



General Assembly

Amendment

February Session, 2014

LCO No. 5274

SB0042905274SD0

Offered by:

SEN. HARTLEY, 15th Dist.
REP. DARGAN, 115th Dist.
REP. VERRENGIA, 20th Dist.
SEN. GUGLIELMO, 35th Dist.
REP. GIEGLER, 138th Dist.
REP. MORRIS, 140th Dist.
REP. HEWETT, 39th Dist.
REP. CLEMONS, 124th Dist.

REP. BUTLER, 72nd Dist.
REP. AYALA, 128th Dist.
REP. NICASTRO, 79th Dist.
REP. HWANG, 134th Dist.
REP. MIKUTEL, 45th Dist.
REP. ARESIMOWICZ, 30th Dist.
REP. ROVERO, 51st Dist.
REP. FRITZ, 90th Dist.

To: Subst. Senate Bill No. 429

File No. 239

Cal. No. 188

"AN ACT CONCERNING ASSAULT THAT RESULTS IN THE LOSS OF CONSCIOUSNESS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 53a-60 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2014*):

5 (a) A person is guilty of assault in the second degree when: (1) With
6 intent to cause serious physical injury to another person, he causes
7 such injury to such person or to a third person; or (2) with intent to
8 cause physical injury to another person, he causes such injury to such
9 person or to a third person by means of a deadly weapon or a

10 dangerous instrument other than by means of the discharge of a
11 firearm; or (3) he recklessly causes serious physical injury to another
12 person by means of a deadly weapon or a dangerous instrument; or (4)
13 for a purpose other than lawful medical or therapeutic treatment, he
14 intentionally causes stupor, unconsciousness or other physical
15 impairment or injury to another person by administering to such
16 person, without his consent, a drug, substance or preparation capable
17 of producing the same; or (5) he is a parolee from a correctional
18 institution and with intent to cause physical injury to an employee or
19 member of the Board of Pardons and Paroles, he causes physical injury
20 to such employee or member; or (6) with intent to cause serious
21 physical injury to another person by rendering such other person
22 unconscious, and without provocation by such other person, he causes
23 such injury to such other person by striking such other person on the
24 head.

25 (b) Assault in the second degree is a class D felony.

26 Sec. 2. Subsection (c) of section 54-56e of the 2014 supplement to the
27 general statutes is repealed and the following is substituted in lieu
28 thereof (*Effective October 1, 2014*):

29 (c) This section shall not be applicable: (1) To any person charged
30 with a class A felony, a class B felony, except a violation of section 53a-
31 122 that does not involve the use, attempted use or threatened use of
32 physical force against another person, or a violation of section 14-227a,
33 subdivision (2) of subsection (a) of section 53-21, section 53a-56b, 53a-
34 60d, 53a-70, 53a-70a, 53a-70b, 53a-71, except as provided in subdivision
35 (5) of this subsection, 53a-72a, 53a-72b, 53a-90a, 53a-196e or 53a-196f,
36 (2) to any person charged with a crime or motor vehicle violation who,
37 as a result of the commission of such crime or motor vehicle violation,
38 causes the death of another person, (3) to any person accused of a
39 family violence crime as defined in section 46b-38a who (A) is eligible
40 for the pretrial family violence education program established under
41 section 46b-38c, or (B) has previously had the pretrial family violence
42 education program invoked in such person's behalf, (4) to any person

43 charged with a violation of section 21a-267 or 21a-279 who (A) is
 44 eligible for the pretrial drug education and community service
 45 program established under section 54-56i, or (B) has previously had
 46 the pretrial drug education program or the pretrial drug education and
 47 community service program invoked on such person's behalf, (5)
 48 unless good cause is shown, to (A) any person charged with a class C
 49 felony, or (B) any person charged with committing a violation of
 50 subdivision (1) of subsection (a) of section 53a-71 while such person
 51 was less than four years older than the other person, (6) to any person
 52 charged with a violation of section 9-359 or 9-359a, [or] (7) to any
 53 person charged with a motor vehicle violation (A) while operating a
 54 commercial motor vehicle, as defined in section 14-1, or (B) who holds
 55 a commercial driver's license or commercial driver's instruction permit
 56 at the time of the violation, or (8) any person charged with a violation
 57 of subdivision (6) of subsection (a) of section 53a-60, as amended by
 58 this act."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2014	53a-60
Sec. 2	October 1, 2014	54-56e(c)