws in Connecticut more understandable, easier to enforce and less expensive to administer.

The Working Group met over 14 times from July 2011 through February 2012. The Working Group solicited comments from State agencies involved with enforcing the unclassified misdemeanors that it identified. Also, staff from 11 State agencies attended Working Group meetings, submitted comments, and reviewed the Working Group's recommendations. Those agencies included:

Department of Agriculture (DOAG), Department of Banking (DOB), Department of Consumer Protection (DCP), Department of Emergency Services and Public Protection (DESPP), Department of Energy and Environmental Protection (DEEP), Department of Labor (DOL), Department of Motor Vehicles (DMV), Department of Public Health (DPH), Department of Revenue Services (DRS), Department of Transportation (DOT), and the Secretary of the State's Office (SOTS).

The Judicial Branch and DESPP also assisted the Working Group by providing information on criminal records databases.

Recommendations:

After reviewing all of the unclassified crimes, the Working Group makes the following recommendations which are included in HB 5145.

1. Repeal 13 obsolete statutes. (See Table 1.)
2. Reduce 44 misdemeanor offenses to violations with fines payable by mail. This would (a) reduce the number of cases in our courts, (b) make enforcement of violations of these statutes more convenient for our citizens by not requiring court appearances, and (c) reduce the cost to the state while bringing in more revenue, with no reduction in public safety. (See Table 2.)
3. Classify 62 crimes by increasing the maximum fines to match those of the appropriate classification, but with no change in the prison sentence each carries. (See Table 3.)
4. Classify an additional 41 crimes by increasing the maximum prison sentence for 10 and decreasing the maximum prison sentence for the remaining 31 to make them consistent with the existing classes of crimes. (See Tables 4 and 5.)
5. Classify 15 crimes by creating a new sentencing structure, which

would increase penalties for subsequent violations. (See Table 6.)

6. Classify 31 crimes by making minor changes in the incarceration terms, such as classifying a crime punishable by up to 12 months in prison as a Class A misdemeanor punishable by up to one year in prison. In some instances, the maximum fine for a crime would change, but the Working Group recommends that other fines remain as they are currently in the statutes. (See Table 7.)

7. Create a new Class D misdemeanor, punishable by up to 30 days in prison, a fine of up to \$250, or both. This change would make many unclassified misdemeanors currently punishable by up to 30 days in prison into Class D misdemeanors. (See Sections 1 and 2 of HB 5145.)

8. Amend State law to require that any unclassified misdemeanor carrying a maximum penalty of incarceration equal to the penalty in an existing class of misdemeanors be deemed to be included in that class of misdemeanor. This would avoid having to redraft many of these statutes. The fines for such crimes deemed classified would not change. (See Section 1 of HB 5145.)

It should be noted that many of the offenses for which we have adjusted penalties have administrative and regulatory penalties that can be pursued by administrative agencies.

If HB 5145 is adopted, the penalties for all misdemeanors, including the currently unclassified and the proposed new Class D misdemeanors, would be as shown in Table A.

Table A: Penalties for Classified Misdemeanors

Misdemeanor	Prison Term	Fine
A	Up to 1 year	Up to \$2,000
B	Up to six months	Up to \$1,000
C	Up to three months	Up to \$500
D	Up to 30 days	Up to \$250

In order to implement the recommendation for a new Class D misdemeanor, the Working Group recommends amending the probation statute to set the possible probation term for a Class D misdemeanor at 'up to one year', the same as the law currently provides for a Class B or C misdemeanor. This Working Group recommendation reflects the need for a period of probation that is long enough for offenders to be

able to participate in programs while still under probation supervision.
(See Section 4 of HB 5145.)

When classified, the possible probation term for a number of currently unclassified misdemeanors would change. Presently, unclassified misdemeanors can have a probation term of up to one year if the crime is punishable by up to three months in prison, or up to two years if the crime is punishable by over three months in prison. Probation terms would change when some crimes are deemed classified. For example, the maximum probation term would decrease from two years to one year if an unclassified misdemeanor currently punishable by up to six months in prison is deemed a Class B misdemeanor. This legislation would amend the probation statute to also provide for one year probation for Class D misdemeanors.

Passage of HB 5145 will mean that, for the first time, all State misdemeanor crimes will be classified offenses, with all of the benefits previously stated that would come from fully classifying misdemeanors.

We want to thank Chris Reinhart from the Office of Legislative Research, Rick Taff, legislative attorney from the Legislative Commissioners' Office, and Jason DePatie, policy specialist at the Institute for Municipal and Regional Policy, for their assistance to the Working Group.

Tables 1 through 7 are attached to this report.

TABLES

A crime shaded in the tables indicates that there were no initial charges for this crime from FY 02 to FY 10 based on charging information the Judicial Branch provides to the Office of Fiscal Analysis. In some instances, a crime has different penalties based on prior convictions for the offense. We indicate whether a penalty is for a 1st offense, 2nd offense, or subsequent offense (SBS). We also include a separate entry for a crime where the law doubles the fine if the crime is committed in a construction or utility zone (C/U).

Table 1: Statutes or Misdemeanor Penalties Recommended for Repeal

Statute	Description	Current Prison Term				Current Fine	
		Min		Max		Min	Max
7-46	FALSE ENTRY IN VITAL RECORDS	0	M	3	M	\$0	\$50
7-313b	FAILURE TO LEAVE SCENE OF FIRE/EMERGENCY	0	D	7	D	\$0	\$50
13b-346	DAMAGE TO RAILROAD SIGN	0	D	30	D	\$0	\$10
22-125	ILLEGAL ACTS ON FAIRGROUND	0	D	30	D	\$0	\$25
22-306	VIOLATE BRUCellosis CONTROL REGS	0	D	30	D	\$0	\$100
22-319	VIOLATE SWINE SLAUGHTER REQS	0	D	30	D	\$0	\$100
25-38	DEAD ANIMAL IN WATER SUPPLY	0	D	30	D	\$0	\$50
29-9	BRIBERY OF POLICE OFFICER	0	M	6	M	\$0	\$100
31-28	FAIL TO REGISTER MANUFACTURING/MECHANICAL ESTABLISHMENT (2 nd and SBS) (1 st is fine only)	30	D	60	D	\$100	\$500
31-33	VIOLATE INDUSTRIAL HOME WORK REQS	0	D	30	D	\$0	\$25
31-89a	FAIL TO CONTRIBUTE TO WELFARE FUND	0	D	30	D	\$0	\$200
63-332	BURIAL TOO NEAR DWELLING	0	D	30	D	\$0	\$50
63-333a	BURIAL TOO NEAR SURFACE	0	D	30	D	\$0	\$100

**Table 2: Misdemeanors Recommended for Reduction to Violations
(All Recommendations Are for Mail-In Violations Unless Noted)**

Statute	Description	Current Prison Term		Current Fine		Sentencing Commission Recommendation (Violation Fine)		
		Min	Max	Min	Max			
14-283(h)	OBSTRUCT EMERGENCY VEHICLE	0	D	7	D	\$0	\$200	Up to \$250, subject to doubling in construction/utility zone
15-25	INJURY TO NAVIGATIONAL AID	0	D	60	D	\$250	\$500	Up to \$1,000
15-144(h)(2)	ILLEGAL USE VESSEL REG OR DECAL	0	D	30	D	\$0	\$100	Up to \$250
15-154(d)*	OPERATE VESSEL OBSTRUCT LAW ENFORCEMENT/FIRE VESSEL	0	D	7	D	\$0	\$200	Up to \$250
16-44	FAIL TO REPORT CHANGE OF NAME-PUBLIC UTILITY	0	D	60	D	\$0	\$200	Up to \$250
19a-113	VIOLATE SCUBA COMPRESSED AIR REQUIREMENTS	0	M	5	M	\$0	\$500	Up to \$500
20-249	ACT AS MASTER BARBER W/O LICENSE	0	D	30	D	\$0	\$100	Up to \$250
20-366	VIOLATE SANITARIAN REQUIREMENTS	0	M	3	M	\$0	\$300	Up to \$500
21-1	SELLING AT AUCTION WITHOUT LICENSE	0	D	60	D	\$0	\$50	Up to \$250
22-12b	VIOLATE FUR BREEDING REQS	0	D	30	D	\$0	\$100	Up to \$250
22-167	VIOLATE LOCAL ORDER RE MILK SALES	0	D	30	D	\$0	\$100	Up to \$250
22a-363	VIOLATE COASTAL WATER DREDGING REQ	10	D	30	D	\$15	\$50	Up to \$250
25-43(a)	BATHING IN RESERVOIR	0	D	30	D	\$0	\$500	Up to \$500
25-45	VIOLATE LOCAL RESERVOIR ORDINANCES	0	M	6	M	\$0	\$50	Up to \$250
25-135, health code violation, see 19a-36(a)(7)	UNREGISTERED WELL DRILLING	0	M	3	M	\$0	\$100	Up to \$250
26-18	FALSE STATEMENT-APPLICATION FOR FISH/GAME	0	D	30	D	\$0	\$100	Up to \$250
26-42	DEAL IN RAW FURS WITHOUT LICENSE	0	D	10	D	\$100	\$250	Up to \$250
26-43	ILLEGAL SALE RAW FURS TO DEALER	0	D	10	D	\$100	\$250	Up to \$250 (not mail-in)
26-56	IMPORT RABBIT WITHOUT PERMIT	0	D	30	D	\$0	\$100	Up to \$250
26-58	TAXIDERMY WITHOUT LICENSE	0	D	30	D	\$1	\$100	Up to \$250
26-87	HUNT RABBIT WITH FERRET	0	D	30	D	\$10	\$50	Up to \$250
26-91	MIGRATORY BIRD HUNTING	0	D	30	D	\$0	\$50	Up to \$250
26-94	SWAN HUNTING	0	D	30	D	\$0	\$100	Up to \$250
26-98	HUNTING NON-GAME BIRDS, ILLEGAL BIRD TRAPPING AND TRAP SHOOTING, FALSE STATEMENT-BIRD HUNTING PERMIT (see 26-92, -95, and -96)	0	D	30	D	\$10	\$200	Up to \$250
26-104	HUNTING-BANTAM LAKE SANCTUARY	0	D	30	D	\$0	\$100	Up to \$250
26-105	ILLEGAL HUNTING-LAKE WONONSCOPOMUC	0	D	30	D	\$0	\$100	Up to \$250
26-217	ILLEGAL USE CHAIN BAGS-OYSTER BEDS	0	D	30	D	\$0	\$50	Up to \$250
26-232	SHELLFISHING-RESTRICTED AREA-HOUSATONIC/SAUGATUCK	0	D	30	D	\$0	\$100	Up to \$250

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation (Violation Fine)
		Min		Max		Min	Max	
26-244	IMPROPER REDESIGNATION-OYSTER GROUNDS	0	M	6	M	\$0	\$300	Up to \$300
26-257a	VIOLATE LOCAL SHELLFISH COMMISSION REGS	0	D	30	D	\$0	\$50	Up to \$250
26-260	ILLEGAL CLAMMING-MILFORD/WEST HAVEN	0	D	30	D	\$0	\$7	Up to \$250
26-276	ILLEGAL OYSTERING-HAMMONASSET RIVR	0	D	60	D	\$0	\$20	Up to \$250
26-284	ILLEGAL OYSTER TAKING-THAMES RIVER	0	D	30	D	\$0	\$7	Up to \$250
26-285	ILLEGAL OYSTER TAKING-OLD LYME	0	D	30	D	\$0	\$50	Up to \$250
26-286	ILLEGAL OYSTERING-EAST LYME/WATERFORD	0	D	30	D	\$7	\$20	Up to \$250
26-287	ILLEGAL SHELLFISHING-NIANTIC RIVER	0	D	10	D	\$0	\$200	Up to \$250 (not mail-in)
26-288	VIOLATE ESCALLOP REGS	0	D	60	D	\$0	\$50	Up to \$250
26-290	ILLEGAL ESCALLOP TAKING-GROTON	0	D	60	D	\$0	\$50	Up to \$250 (not mail-in)
26-291a	ILLEGAL SHELLFISHING-STONINGTON	0	D	30	D	\$0	\$25	Up to \$250 (not mail-in)
26-292	ILLEGAL ESCALLOP TAKING-STONINGTON	0	D	60	D	\$0	\$50	Up to \$250 (not mail-in)
29-25	FAIL TO REPORT STYLE LAUNDRY MARKS	0	M	3	M	\$0	\$100	Up to \$250
45a-283	EXECUTOR FAIL TO APPLY FOR PROBATE	0	D	30	D	\$0	\$100	Up to \$250
53-199	THEATER SEATING CAPACITY	0	D	30	D	\$0	\$50	Up to \$250
53-280	OPERATE POOL ROOM W/O MUNICIPAL PERMIT	0	M	6	M	\$0	\$50	Up to \$250

* It is unclear whether there are any charges for this crime.

Table 3: Misdemeanors Recommended for Classification with No Change in Sentence Length but with Fines Increased to Match Their Classification

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation
		Min		Max		Min	Max	
1-1h	ILLEGAL USE OF IDENTITY CARD	0	D	30	D	\$0	\$50	D misdemeanor
9-56	ILLEGAL ACT-UNAFFILIATED VOTER	0	D	30	D	\$0	\$200	D misdemeanor
9-64	FAIL TO REGISTRAR TO ERASE NAME	0	D	30	D	\$0	\$200	D misdemeanor
9-236	PROHIBITED ACTS NEAR POLLING PLACE	0	M	3	M	\$0	\$50	C misdemeanor
9-396	ILLEGAL ACT-BALLOT VOTE AT CAUCUS	0	D	30	D	\$0	\$200	D misdemeanor
9-625	FAIL TO APPEAR AS WITNESS- ELECTIONS	0	D	30	D	\$0	\$25	D misdemeanor
12-53-see (c)(4)	FAIL TO ANS TAX ASSESSOR QUESTION	0	D	30	D	\$0	\$100	D misdemeanor
14-36a(d)-penalty in (F)	VIOLATE MOTOR VEHICLE LICENSE CLASS (2 nd and SBS) (1 st is infraction)	0	D	30	D	\$0	\$100	D misdemeanor
14-37a(d), penalty in 14-147	VIOLATE SPECIAL OPERATOR PERMIT	0	D	30	D	\$0	\$100	D misdemeanor
14-40a(a)	OPERATE MOTORCYCLE WITHOUT ENDORSEMENT (2 nd and SBS) (1 st is infraction)	0	D	30	D	\$0	\$100	D misdemeanor
14-40a(b)	MOTORCYCLE ENDORSEMENT PROVISIONS (2 nd and SBS)(1 st is infraction)	0	D	30	D	\$0	\$100	D misdemeanor
14-40a(d)	MISUSE LIMITED MOTORCYCLE ENDORSEMENT(2 nd and SBS) (1 st is infraction)	0	D	30	D	\$0	\$100	D misdemeanor
14-44a-refers to 14-36a(f) penalty	OPERATING COMMERCIAL VEHICLE WITHOUT CDL (2 nd and SBS) (1 st is infraction)	0	D	30	D	\$0	\$100	D misdemeanor
14-66c*	MINI-MOTORCYCLE VIOLATIONS (2 nd and SBS) (1 st is Infraction)	0	D	30	D	\$50	\$100	D misdemeanor
14-67	OPERATE AUTOMOBILE CLUB WITHOUT LICENSE	0	D	30	D	\$0	\$100	D misdemeanor
14-103	OBSTRUCT MOTOR VEHICLE INSPECTION	0	D	30	D	\$0	\$50	D misdemeanor
14-112(h)	FORGERY-FINANCIAL RESPONSIBILITY	0	D	30	D	\$0	\$100	D misdemeanor
14-314b	DAMAGE TRAFFIC CONTROL DEVICE	0	D	30	D	\$0	\$100	D misdemeanor
19a-36(a)(7)	VIOLATE PUBLIC HEALTH CODE	0	M	3	M	\$0	\$100	C misdemeanor
19a-180(d)	PROHIBITED ACT-EMERGENCY MEDICAL SERVICE	0	M	3	M	\$0	\$250	C misdemeanor
19a-228	ILLEGAL ANCHORING OF HOUSEBOAT	0	D	30	D	\$0	\$50	D misdemeanor
19a-230	VIOLATE MUNICIPAL HEALTH REQS	0	M	3	M	\$0	\$100	C misdemeanor
20-278	VIOLATE ELECTROLOGIST REQS	0	D	30	D	\$0	\$100	D misdemeanor
20-609	ILLEGAL USE OF PHARMACY TITLE	0	D	30	D	\$0	\$200	D misdemeanor
21-13	JUNK DEALER VIOLATIONS	0	M	3	M	\$0	\$50	C misdemeanor
21a-11	REFUSE ACCESS TO RECORDS	0	D	30	D	\$0	\$25	D misdemeanor
21a-25	VIOLATE IMPURE VINEGAR REQ (2 nd and SBS) (1 st is fine only)	0	D	30	D	\$0	\$100	D misdemeanor
21a-155	BREAD/PASTRY SALES VIOLATIONS	0	D	30	D	\$0	\$25	D misdemeanor
22-277	INTERFERE WITH INSPECTIONS	0	D	30	D	\$0	\$200	D misdemeanor
22-321	VIOLATE ANIMAL DISEASE CONTROL REQ OR OBSTRUCTS DOAG	0	D	30	D	\$0	\$100	D misdemeanor

Statute	Description	Current Prison Term		Current Fine		Sentencing Commission Recommendation		
		Min	Max	Min	Max			
22-329	OBSTRUCT CANINE CONTROL OFFICER	0	D	30	D	\$0	\$50	D misdemeanor
22-332c	PENALTIES FOR MISUSE OF DOGS (violations of 22-332(a), -332a, and -332b)	0	D	30	D	\$0	\$100	D misdemeanor
22-363	POSSESS VICIOUS/BARKING DOG (2 nd and SBS) (1 st is infraction)	0	D	30	D	\$0	\$100	D misdemeanor
22-365	OBSTRUCT ANIMAL CONTROL OFFICER	0	M	3	M	\$0	\$100	C misdemeanor
22-366	ILLEGAL CROP DOG'S EARS (2 nd and SBS) (1 st is fine only)	0	D	30	D	\$0	\$50	D misdemeanor
26-45	SALE OF BAIT WITHOUT LICENSE	0	D	30	D	\$10	\$100	D misdemeanor
26-74	HUNT WITH MOTOR VEHICLE/ATV/SNOWMOBILE	0	D	30	D	\$0	\$200	D misdemeanor
26-127	ILLEGAL TRANSPORT OF BAIT SPECIES	0	D	30	D	\$50	\$200	D misdemeanor
26-149	COMMERCIAL HATCHERY W/O LICENSE	0	D	30	D	\$0	\$200	D misdemeanor
26-157a	VIOLATE LOBSTER TAKING REGS	0	D	30	D	\$25	\$200	D misdemeanor
26-213	ILLEGAL TAKE SHELLFISH W/O LICENSE-COMMERCIAL PURPOSES	0	D	30	D	\$0	\$100	D misdemeanor
26-215, penalty in 26-216	ILLEGAL USE OF POWER DREDGE (2 nd and SBS) (1 st is fine only)	0	D	30	D	\$50	\$200	D misdemeanor
26-219	TAKING CONCH WITHOUT LICENSE	0	D	30	D	\$0	\$200	D misdemeanor
31-4	DEFRAUD IMMIGRANT WORKERS OF WAGES	0	Y	1	Y	\$0	\$100	A misdemeanor
31-48b(b)-penalty is in (c)	EMPLOYER-ILLEGAL EAVESDROPPING (3 rd and SBS) (1 st and 2 nd are fine only)	30	D	30	D	\$0	\$0	D misdemeanor with up to \$1,000 fine
43-9	IMPERSONATING WEIGHT AND MEASURES INSPECTOR	0	Y	1	Y	\$100	\$500	A misdemeanor
46a-64	DISCRIMINATION-PUBLIC ACCOMMODATION	0	D	30	D	\$25	\$100	D misdemeanor
46a-64c	DISCRIMINATION-PUBLIC HOUSING	0	D	30	D	\$25	\$100	D misdemeanor
46a-81d	SEX ORIENTATION DISCRIMINATION-PUBLIC ACCOMMODATIONS	0	D	30	D	\$25	\$100	D misdemeanor
46a-81e	SEX ORIENTATION DISCRIMINATION-HOUSING	0	D	30	D	\$25	\$100	D misdemeanor
50-10	VIOLATE FINDER'S DUTY-LOST PROPERTY	0	D	30	D	\$0	\$100	D misdemeanor
52-571bb*	DISCRIMINATE AGAINST ARMED FORCES	0	D	30	D	\$25	\$100	D misdemeanor
53-37	RIDICULE-RACE/COLOR/CREED	0	D	30	D	\$0	\$50	D misdemeanor
53-132	SALE EQUIPMENT-DEFECTIVE ID	0	M	3	M	\$0	\$100	C misdemeanor
53-142a	ILLEGAL POSSESSION OF MASTER CAR KEY (1 st)	0	D	30	D	\$0	\$100	D misdemeanor
53-142a	ILLEGAL POSSESSION OF MASTER CAR KEY (2 nd and SBS)	0	M	6	M	\$0	\$500	B misdemeanor
53-203	ILLEGAL DISCHARGE OF FIREARM	0	M	3	M	\$0	\$250	C misdemeanor
53-205	LOADED GUN IN MV/SNOWMOBILE	0	D	30	D	\$10	\$100	D misdemeanor
53-215	ABANDON REFRIGERATOR	0	D	30	D	\$0	\$100	D misdemeanor
53-249	CRUELTY TO POULTRY	0	D	30	D	\$0	\$100	D misdemeanor
53-250	ILLEGAL USE OF ANIMALS	0	D	30	D	\$0	\$100	D misdemeanor
53-370	FRAUDULENT SALE LIQUID FUEL/OIL	0	D	30	D	\$0	\$200	D misdemeanor

* It is unclear whether there are any charges for this crime.

Table 4: Misdemeanors Recommended for Classification with Increased Sentences

Statute	Description	Current Prison Term		Current Fine		Sentencing Commission Recommendation		
		Min	Max	Min	Max			
13b-85	VIOLATE MOTOR BUS REGULATIONS	0	D	60	D	\$0	\$100	B misdemeanor
15-41, penalty in 15-100	VIOLATE AERONAUTICS REGULATIONS	0	D	60	D	\$0	\$100	C misdemeanor
15-52	OPERATE AIRCRAFT WITH SUSPENDED LICENSE	0	D	60	D	\$0	\$100	C misdemeanor
15-71a, penalty in 15-100	FAIL TO REPORT AIRCRAFT ACCIDENT	0	D	60	D	\$0	\$100	C misdemeanor
15-72, penalty in 15-100	RECKLESS FLYING	0	D	60	D	\$0	\$100	C misdemeanor
19a-347	CRIMINAL CONTEMPT-VIOLATE INJUNCTION-HOUSE OF ASIGNATION	0	M	2	M	\$0	\$500	C misdemeanor
26-78	POSSESSION/SALE OF ANIMALS	0	D	60	D	\$0	\$200	C misdemeanor
26-88, penalty in 26-90(b)	KILLING ANIMAL WITH EXPLOSIVE	0	D	60	D	\$25	\$200	C misdemeanor
47a-52	UNFIT SANITATION-RENTED DWELLINGS	0	D	60	D	\$0	\$200	C misdemeanor
51-88	ILLEGAL PRACTICE OF LAW	0	M	2	M	\$0	\$250	C misdemeanor

Table 5: Misdemeanors Recommended for Classification with Decreased Sentences

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation
		Min		Max		Min	Max	
7-169, penalty in 7-169(k)(5)	BINGO GAME WITHOUT PERMIT	0	D	60	D	\$0	\$500	D misdemeanor
7-169, penalty in 7-169(k)(5)	FALSE STATEMENT-BINGO GAME PERMIT	0	D	60	D	\$0	\$500	D misdemeanor
7-169a, penalty in 7-169(k)(5)	FAIL TO REGISTER BINGO GAME PERMIT APPLICATION	0	D	60	D	\$0	\$500	D misdemeanor
8-12	WILLFUL VIOLATION ZONING REGULATIONS (**penalty is per day of violation)	0	D	10**	D	\$100	\$250	Up to 30 days total (deemed a D misdemeanor)
9-361 (subdivisions 3-6)	PRIMARY/ENROLMENT VIOLATIONS	0	D	60	D	\$0	\$100	D misdemeanor
12-6	HINDER STATE'S ATTORNEY AUDIT-MUNICIPAL ACCOUNTS	0	D	60	D	\$0	\$200	D misdemeanor
14-146	THROW OBJECT AT VEHICLE (2 ND AND SBS) (1 ST is fine only)	0	D	60	D	\$0	\$0	D misdemeanor
15-15	OPERATE BOAT WITHOUT PILOT	0	D	60	D	\$500	\$1,000	D misdemeanor with \$2,000 fine
19a-109	VIOLATE HOME/OFFICE HEALTH REQS	0	D	60	D	\$0	\$100	D misdemeanor
19a-553	FAIL TO REPORT PATIENT CRIMES	0	D	60	D	\$0	\$200	D misdemeanor
20-265	VIOLATE HAIRDRESSER REQS (2 ND and SBS) (1 ST is fine only)	0	D	60	D	\$0	\$100	D misdemeanor
21-33	FALSE STATEMENT-ITINERANT VENDOR	0	D	60	D	\$0	\$50	D misdemeanor
21-35	ITINERANT VENDING WITHOUT LICENSE	0	D	60	D	\$0	\$50	D misdemeanor
22-319a	ILLEGAL SALE OF HOG CHOLERA SERUM	0	Y	1	Y	\$5,000	\$10,000	B misdemeanor but keep fine
22-342(d)	OPERATING KENNEL AFTER LICENSE REVOKED OR SUSPENDED	0	Y	1	Y	\$0	\$1,000	B misdemeanor
22-342(e)	KENNEL LICENSE/INSPECTION VIOLATIONS	0	Y	1	Y	\$0	\$1,000	B misdemeanor
22-344e	PROCURE DOG/CAT WITHOUT PET SHOP LICENSE	0	Y	1	Y	\$0	\$1,000	B misdemeanor
22-358(d)	PERMITTING DOG TO PURSUE DEER	0	D	60	D	\$25	\$200	D misdemeanor
26-47	CONTROL NUISANCE WILDLIFE WITHOUT LICENSE	0	D	60	D	\$25	\$200	D misdemeanor
26-57	TRANSPORTING ANIMALS WITHOUT PERMIT	0	D	60	D	\$10	\$200	D misdemeanor
26-61(d)	HUNT/FISH-LICENSE SUSPENSION (1 ST)	0	D	60	D	\$200	-	D misdemeanor
26-71	VIOLATE WILD GAME HUNTING AND WILDLIFE MANAGEMENT REQS; TAKING OF CERTAIN WILDLIFE (SEE 26-66 AND 26-70(a) and (b))	0	D	60	D	\$0	\$200	D misdemeanor
26-72	WILD GAME TRAPPING VIOLATIONS	0	D	60	D	\$0	\$200	D misdemeanor
26-81	VIOLATE HUNT/FISH/TRAP REQS, SUNDAY HUNTING, AND USING SILENCER WHILE HUNTING (see 26-73 and -75)	0	D	60	D	\$10	\$200	D misdemeanor
26-90(b)	VIOLATE QUADRUPED HUNTING REQS, DEER HUNTING REQS, AND FALSE STATEMENT IN PERMIT (see 26-86b, -86e, -86f, and -90(a))	0	D	60	D	\$25	\$200	D misdemeanor

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation
		Min		Max		Min	Max	
26-101	WILDLIFE REFUGE VIOLATIONS	0	D	60	D	\$0	\$200	D misdemeanor
26-159a	VIOLATE STRIPED BASS REG (3 rd and SBS) (1 st and 2 nd are fine only)	0	D	60	D	\$0	\$500	D misdemeanor
26-228	TAKING SHELLFISH AT NIGHT	0	D	60	D	\$100	\$500	D misdemeanor
26-229	DAMAGE SHELLFISH MONUMENT	0	D	90	D	\$0	\$150	D misdemeanor
29-243	VIOLATE STEAM BOILER REQ (2 nd and SBS) (1 st is fine only)	0	M	4	M	\$0	\$500	C misdemeanor
43-9	OBSTRUCT WEIGHT/MEASURE INSPECTOR	0	D	90	D	\$2	\$200	D misdemeanor

Table 6: Misdemeanors Recommended for a New Sentencing Structure

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation	
		Min		Max		Min	Max		
15-77	OPERATE AIRCRAFT UNDER INFLUENCE	1 st	0	D	60	D	\$0	\$100	1 st : C misdemeanor 2 nd and SBS: A misdemeanor
		2 nd and SBS	0	Y	1	Y	\$0	\$500	
15-97	VIOLATE AIRPORT ZONING REQS		0	D	60	D	\$0	\$25	1 st : Up to \$250 mail-in violation 2 nd and SBS: D misdemeanor
21a-19	VIOLATE OLEOMARGARINE REQS	1 st	0	D	60	D	\$0	\$100	1 st : Up to \$250 mail-in violation 2 nd and SBS: C misdemeanor
		2 nd and SBS	0	M	4	M	\$0	\$200	
21a-159	VIOLATE BAKERY REQS	1 st	-	-	-	-	\$0	\$50	1 st : Up to \$250 mail-in violation 2 nd and SBS: D misdemeanor
		2 nd	0	D	10	D	\$0	\$100	
		3 rd and SBS	0	D	30	D	\$0	\$200	
22-362	PERMIT DOG ANNOYANCE ON HIGHWAY	1 st	0	D	30	D	\$25	\$50	D misdemeanor for all offenses
		2 nd and SBS	0	D	60	D	\$50	\$100	
23-65(c)	ILLEGAL ADVERTISEMENT DISTRIBUTION		0	M	6	M	\$0	\$50	1 st : Up to \$250 mail-in violation 2 nd and SBS: C misdemeanor
26-76	POSSESS GAME OVER LIMIT		0	D	60	D	\$0	\$200	1 st : Up to \$250 mail-in violation 2 nd and SBS: D misdemeanor
26-80a*	ILLEGALLY TAKING A MOOSE OR BEAR	1 st	0	D	90	D	\$500	-	1 st : D misdemeanor with current fine 2 nd : C misdemeanor with current fine 3 rd and SBS: B misdemeanor with current fine
		2 nd	0	D	120	D	\$750	-	
		3 rd	0	D	180	D	\$1,000	-	
26-186	VIOLATE COMMERCIAL FISHERIES REQS (Violations of 26-158, -166, -169 to -171, -174 to -175, and -177 to -185)		0	D	30	D	\$0	\$250	1 st : Up to \$250 mail-in violation 2 nd and SBS: D misdemeanor
26-226	DAMAGE OYSTER ENCLOSURE	1 st	0	D	30	D	\$0	\$50	1 st : Up to \$250 mail-in violation 2 nd and SBS: C misdemeanor with no minimum sentence
		2 nd	30	D	90	D	\$50	\$100	
		3 rd and SBS	0	M	6	M	\$0	\$150	
26-231	TOWING DREDGE NEAR SHELLFISH	1 st	0	D	30	D	\$0	\$50	Up to \$250 (not a mail-in violation)
		2 nd and SBS	0	D	60	D	\$0	\$100	
29-198	VIOLATE ELEVATOR/ESCALATOR REQUIREMENTS	1 st	-	-	-	-	\$25	\$100	1 st offense: Up to \$250 mail-in violation 2 nd and SBS: B misdemeanor
		2 nd and SBS	30	D	180	D	\$100	\$500	
35-20	USE FILED DEVICE/NAME/MARK	1 st	0	D	30	D	\$0	\$5	1 st : Up to \$250 mail-in violation 2 nd and SBS: C misdemeanor
		2 nd and SBS	0	Y	1	Y	\$0	\$10	

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation	
		Min		Max		Min	Max		
43-9	ILLEGAL USE FALSE WEIGHING DEVICE 43-43 SUBJECTS LIQUEFIED PETROLEUM GAS PROVISIONS UNDER 43-37 to -42 TO THESE PENALTIES THREAD PROVISIONS UNDER 43-45 SUBJECT TO THESE PENALTIES 43-52 SUBJECTS WEIGHT DEALER PROVISIONS UNDER 43-46 TO -50 TO THESE PENALTIES	1 st	0	M	3	M	\$50	\$300	1 st . C misdemeanor 2 nd and SBS: B misdemeanor
		2 nd and SBS	0	Y	1	Y	\$100	\$1,000	
43-34	VIOLATE PETROLEUM PRODUCT WEIGHING, DELIVERY TICKET, AND TARE WEIGHT OF VEHICLE REQUIREMENTS (violations of 43-31, -32, and -33)	1 st	0	M	3	M	\$20	\$200	1 st . C misdemeanor 2 nd and SBS: B misdemeanor
		2 nd and SBS	0	Y	1	Y	\$50	\$500	

* It is unclear whether there have been any charges for this crime.

Table 7: Misdemeanors Recommended for Minor Sentencing Changes to Fit into Classifications

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation
		Min	Max	Min	Max	Min	Max	
2-46	FAIL TO COMPLY WITH LEGISLATIVE INVESTIGATION	1	M	12	M	\$100	\$1,000	A misdemeanor
4-151(e)- refers to 2-46 for its penalty	FAIL TO ANSWER SUBPOENA-CLAIMS COMMISSIONER	1	M	12	M	\$100	\$1,000	A misdemeanor
9-365	THREAT BY EMPLOYER OF VOTER	6	M	12	M	\$100	\$500	A misdemeanor
10a-224(g)	ILLEGAL FINANCIAL INTEREST-CHESLA	0	M	1	M	\$50	\$1,000	D misdemeanor, keep fine
14-35a	MOTOR CARRIER OPERATING VEHICLE WITH SUSPENDED OR REVOKED REGISTRATION OR OPERATING WITHOUT AUTHORITY (1 ST)	0	D	90	D	\$500	\$1,000	C misdemeanor, keep fine
14-67v	MOTOR VEHICLE RECYCLER VIOLATIONS (violations of 14-67i et seq.)	0	D	90	D	\$0	\$100	C misdemeanor
14-215(a)- see additional penalty	OPERATE MOTOR VEHICLE UNDER SUSPENSION (1 ST)	0	D	90	D	\$150	\$200	Class C, Keep fines same
14-215(a)- see additional penalty	OPERATE MOTOR VEHICLE UNDER SUSPENSION-C/U (1 ST)	0	D	90	D	\$300	\$400	Class C, Keep fines same
14-215a	OPERATE MV UNDER 14-140 SUSPENSION (1 ST)	0	D	90	D	\$150	\$200	Class C, Keep fines same
14-299a(e)	VIOL TRAF SIG PREEMP DEV REQS	0	D	90	D	\$0	\$5,000	C misdemeanor, Keep fines same
15-7	VIOLATE BRIDGEPORT-HARBORMASTER ORD	0	D	90	D	\$0	\$1,000	C misdemeanor
15-115(b)	FALSE STATEMENT-REPORT OF AIRCRAFT ACCIDENT	0	D	90	D	\$100	\$1,000	C misdemeanor
15-156(b)	OPERATE BOAT WHILE CERT REV/SUSP (1 ST)	0	D	90	D	\$150	\$200	C misdemeanor, keep fine
19a-92a	ILLEGAL TATTOOING OF PERSON	0	D	90	D	\$0	\$100	C misdemeanor
20-407	VIOLATE HEARING AID DEALER REQS	0	D	90	D	\$0	\$500	C misdemeanor
21-35h	VIOLATE CLOSING-OUT SALE REQS	0	D	90	D	\$0	\$500	C misdemeanor
22-272a	USE ILLEGAL SLAUGHTER METHODS	0	D	90	D	\$0	\$500	C misdemeanor
22a-45c	OBSTRUCT MOSQUITO CONTROL	0	D	90	D	\$0	\$100	C misdemeanor
26-6b	FAIL TO OBEY CONSERVATION OFFICER	0	D	90	D	\$50	\$500	C misdemeanor
26-61(d)	Procuring hunting or fishing license while under suspension (2 ND and SBS)	0	Y	1	Y	\$200	\$500	A misdemeanor
26-192e- penalty is in 26-192f	SHELLFISHING-CLOSED AREA	0	M	12	M	\$0	\$1,000 +	A misdemeanor
26-235(d)	TAKE CLAMS FROM CLOSED AREA	0	M	12	M	\$75	\$1,000	A misdemeanor
29-357	SALE FIREWORKS W/O PERMIT	0	D	90	D	\$0	\$100	C misdemeanor
29-366	FAIL TO COMPLY WITH FIREWORKS REQS	0	D	90	D	\$0	\$100	C misdemeanor
38a-734	INS CONSULTANT-RECEIVE ILLEGAL FEE	30	D	90	D	\$250	\$2,500	C misdemeanor
42-115u	VIOLATE UNFAIR SALES PRACTICES REQ	0	D	90	D	\$0	\$500	C misdemeanor
42-141	VIOLATE HOME SOLICITATION SALE ACT (see 42-135a and -138(a))	0	D	90	D	\$0	\$500	C misdemeanor
43-16q(a)	SOLICIT FALSE WEIGHT CERT (2 ND and SBS) (1 ST is fine only)	30	D	90	D	\$100	\$500	C misdemeanor

Statute	Description	Current Prison Term				Current Fine		Sentencing Commission Recommendation
		Min		Max		Min	Max	
43-16a(b)	ILLEGAL ACT-LICENSED PUBLIC WEIGHER	30	D	90	D	\$50	\$500	C misdemeanor
53-329	ILLEGAL SALE PRISONER PRODUCTS	0	D	90	D	\$0	\$1,000	C misdemeanor
PA 11-213, § 43(c), penalty in (d)*	FALSE STATEMENT OF INSPECTING VEHICLE (1*)	0	D	90	D	\$0	\$1,000	C misdemeanor, keep fine

* It is unclear whether there are any charges for this crime.