



General Assembly

February Session, 2016

Raised Bill No. 456

LCO No. 3037



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING COMMUNITY SUPERVISION OF CERTAIN FORMER INMATES.

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

1 Section 1. Section 18-98e of the 2016 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective October 1, 2016*):

4 (a) Notwithstanding any provision of the general statutes, any
5 person sentenced to a term of imprisonment for a crime committed on
6 or after October 1, 1994, and committed to the custody of the
7 Commissioner of Correction on or after said date, except a person
8 sentenced for a violation of section 53a-54a, 53a-54b, 53a-54c, 53a-54d,
9 53a-55, 53a-55a, 53a-70a, 53a-70c or 53a-100aa, or is a persistent
10 dangerous felony offender or persistent dangerous sexual offender
11 pursuant to section 53a-40, may be eligible to earn risk reduction credit
12 toward a reduction of such person's sentence, in an amount not to
13 exceed five days per month, at the discretion of the Commissioner of
14 Correction for conduct as provided in subsection (b) of this section
15 occurring on or after April 1, 2006.

16 (b) An inmate may earn risk reduction credit for adherence to the
17 inmate's offender accountability plan, for participation in eligible
18 programs and activities, and for good conduct and obedience to
19 institutional rules as designated by the commissioner, provided (1)
20 good conduct and obedience to institutional rules alone shall not
21 entitle an inmate to such credit, and (2) the commissioner or the
22 commissioner's designee may, in his or her discretion, cause the loss of
23 all or any portion of such earned risk reduction credit for any act of
24 misconduct or insubordination or refusal to conform to recommended
25 programs or activities or institutional rules occurring at any time
26 during the service of the sentence or for other good cause. If an inmate
27 has not earned sufficient risk reduction credit at the time the
28 commissioner or the commissioner's designee orders the loss of all or a
29 portion of earned credit, such loss shall be deducted from any credit
30 earned by such inmate in the future.

31 (c) The award of risk reduction credit earned for conduct occurring
32 prior to July 1, 2011, shall be phased in consistent with public safety,
33 risk reduction, administrative purposes and sound correctional
34 practice, at the discretion of the commissioner, but shall be completed
35 not later than July 1, 2012.

36 (d) Any credit earned under this section may only be earned during
37 the period of time that the inmate is sentenced to a term of
38 imprisonment and committed to the custody of the commissioner and
39 may not be transferred or applied to a subsequent term of
40 imprisonment. In no event shall any credit earned under this section be
41 applied by the commissioner so as to reduce a mandatory minimum
42 term of imprisonment such inmate is required to serve by statute.

43 (e) Prior to release of any inmate whose sentence is being reduced
44 due to risk reduction credits earned pursuant to this section, the
45 warden of the correctional facility from which such inmate is to be
46 released shall review such inmate's records and verify that the inmate
47 earned the risk reduction credits being applied to reduce such inmate's

48 sentence.

49 (f) The commissioner shall adopt policies and procedures to
50 determine the amount of credit an inmate may earn toward a
51 reduction in his or her sentence and to phase in the awarding of
52 retroactive credit authorized by subsection (c) of this section.

53 (g) For any inmate who completes a sentence with a term of
54 imprisonment, which term was reduced pursuant to this section, and
55 who was not sentenced to a period of probation or special parole, the
56 Commissioner of Correction shall supervise such former inmate in the
57 community for a number of days that equal the number of days such
58 former inmate's term of imprisonment was reduced pursuant to this
59 section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2016	18-98e

Statement of Purpose:

To provide for supervision of former inmates in the community who had their terms of imprisonment reduced through earned risk reduction credits.

[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.]