



General Assembly

Substitute Bill No. 5527

February Session, 2016

* _____HB05527JUD____032216_____*

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2 repealed and the following is substituted in lieu thereof (*Effective*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 in connection with the prosecution of a person for committing a
13 crime while on release or for violating the conditions of release in a
14 case that was subsequently nulled or dismissed. Such disclosure of
15 such records is subject also to any records destruction program
16 pursuant to which the records may have been destroyed. The jury
17 charge in connection with erased offenses may be ordered by the judge
18 for use by the judiciary, provided the names of the accused and the
19 witnesses are omitted therefrom.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2016</i>	54-142a(f)
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Statement of Legislative Commissioners:

In Section 1(f)(3), "for the prosecution" was changed to "in connection with the prosecution" for consistency with existing statute.

JUD *Joint Favorable Subst. -LCO*