



General Assembly

February Session, 2016

Raised Bill No. 5527

LCO No. 2600



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING CRIMES COMMITTED WHILE ON PRETRIAL RELEASE.

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

1 Section 1. Subsection (f) of section 54-142a of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *October 1, 2016*):

4 (f) Upon motion properly brought, the court or a judge thereof, if
5 such court is not in session, [may] shall order disclosure of such
6 records (1) to a defendant in an action for false arrest arising out of the
7 proceedings so erased, [or] (2) to the prosecuting attorney, [and
8 defense counsel] defendant and court in connection with any perjury
9 or false statement charges which the prosecutor alleges may have
10 arisen from the testimony elicited [during the trial] from a defendant
11 or witness in court, or (3) to the prosecuting attorney, defendant and
12 court for the prosecution of a person for committing a crime while on
13 release or for violating the conditions of release in a case that was
14 subsequently nolleed or dismissed. Such disclosure of such records is
15 subject also to any records destruction program pursuant to which the

16 records may have been destroyed. The jury charge in connection with
17 erased offenses may be ordered by the judge for use by the judiciary,
18 provided the names of the accused and the witnesses are omitted
19 therefrom.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2016</i>	54-142a(f)

Statement of Purpose:

To address an issue raised in *State v. Apt*, 319 Conn. 494 (2015), concerning disclosure of erased records, and to make such disclosure mandatory.

[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.]