



General Assembly

January Session, 2013

Raised Bill No. 6691

LCO No. 5412



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

***AN ACT CONCERNING THE ISSUANCE OF A WRITTEN COMPLAINT
AND SUMMONS FOR THE COMMISSION OF A MISDEMEANOR OR
VIOLATION.***

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

1 Section 1. Section 54-1h of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) Any person who has been arrested with or without a warrant for
4 the commission of a misdemeanor, or for an offense the penalty for
5 which is imprisonment for not more than one year or a fine of not
6 more than one thousand dollars, or both, (1) shall be issued a written
7 complaint and summons and be released on such person's written
8 promise to appear on a date and time specified, without processing the
9 complaint and summons at a police department, if such person
10 presents proper identification, and (2) may, in the discretion of the
11 arresting officer, be issued a written complaint and summons and be
12 released on [his] such person's written promise to appear on a date and
13 time specified, if such person does not present proper identification.

14 (b) If any person [so arrested and] summoned pursuant to
15 subsection (a) of this section fails to appear for trial at the place and
16 time so specified, or on any court date thereafter, a warrant for [his]
17 such person's rearrest or a *capias* shall be issued and [he] such person
18 shall also be subject to the provisions of section 53a-173.

19 (c) For the purposes of this section, "proper identification" means a
20 valid motor vehicle operator's license, identity card issued pursuant to
21 section 1-1h or passport issued by the United States or a foreign
22 government.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2013	54-1h

Statement of Purpose:

To eliminate the requirement that a peace officer take a suspect into custody and bring such suspect to a police department for processing when such suspect has proper identification and is accused of a misdemeanor or violation.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]