



General Assembly

Amendment

January Session, 2017

LCO No. 7268



Offered by:

SEN. FASANO, 34th Dist.

SEN. WITKOS, 8th Dist.

SEN. KISSEL, 7th Dist.

SEN. LINARES, 33rd Dist.

To: Subst. Senate Bill No. 981

File No. 675

Cal. No. 357

**"AN ACT CONCERNING STRATEGIC LITIGATION AGAINST
PUBLIC PARTICIPATION AND A SPECIAL MOTION TO DISMISS."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 54-63f of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2017*):

5 (a) A person who has been convicted of any offense, except a
6 violation of section 53a-54a, 53a-54b, 53a-54c or 53a-54d or any offense
7 involving the use, attempted use or threatened use of physical force
8 against another person, and is either awaiting sentence or has given
9 oral or written notice of such person's intention to appeal or file a
10 petition for certification or a writ of certiorari may be released pending
11 final disposition of the case, unless the court finds custody to be
12 necessary to provide reasonable assurance of such person's appearance

13 in court, upon the first of the following conditions of release found
 14 sufficient by the court to provide such assurance: (1) Upon such
 15 person's execution of a written promise to appear, (2) upon such
 16 person's execution of a bond without surety in no greater amount than
 17 necessary, (3) upon such person's execution of a bond with surety in no
 18 greater amount than necessary, (4) upon such person's deposit, with
 19 the clerk of the court having jurisdiction of the offense with which
 20 such person stands convicted or any assistant clerk of such court who
 21 is bonded in the same manner as the clerk or any person or officer
 22 authorized to accept bail, a sum of money equal to the amount called
 23 for by the bond required by the court, or (5) upon such person's pledge
 24 of real property, the equity of which is equal to the amount called for
 25 by the bond required by the court, provided the person pledging such
 26 property is the owner of such property. When cash bail is offered, such
 27 bond shall be executed and the money shall be received in lieu of a
 28 surety or sureties upon such bond. Such cash bail shall be retained by
 29 the clerk of such court until a final order of the court disposing of the
 30 same is passed, provided, if such bond is forfeited, the clerk of such
 31 court shall pay the money to the payee named therein, according to the
 32 terms and conditions of the bond.

33 (b) In addition to any condition of release imposed pursuant to
 34 subsection (a) of this section, the court shall order as a condition of
 35 release for any person convicted for a violation of section 53a-70a or
 36 53a-70c, electronic monitoring by a global positioning system device."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2017	54-63f