



General Assembly

February Session, 2014

Raised Bill No. 55

LCO No. 662



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

***AN ACT CONCERNING COMPLAINTS THAT ALLEGE MISCONDUCT
BY LAW ENFORCEMENT AGENCY PERSONNEL.***

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

1 Section 1. (NEW) (*Effective July 1, 2014*) (a) Not later than July 1,
2 2015, the Police Officer Standards and Training Council shall develop
3 and implement a written policy concerning the acceptance, processing
4 and investigation of a complaint from a member of the public relating
5 to alleged misconduct committed by law enforcement agency
6 personnel.

7 (b) In developing the written policy, the council shall consider: (1)
8 Whether all sworn officers and civilian employees of a law
9 enforcement agency shall be required to accept a complaint alleging
10 misconduct by the agency's law enforcement personnel, (2) the means
11 or processes to be used for accepting such complaint from a member of
12 the public, including the acceptance of an anonymous complaint or a
13 complaint made by a complainant on behalf of another person, (3) the
14 necessity of requiring a sworn statement from a complainant, (4)
15 protections that may be afforded to a complainant who fears

16 retaliation associated with the filing of such complaint, (5) the use of a
17 standardized form to record such complaint, (6) permissible time
18 frames associated with the filing of such complaint, (7) protocols for
19 the investigation of such a complaint, (8) documentation requirements
20 relating to the receipt of such complaint and its disposition, and (9) the
21 process for informing a known complainant of the disposition of such
22 complaint.

23 (c) Upon the implementation of such policy by the Police Officer
24 Standards and Training Council, each law enforcement agency shall
25 adopt the policy implemented by said council or develop and
26 implement an alternative policy that: (1) Addresses the issues
27 described in subsection (b) of this section, and (2) exceeds the
28 standards of the policy developed by said council. Upon the adoption
29 of the policy developed by the Police Officer Standards and Training
30 Council or the implementation of an alternative policy, each law
31 enforcement agency shall make its policy available to the public and
32 shall ensure that: (A) Copies of the policy are available at the town hall
33 or another municipal building located within the municipality served
34 by the law enforcement agency, other than a municipal building in
35 which the law enforcement agency is located, and (B) the policy is
36 available on the law enforcement agency's Internet web site or the
37 Internet web site of the municipality served by the law enforcement
38 agency.

39 (d) For purposes of this section, "law enforcement agency" means
40 the Division of State Police within the Department of Emergency
41 Services and Public Protection or any municipal police department.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2014</i>	New section

Statement of Purpose:

To require: (1) The Police Officer Standards and Training Council to develop and implement a written policy concerning the receipt of complaints that allege misconduct by law enforcement personnel, and (2) law enforcement agencies to adopt the policy of said council or develop and implement an alternative written policy.

[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.]