



General Assembly

February Session, 2012

Amendment

LCO No. 3756

SB0036703756SR0

Offered by:
SEN. WITKOS, 8th Dist.

To: Subst. Senate Bill No. 367 File No. 425 Cal. No. 315

**"AN ACT CONCERNING PUBLIC INDECENCY IN A
CORRECTIONAL INSTITUTION."**

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

3 "Sec. 501. Section 53a-186 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2012*):

5 (a) A person is guilty of public indecency in the second degree when
6 [he] such person performs any of the following acts in a public place:
7 (1) An act of sexual intercourse, as defined in subdivision (2) of section
8 53a-65; or (2) a lewd exposure of the body with intent to arouse or to
9 satisfy the sexual desire of the person; or (3) a lewd fondling or caress
10 of the body of another person. For the purposes of this section, "public
11 place" means any place where the conduct may reasonably be expected
12 to be viewed by others.

13 (b) Public indecency in the second degree is a class B misdemeanor.

14 Sec. 502. (NEW) (*Effective October 1, 2012*) (a) A person is guilty of
 15 public indecency in the first degree when such person commits public
 16 indecency in the second degree as provided in section 53a-186 of the
 17 general statutes, as amended by this act, knowing that such conduct
 18 will be viewed by a person under sixteen years of age.

19 (b) Public indecency in the first degree is a class D felony.

20 Sec. 503. Subdivision (2) of section 54-250 of the general statutes is
 21 repealed and the following is substituted in lieu thereof (*Effective*
 22 *October 1, 2012*):

23 (2) "Criminal offense against a victim who is a minor" means (A) a
 24 violation of subdivision (2) of section 53-21 of the general statutes in
 25 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
 26 section 53-21, subdivision (2) of subsection (a) of section 53a-70,
 27 subdivision (1), (4), (8) or (10) or subparagraph (B) of subdivision (9) of
 28 subsection (a) of section 53a-71, subdivision (2) of subsection (a) of
 29 section 53a-72a, subdivision (2) of subsection (a) of section 53a-86,
 30 subdivision (2) of subsection (a) of section 53a-87, section 53a-90a,
 31 section 2 of this act, 53a-196a, 53a-196b, 53a-196c, 53a-196d, 53a-196e or
 32 53a-196f, (B) a violation of subparagraph (A) of subdivision (9) of
 33 subsection (a) of section 53a-71 or section 53a-92, 53a-92a, 53a-94,
 34 53a-94a, 53a-95, 53a-96 or 53a-186, as amended by this act, provided
 35 the court makes a finding that, at the time of the offense, the victim
 36 was under eighteen years of age, (C) a violation of any of the offenses
 37 specified in subparagraph (A) or (B) of this subdivision for which a
 38 person is criminally liable under section 53a-8, 53a-48 or 53a-49, or (D)
 39 a violation of any predecessor statute to any offense specified in
 40 subparagraph (A), (B) or (C) of this subdivision the essential elements
 41 of which are substantially the same as said offense."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>October 1, 2012</i>	53a-186
Sec. 502	<i>October 1, 2012</i>	New section

Sec. 503	<i>October 1, 2012</i>	54-250(2)
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