



General Assembly

January Session, 2015

***Raised Bill No. 7027***

LCO No. 5220



Referred to Committee on JUDICIARY

Introduced by:  
(JUD)

***AN ACT CONCERNING REVISIONS TO CERTAIN CRIMINAL STATUTES.***

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

1 Section 1. Section 53a-115 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2015*):

3 (a) A person is guilty of criminal mischief in the first degree when:  
4 (1) With intent to cause damage to tangible property of another and  
5 having no reasonable ground to believe that such person has a right to  
6 do so, such person damages tangible property of another in an amount  
7 exceeding [one thousand five hundred] two thousand dollars, or (2)  
8 with intent to cause an interruption or impairment of service rendered  
9 to the public and having no reasonable ground to believe that such  
10 person has a right to do so, such person damages or tampers with  
11 tangible property of a utility or mode of public transportation, power  
12 or communication, and thereby causes an interruption or impairment  
13 of service rendered to the public, or (3) with intent to cause damage to  
14 any electronic monitoring equipment owned or leased by the state or  
15 its agent and required as a condition of probation or conditional

16 discharge pursuant to section 53a-30, as a condition of release pursuant  
17 to section 54-64a or as a condition of community release pursuant to  
18 section 18-100c, and having no reasonable ground to believe that such  
19 person has a right to do so, such person damages such electronic  
20 monitoring equipment and thereby causes an interruption in its ability  
21 to function, or (4) with intent to cause an interruption or impairment of  
22 service rendered to the public and having no reasonable ground to  
23 believe that such person has a right to do so, such person damages or  
24 tampers with (A) any tangible property owned by the state, a  
25 municipality or a person for fire alarm or police alarm purposes, (B)  
26 any telecommunication system operated by the state police or a  
27 municipal police department, (C) any emergency medical or fire  
28 service dispatching system, (D) any fire suppression equipment owned  
29 by the state, a municipality, a person or a fire district, or (E) any fire  
30 hydrant or hydrant system owned by the state or a municipality, a  
31 person, a fire district or a private water company, or (5) with intent to  
32 cause damage to tangible property owned by the state or a  
33 municipality that is located on public land and having no reasonable  
34 ground to believe that such person has a right to do so, such person  
35 damages such tangible property in an amount exceeding [one  
36 thousand five hundred] two thousand dollars.

37 (b) Criminal mischief in the first degree is a class D felony.

38 Sec. 2. Subdivision (9) of section 53a-3 of the general statutes is  
39 repealed and the following is substituted in lieu thereof (*Effective from*  
40 *passage*):

41 (9) "Peace officer" means a member of the Division of State Police  
42 within the Department of Emergency Services and Public Protection or  
43 an organized local police department, a chief inspector or inspector in  
44 the Division of Criminal Justice, a state marshal while exercising  
45 authority granted under any provision of the general statutes, a  
46 judicial marshal in the performance of the duties of a judicial marshal,  
47 a conservation officer or special conservation officer, as defined in

48 section 26-5, a constable who performs criminal law enforcement  
49 duties, a special policeman appointed under section 29-18, 29-18a or  
50 29-19, an adult probation officer, an official of the Department of  
51 Correction authorized by the Commissioner of Correction to make  
52 arrests in a correctional institution or facility, any investigator in the  
53 investigations unit of the office of the State Treasurer, a United States  
54 marshal or deputy marshal, any special agent of the federal  
55 government authorized to enforce the provisions of Title 21 of the  
56 United States Code, or a member of a law enforcement unit of the  
57 Mashantucket Pequot Tribe or the Mohegan Tribe of Indians of  
58 Connecticut created and governed by a memorandum of agreement  
59 under section 47-65c who is certified as a police officer by the Police  
60 Officer Standards and Training Council pursuant to sections 7-294a to  
61 7-294e, inclusive;

62       Sec. 3. (NEW) (*Effective October 1, 2015*) Not later than January 1,  
63 2016, and quarterly thereafter, the Commissioner of Correction, after  
64 consultation with the Criminal Justice Policy and Planning Division  
65 within the Office of Policy and Management, shall, in accordance with  
66 the provisions of section 11-4a of the general statutes, report to the  
67 General Assembly details about earned risk reduction credits awarded  
68 to reduce an inmate's sentence pursuant to section 18-98e of the  
69 general statutes. Such report shall include: (1) The number of inmates  
70 released overall and the number of inmates released early as a result of  
71 the award of such credit; (2) the crimes for which such released  
72 inmates were convicted; (3) the amount of risk reduction credit earned  
73 by inmates released early pursuant to such credit; and (4) any  
74 recidivism data regarding inmates who were released early pursuant  
75 to such credit, including any data such as rate of reentry into the  
76 correctional system, elapsed time between release and such reentry,  
77 and the crimes for which such inmates were convicted that resulted in  
78 such reentry. Not later than thirty days after submission of the report  
79 to the General Assembly, said commissioner shall post the report on  
80 the Department of Correction's Internet web site.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	53a-115
Sec. 2	<i>from passage</i>	53a-3(9)
Sec. 3	<i>October 1, 2015</i>	New section

**Statement of Purpose:**

To increase the values upon which the degrees of criminal mischief are based to mirror the values for the same misdemeanor classifications of larceny in the third and fourth degrees, to amend the definition of "peace officer" and to require the Department of Correction to report information concerning the earned risk reduction credit program.

*[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.]*