



General Assembly

January Session, 2013

Raised Bill No. 856

LCO No. 3001



Referred to Committee on PUBLIC SAFETY AND SECURITY

Introduced by:
(PS)

AN ACT CONCERNING DOMESTIC VIOLENCE.

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

1 Section 1. Section 53a-59 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) A person is guilty of assault in the first degree when: (1) With
4 intent to cause serious physical injury to another person, he or she
5 causes such injury to such person or to a third person by means of a
6 deadly weapon or a dangerous instrument; or (2) with intent to
7 disfigure another person seriously and permanently, or to destroy,
8 amputate or disable permanently a member or organ of [his] such
9 person's body, he or she causes such injury to such person or to a third
10 person; or (3) under circumstances evincing an extreme indifference to
11 human life, he or she recklessly engages in conduct which creates a
12 risk of death to another person, and thereby causes serious physical
13 injury to another person; or (4) with intent to cause serious physical
14 injury to another person and while aided by two or more other persons
15 actually present, he or she causes such injury to such person or to a
16 third person; or (5) with intent to cause physical injury to another

17 person, he or she causes such injury to such person or to a third person
18 by means of the discharge of a firearm; or (6) with intent to cause
19 serious physical injury to a family or household member, as defined in
20 section 46b-38a, he or she causes such injury to such family or
21 household member.

22 (b) Assault in the first degree is a class B felony provided (1) any
23 person found guilty under subdivision (1) or (6) of subsection (a) of
24 this section shall be sentenced to a term of imprisonment of which five
25 years of the sentence imposed may not be suspended or reduced by
26 the court, and (2) any person found guilty under subsection (a) of this
27 section shall be sentenced to a term of imprisonment of which ten
28 years of the sentence imposed may not be suspended or reduced by
29 the court if the victim of the offense is a person under ten years of age
30 or if the victim of the offense is a witness, as defined in section 53a-146,
31 and the actor knew the victim was a witness.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2013	53a-59

Statement of Purpose:

To increase the penalty for the assault of a family or household member that results in serious physical injury.

[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.]