



General Assembly

February Session, 2018

Raised Bill No. 5578

LCO No. 2996



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

***AN ACT CONCERNING THE RECOMMENDATIONS OF THE
CONNECTICUT SENTENCING COMMISSION WITH RESPECT TO THE
SEXUAL OFFENDER REGISTRY.***

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

1 Section 1. Section 54-250 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2018*):

3 For the purposes of this section, sections 2 to 7, inclusive, of this act,
4 and sections 54-102g and [54-250] 54-251 to 54-258a, inclusive, as
5 amended by this act:

6 (1) "Conviction" means a judgment entered by a court upon a plea of
7 guilty, a plea of nolo contendere or a finding of guilty by a jury or the
8 court notwithstanding any pending appeal or habeas corpus
9 proceeding arising from such judgment.

10 (2) "Criminal offense against a victim who is a minor" means (A) a
11 violation of subdivision (2) of section 53-21 of the general statutes in
12 effect prior to October 1, 2000, subdivision (2) of subsection (a) of
13 section 53-21, subdivision (2) of subsection (a) of section 53a-70,

14 subdivision (1), (4), (8) or (10) or subparagraph (B) of subdivision (9) of
15 subsection (a) of section 53a-71, subdivision (2) of subsection (a) of
16 section 53a-72a, subdivision (2) of subsection (a) of section 53a-86,
17 subdivision (2) of subsection (a) of section 53a-87, section 53a-90a, 53a-
18 196a, 53a-196b, 53a-196c, 53a-196d, 53a-196e or 53a-196f, (B) a violation
19 of subparagraph (A) of subdivision (9) of subsection (a) of section 53a-
20 71 or section 53a-92, 53a-92a, 53a-94, 53a-94a, 53a-95, 53a-96 or 53a-186,
21 provided the court makes a finding that, at the time of the offense, the
22 victim was under eighteen years of age, (C) a violation of any of the
23 offenses specified in subparagraph (A) or (B) of this subdivision for
24 which a person is criminally liable under section 53a-8, 53a-48 or 53a-
25 49, or (D) a violation of any predecessor statute to any offense specified
26 in subparagraph (A), (B) or (C) of this subdivision the essential
27 elements of which are substantially the same as said offense.

28 (3) "Highest-risk offender" means an offender who has been
29 assessed and determined by a placement panel of the Sexual Offender
30 Registration Board under section 2 of this act to be a highest-risk
31 offender.

32 ~~[(3)]~~ (4) "Identifying factors" means fingerprints, a photographic
33 image, and a description of any other identifying characteristics as
34 may be required by the Commissioner of Emergency Services and
35 Public Protection. The commissioner shall also require a sample of the
36 registrant's blood or other biological sample be taken for DNA
37 (deoxyribonucleic acid) analysis, unless such sample has been
38 previously obtained in accordance with section 54-102g.

39 (5) "Law enforcement registry" means the registry for which
40 registration is required pursuant to section 3 of this act.

41 (6) "Lowest-risk offender" means an offender who has been assessed
42 and determined by a placement panel of the Sexual Offender
43 Registration Board under section 2 of this act to be a lowest-risk
44 offender.

45 ~~[(4)]~~ (7) "Mental abnormality" means a congenital or acquired

46 condition of a person that affects the emotional or volitional capacity of
47 the person in a manner that predisposes that person to the commission
48 of criminal sexual acts to a degree that makes the person a menace to
49 the health and safety of other persons.

50 (8) "Moderate-risk offender" means an offender who has been
51 assessed and determined by a placement panel of the Sexual Offender
52 Registration Board under section 2 of this act to be a moderate-risk
53 offender.

54 [(5)] (9) "Nonviolent sexual offense" means (A) a violation of section
55 53a-73a or subdivision (2), (3) or (4) of subsection (a) of section 53a-
56 189a, or (B) a violation of any of the offenses specified in subparagraph
57 (A) of this subdivision for which a person is criminally liable under
58 section 53a-8, 53a-48 or 53a-49.

59 [(6)] (10) "Not guilty by reason of mental disease or defect" means a
60 finding by a court or jury of not guilty by reason of mental disease or
61 defect pursuant to section 53a-13 notwithstanding any pending appeal
62 or habeas corpus proceeding arising from such finding.

63 [(7)] (11) "Personality disorder" means a condition as defined in the
64 most recent edition of the Diagnostic and Statistical Manual of Mental
65 Disorders, published by the American Psychiatric Association.

66 (12) "Public Registry" means the registry for which registration is
67 required pursuant to section 4 of this act.

68 [(8)] (13) "Registrant" means a person required to register under
69 section 2 of this act, or section 54-251, 54-252, 54-253 or 54-254, as
70 amended by this act.

71 [(9)] (14) "Registry" means a central record system in this state, any
72 other state or the federal government that receives, maintains and
73 disseminates information on persons convicted or found not guilty by
74 reason of mental disease or defect of criminal offenses against victims
75 who are minors, nonviolent sexual offenses, sexually violent offenses

76 and felonies found by the sentencing court to have been committed for
77 a sexual purpose.

78 [(10)] (15) "Release into the community" means, with respect to a
79 conviction or a finding of not guilty by reason of mental disease or
80 defect of a criminal offense against a victim who is a minor, a
81 nonviolent sexual offense, a sexually violent offense or a felony found
82 by the sentencing court to have been committed for a sexual purpose,
83 (A) any release by a court after such conviction or finding of not guilty
84 by reason of mental disease or defect, a sentence of probation or any
85 other sentence under section 53a-28 that does not result in the
86 offender's immediate placement in the custody of the Commissioner of
87 Correction; (B) release from a correctional facility at the discretion of
88 the Board of Pardons and Paroles, by the Department of Correction to
89 a program authorized by section 18-100c or upon completion of the
90 maximum term or terms of the offender's sentence or sentences, or to
91 the supervision of the Court Support Services Division in accordance
92 with the terms of the offender's sentence; or (C) temporary leave to an
93 approved residence by the Psychiatric Security Review Board pursuant
94 to section 17a-587, conditional release from a hospital for mental illness
95 or a facility for persons with intellectual disability by the Psychiatric
96 Security Review Board pursuant to section 17a-588, or release upon
97 termination of commitment to the Psychiatric Security Review Board.

98 (16) "Sexual offender" means a person convicted of a sexual offense.

99 (17) "Sexual offense" means any criminal offense against a victim
100 who is a minor, nonviolent sexual offense, sexually violent offense or
101 felony committed for a sexual purpose.

102 [(11)] (18) "Sexually violent offense" means (A) a violation of section
103 53a-70, except subdivision (2) of subsection (a) of said section, 53a-70a,
104 53a-70b, 53a-71, except subdivision (1), (4), (8) or (10) or subparagraph
105 (B) of subdivision (9) of subsection (a) of said section or subparagraph
106 (A) of subdivision (9) of subsection (a) of said section if the court
107 makes a finding that, at the time of the offense, the victim was under

108 eighteen years of age, 53a-72a, except subdivision (2) of subsection (a)
109 of said section, or 53a-72b, or of section 53a-92 or 53a-92a, provided the
110 court makes a finding that the offense was committed with intent to
111 sexually violate or abuse the victim, (B) a violation of any of the
112 offenses specified in subparagraph (A) of this subdivision for which a
113 person is criminally liable under section 53a-8, 53a-48 or 53a-49, or (C)
114 a violation of any predecessor statute to any of the offenses specified in
115 subparagraph (A) or (B) of this subdivision the essential elements of
116 which are substantially the same as said offense.

117 [(12)] (19) "Sexual purpose" means that a purpose of the defendant
118 in committing the felony was to engage in sexual contact or sexual
119 intercourse with another person without that person's consent. A
120 sexual purpose need not be the sole purpose of the commission of the
121 felony. The sexual purpose may arise at any time in the course of the
122 commission of the felony.

123 [(13)] (20) "Employed" or "carries on a vocation" means employment
124 that is full-time or part-time for more than fourteen days, or for a total
125 period of time of more than thirty days during any calendar year,
126 whether financially compensated, volunteered or for the purpose of
127 government or educational benefit.

128 [(14)] (21) "Student" means a person who is enrolled on a full-time
129 or part-time basis, in any public or private educational institution,
130 including any secondary school, trade or professional institution or
131 institution of higher learning.

132 Sec. 2. (NEW) (*Effective July 1, 2018*) (a) There is established a Sexual
133 Offender Registration Board within the Board of Pardons and Paroles,
134 for administrative purposes only. The Sexual Offender Registration
135 Board shall consist of eight part-time members compensated on a per
136 diem basis. The Governor shall appoint as members: (1) Two persons
137 with substantial experience in providing sexual assault victims with
138 victim advocacy services; (2) three persons recommended by the Chief
139 Court Administrator, who have at least five years of experience in the

140 assessment of sexual offenders and meet the criteria for clinical
141 membership in an organization in this state (A) that provides
142 evaluations and treatment to persons with problem sexual behaviors,
143 or (B) dedicated to preventing sexual abuse; and (3) three persons
144 recommended by the Chief Court Administrator, who have at least
145 five years of experience in sexual offender management and
146 supervision and who have received training in evidence-based
147 supervision of sexual offenders.

148 (b) The Sexual Offender Registration Board shall appoint placement
149 panels from its members. Each such panel shall have at least three
150 persons, including one each as described in subdivisions (1) to (3),
151 inclusive, of subsection (a) of this section. Each placement panel shall
152 determine whether (1) a person convicted of a sexual offense on or
153 after October 1, 2018, shall register on the public registry pursuant to
154 section 54-257 of the general statutes or on the law enforcement
155 registry pursuant to section 13 of this act, and for how long such
156 offender shall maintain such registration, or (2) whether a person
157 convicted of a sexual offense on or after October 1, 2018, may be
158 removed from the law enforcement agency registry.

159 (c) A placement panel shall assess each sexual offender and
160 determine whether the offender is lowest risk, moderate risk or highest
161 risk. In making such a risk classification, said board shall use scoring
162 from validated actuarial risk assessment instruments, with the
163 exception of moderate risk scoring. The panel may override the risk
164 classification based on other factors, including the nature and
165 circumstance of the sexual offense, any other aggravating or mitigating
166 factors, and the impact to the victim, if known, and to the community.

167 (d) There shall be a presumption that any sexual offender who
168 scores (1) low on the actuarial risk assessment shall be required to
169 register on the law enforcement registry, or (2) high on the actuarial
170 risk assessment shall be required to register on the public registry.

171 (e) A placement panel shall direct the lowest-risk offenders, based

172 on an actuarial risk assessment, to register on the law enforcement
173 registry and to maintain such registration for ten years from the date of
174 such person's release into the community.

175 (f) (1) A placement panel shall direct the moderate-risk offenders,
176 based on an actuarial risk assessment, to register on either the public
177 registry and maintain such registration for life or the law enforcement
178 registry and maintain such registration for twenty years from the date
179 of such person's release into the community, based on the panel's
180 determination concerning each moderate-risk offender pursuant to
181 subdivision (2) of this subsection.

182 (2) For any offender who scored moderate risk on the actuarial
183 assessment, the placement panel shall determine placement on the
184 public or law enforcement registry by considering the actuarial
185 assessment and certain additional factors determined by a further
186 assessment of such offender's risk using a set of evidence-based criteria
187 and a structured decision-making tool, determined and developed by
188 said board, that takes into account the factors relevant to determine
189 whether a moderate-risk offender would be best placed on the public
190 registry or the law enforcement registry. There shall be no
191 presumption of assignment to either the public registry for life or the
192 law enforcement registry for twenty years.

193 (g) A placement panel shall direct the highest-risk offenders, based
194 on an actuarial risk assessment, to register on the public registry and
195 maintain such registration for life.

196 (h) A placement panel's decision to place an offender on the law
197 enforcement registry may not be appealed.

198 (i) A placement panel's decision to place an offender on the public
199 registry may be appealed if a registrant requests a hearing before the
200 board.

201 (j) Said board shall notify each offender's victim or victims who are
202 known to the board, of any determination concerning such offender to

203 be made by said board or any panel of said board pursuant to this
204 section. Any such victim may provide input prior to the making of any
205 such determination and the board or panel, as appropriate, shall
206 consider such input in making any such determination.

207 Sec. 3. (NEW) (*Effective October 1, 2018*) (a) Any person directed
208 under section 2 of this act to register on the law enforcement agency
209 registry shall, not later than three days following such persons release
210 into the community or, if such person is in the custody of the
211 Commissioner of Correction, at such time prior to release as the
212 commissioner shall direct, and whether or not such person's place of
213 residence is in this state, register such person's name, identifying
214 factors, criminal history record, residence address and electronic mail
215 address, instant message address or other similar Internet
216 communication identifier, if any, with the Commissioner of Emergency
217 Services and Public Protection, on such forms and in such locations as
218 the commissioner shall direct, and shall maintain such registration for
219 ten years from the date of such person's release into the community,
220 unless (1) directed by the Sexual Offender Registration Board or a
221 placement panel of said board to maintain such registration for twenty
222 years, or (2) otherwise directed by the court pursuant to section 5 of
223 this act, or by the Sexual Offender Registration Board pursuant to
224 section 4 or 6 of this act. Prior to accepting a plea of guilty or nolo
225 contendere from a person with respect to a sexual offense, the court
226 shall (A) inform the person that the entry of a finding of guilty after
227 acceptance of the plea will subject the person to the registration
228 requirements of this section or section 4 of this act, and (B) determine
229 that the person fully understands the consequences of the plea. If any
230 person who is subject to registration under this section changes such
231 person's name, such person shall, without undue delay, notify the
232 Commissioner of Emergency Services and Public Protection, in
233 writing, of the new name. If any person who is subject to registration
234 under this section changes such person's address, such person shall,
235 without undue delay, notify the Commissioner of Emergency Services
236 and Public Protection, in writing, of the new address and, if the new

237 address is in another state, such person shall also register with an
238 appropriate agency in that state, provided that state has a registration
239 requirement for such offenders. If any person who is subject to
240 registration under this section establishes or changes an electronic mail
241 address, instant message address or other similar Internet
242 communication identifier, such person shall, without undue delay,
243 notify the Commissioner of Emergency Services and Public Protection,
244 in writing, of such identifier. If any person who is subject to
245 registration under this section is employed at, carries on a vocation at
246 or is a student at a trade or professional institution or institution of
247 higher learning in this state, such person shall, without undue delay,
248 notify the Commissioner of Emergency Services and Public Protection
249 of such status and of any change in such status. If any person who is
250 subject to registration under this section is employed in another state,
251 carries on a vocation in another state or is a student in another state,
252 such person shall, without undue delay, notify the Commissioner of
253 Emergency Services and Public Protection and shall also register with
254 an appropriate agency in that state, provided that state has a
255 registration requirement for such offenders. Each registrant shall
256 complete and return forms mailed to such registrant to verify such
257 registrant's residence address and shall submit to the retaking of a
258 photographic image upon request of the Commissioner of Emergency
259 Services and Public Protection. The commissioner shall notify any
260 known victim of a registrant of the residential address of such
261 registrant and any changes to such address.

262 (b) Any person subject to registration under this section who
263 violates the provisions of subsection (a) of this section shall be guilty of
264 a class D felony, except that, if such person violates the provisions of
265 this section by failing to notify the Commissioner of Emergency
266 Services and Public Protection without undue delay of a change of
267 name, address or status or another reportable event, such person shall
268 be subject to such penalty if such failure continues for five business
269 days.

270 (c) At any time, a probation or parole officer or a state's attorney

271 may request of the Sexual Offender Registration Board that an
272 offender on the law enforcement registry be moved to the public
273 registry because of the registrant's failure to meet conditions of parole
274 or probation or new criminal activity. Said board or a placement panel
275 of said board shall review each such request and issue a determination.

276 Sec. 4. (NEW) (*Effective October 1, 2018*) (a) Any person required
277 under section 2 of this act to register on the public registry shall, not
278 later than three days following such persons release into the
279 community or, if such person is in the custody of the Commissioner of
280 Correction, at such time prior to release as the commissioner shall
281 direct, and whether or not such person's place of residence is in this
282 state, register such person's name, identifying factors, criminal history
283 record, residence address and electronic mail address, instant message
284 address or other similar Internet communication identifier, if any, with
285 the Commissioner of Emergency Services and Public Protection, on
286 such forms and in such locations as the commissioner shall direct, and
287 shall maintain such registration for twenty years from the date of such
288 person's release into the community, unless (1) directed by the Sexual
289 Offender Registration Board or a placement panel of said board to
290 maintain such registration for life, or (2) otherwise directed by the
291 court under section 5 of this act, or the Sexual Offender Registration
292 Board under subsection (b) of this section or section 3 or 6 of this act.
293 Prior to accepting a plea of guilty or nolo contendere from a person
294 with respect to a sexual offense, the court shall (A) inform the person
295 that the entry of a finding of guilty after acceptance of the plea will
296 subject the person to the registration requirements of this section or
297 section 3 of this act, and (B) determine that the person fully
298 understands the consequences of the plea. If any person who is subject
299 to registration under this section changes such person's name, such
300 person shall, without undue delay, notify the Commissioner of
301 Emergency Services and Public Protection, in writing, of the new
302 name. If any person who is subject to registration under this section
303 changes such person's address, such person shall, without undue
304 delay, notify the Commissioner of Emergency Services and Public

305 Protection, in writing, of the new address and, if the new address is in
306 another state, such person shall also register with an appropriate
307 agency in that state, provided that state has a registration requirement
308 for such offenders. If any person who is subject to registration under
309 this section establishes or changes an electronic mail address, instant
310 message address or other similar Internet communication identifier,
311 such person shall, without undue delay, notify the Commissioner of
312 Emergency Services and Public Protection, in writing, of such
313 identifier. If any person who is subject to registration under this
314 section is employed at, carries on a vocation at or is a student at a trade
315 or professional institution or institution of higher learning in this state,
316 such person shall, without undue delay, notify the Commissioner of
317 Emergency Services and Public Protection of such status and of any
318 change in such status. If any person who is subject to registration
319 under this section is employed in another state, carries on a vocation in
320 another state or is a student in another state, such person shall, without
321 undue delay, notify the Commissioner of Emergency Services and
322 Public Protection and shall also register with an appropriate agency in
323 that state, provided that state has a registration requirement for such
324 offenders. Each registrant shall complete and return forms mailed to
325 such registrant to verify such registrant's residence address and shall
326 submit to the retaking of a photographic image upon request of the
327 Commissioner of Emergency Services and Public Protection. The
328 commissioner shall notify any known victim of a registrant of the
329 residential address of such registrant and any changes to such address.

330 (b) A person registered on the public registry may, after ten years on
331 such registry, petition the Sexual Offender Registration Board
332 established under section 2 of this act to be moved to the law
333 enforcement registry for twenty years. Any offender petitioning for a
334 change in registration requirements shall be in compliance with the
335 registry at the time of the request. A probation or parole officer or a
336 state's attorney may make a recommendation at the time of the petition
337 regarding an offender who is or has been under probation or parole
338 supervision. Said board shall review each such petition and any

339 evidence in support of or opposed to the petition and issue its
340 determination.

341 (c) Any person who files an application with the Sexual Offender
342 Registration Board established under section 2 of this act, to be
343 exempted from the registration requirements of this section and
344 instead, be made subject to the registration requirements of section 3 of
345 this act, shall, pursuant to subsection (b) of section 54-227 of the
346 general statutes, notify the Office of Victim Services and the Victim
347 Services Unit within the Department of Correction of the filing of such
348 application. The Office of Victim Services or the Victim Services Unit
349 within the Department of Correction, or both, shall, pursuant to
350 section 54-230 or 54-230a of the general statutes, notify any victim who
351 has requested notification of the filing of such application. Prior to
352 granting or denying such application, said board shall consider any
353 information or statement provided by the victim.

354 (d) Any person subject to registration under this section who
355 violates the provisions of subsection (a) of this section shall be guilty of
356 a class D felony, except that, if such person violates the provisions of
357 this section by failing to notify the Commissioner of Emergency
358 Services and Public Protection without undue delay of a change of
359 name, address or status or another reportable event, such person shall
360 be subject to such penalty if such failure continues for five business
361 days.

362 Sec. 5. (NEW) (*Effective October 1, 2018*) (a) Any person subject to
363 registration under section 3 of this act for a period of ten years may
364 apply to the court and the court may exempt such person from the
365 registration requirements of section 3 of this act, if the court finds that
366 such person has been compliant with the registration requirements of
367 section 3 of this act for a period of at least five years.

368 (b) Any person subject to registration under section 3 of this act for a
369 period of twenty years may apply to the court and the court may
370 exempt such person from the registration requirements of section 3 of

371 this act, if the court finds that such person has been compliant with the
372 registration requirements of section 3 of this act for a period of at least
373 ten years.

374 (c) No person may apply for exemption from registration
375 requirements pursuant to subsection (a), (b) or (i) of this section, if
376 such person has been convicted of (1) any felony offense during the
377 five-year period prior to such application, (2) any class A misdemeanor
378 offense during the three-year period prior to such application, or (3)
379 any misdemeanor offense during the one-year period prior to such
380 application.

381 (d) Prior to hearing any person's application to be exempted from
382 the registration requirements of this section pursuant to subsection (a),
383 (b) or (i) of this section, the court shall notify the office of Chief Public
384 Defender, the appropriate state's attorney, the Victim Services Unit
385 within the Department of Correction, the Office of the Victim
386 Advocate and the Office of Victim Services within the Judicial
387 Department of such person's hearing date for such application. The
388 office of Chief Public Defender shall assign counsel for such person
389 pursuant to section 51-296 of the general statutes if such person is
390 indigent. The court shall order a risk assessment of such person, unless
391 the requirement is waived for good cause. The court may refer such
392 application to the Sexual Offender Registration Board established
393 pursuant to section 2 of this act for a risk assessment and a
394 recommendation concerning such person's application for exemption.
395 As part of such hearing, the court shall permit (1) such person to make
396 a statement on such person's behalf, (2) counsel for such person and
397 the state's attorney to present evidence, and (3) any victim of the crime
398 or crimes to make a statement or to submit a statement in writing.
399 Prior to granting or denying such application, the court shall consider
400 any information or statement provided by the victim.

401 (e) The court may order an applicant's removal from the registry if,
402 in the opinion of the court, such removal shall assist the applicant in
403 reintegration into the community and shall be consistent with public

404 safety. The court shall consider the nature of the offense and the
405 applicant's conduct since the commission of the sexual offense causing
406 such applicant to register, including (1) the applicant's history of sex
407 offender or behavioral health treatment; (2) the results of any relevant
408 risk assessments and evaluations by behavioral health professionals;
409 (3) the applicant's history of employment and education; (4) the
410 applicant's compliance with the terms of parole, probation and
411 compliance with registry requirements; and (5) any other factors
412 bearing on the applicant's reintegration into the community. The
413 applicant shall have the burden of proof by a preponderance of the
414 evidence.

415 (f) If the court orders an offender removed from the registry, the
416 court shall notify the Department of Emergency Services and Public
417 Protection, the Court Support Services Division, if applicable, the
418 Office of Victim Services within the Judicial Branch, the Parole and
419 Community Services Division, if applicable, the Victim Services Unit
420 within the Department of Correction, and the local police department
421 or the state police troop having jurisdiction over the applicant's
422 address.

423 (g) The applicant and the state's attorney shall have the right to
424 appeal the decision of the court and the decision of the court shall be
425 subject to review for abuse of discretion.

426 (h) In the case of a denial of application, the applicant may reapply
427 pursuant to subsection (a) of this section ten years after such denial.
428 An applicant may request and the court may consider an earlier period
429 for reapplication for good cause shown.

430 (i) Any person required to register pursuant to sections 54-251, 54-
431 252 and 54-254 of the general statutes, as amended by this act, who (1)
432 was convicted prior to January 1, 1998, of a sexual offense, or (2) was
433 convicted on or after January 1, 1998, of a sexual offense, and is
434 required to maintain a registration because the registration period has
435 increased due to changes in the law following such person's

436 conviction, may apply to the court to be exempted from the
437 registration requirements under sections 54-251, 54-252 and 54-254 of
438 the general statutes, as amended by this act. Such application shall be
439 subject to the provisions of subsections (c) to (h), inclusive, of this
440 section.

441 Sec. 6. (NEW) (*Effective October 1, 2018*) Any person (1) required to
442 register pursuant to sections 54-251, 54-252 and 54-254 of the general
443 statutes, as amended by this act, (2) (A) who has been compliant with
444 the registration requirements of said sections for a period of at least
445 five years in the case of a person required to maintain such registration
446 for ten years, or (B) who has been compliant with the registration
447 requirements of said sections for a period of at least ten years in the
448 case of a person required to maintain such registration for life, and
449 who (3) is not described in subsection (i) of section 5 of this act, may
450 petition the Sexual Offender Registration Board established under
451 section 2 of this act to be moved from the public registry to the law
452 enforcement agency registry. Such petition shall be subject to the same
453 criteria as an application for exemption under section 5 of this act. If
454 said board grants such petition, the petitioner shall register on the law
455 enforcement agency registry and maintain such registry for the
456 remaining period of time such person was to maintain such registry
457 pursuant to section 54-251, 54-252 or 54-254 of the general statutes, as
458 amended by this act. No such person may apply for exemption from
459 the registration requirements of the law enforcement agency
460 registration.

461 Sec. 7. Section 54-251 of the general statutes is repealed and the
462 following is substituted in lieu thereof (*Effective October 1, 2018*):

463 (a) [Any] Except as provided in section 5 or 6 of this act, any person
464 who, prior to October 1, 2018, has been convicted or found not guilty
465 by reason of mental disease or defect of a criminal offense against a
466 victim who is a minor or a nonviolent sexual offense, and is released
467 into the community on or after October 1, 1998, shall, within three days
468 following such release or, if such person is in the custody of the

469 Commissioner of Correction, at such time prior to release as the
470 commissioner shall direct, and whether or not such person's place of
471 residence is in this state, register such person's name, identifying
472 factors, criminal history record, residence address and electronic mail
473 address, instant message address or other similar Internet
474 communication identifier, if any, with the Commissioner of Emergency
475 Services and Public Protection, on such forms and in such locations as
476 the commissioner shall direct, and shall maintain such registration for
477 ten years from the date of such person's release into the community,
478 except that any person who has one or more prior convictions of any
479 such offense or who is convicted of a violation of subdivision (2) of
480 subsection (a) of section 53a-70 shall maintain such registration for life.
481 Prior to accepting a plea of guilty or nolo contendere from a person
482 with respect to a criminal offense against a victim who is a minor or a
483 nonviolent sexual offense, the court shall (1) inform the person that the
484 entry of a finding of guilty after acceptance of the plea will subject the
485 person to the registration requirements of this section, and (2)
486 determine that the person fully understands the consequences of the
487 plea. If any person who is subject to registration under this section
488 changes such person's name, such person shall, without undue delay,
489 notify the Commissioner of Emergency Services and Public Protection
490 in writing of the new name. If any person who is subject to registration
491 under this section changes such person's address, such person shall,
492 without undue delay, notify the Commissioner of Emergency Services
493 and Public Protection in writing of the new address and, if the new
494 address is in another state, such person shall also register with an
495 appropriate agency in that state, provided that state has a registration
496 requirement for such offenders. If any person who is subject to
497 registration under this section establishes or changes an electronic mail
498 address, instant message address or other similar Internet
499 communication identifier, such person shall, without undue delay,
500 notify the Commissioner of Emergency Services and Public Protection
501 in writing of such identifier. If any person who is subject to registration
502 under this section is employed at, carries on a vocation at or is a
503 student at a trade or professional institution or institution of higher

504 learning in this state, such person shall, without undue delay, notify
505 the Commissioner of Emergency Services and Public Protection of
506 such status and of any change in such status. If any person who is
507 subject to registration under this section is employed in another state,
508 carries on a vocation in another state or is a student in another state,
509 such person shall, without undue delay, notify the Commissioner of
510 Emergency Services and Public Protection and shall also register with
511 an appropriate agency in that state, provided that state has a
512 registration requirement for such offenders. During such period of
513 registration, each registrant shall complete and return forms mailed to
514 such registrant to verify such registrant's residence address and shall
515 submit to the retaking of a photographic image upon request of the
516 Commissioner of Emergency Services and Public Protection.

517 (b) Notwithstanding the provisions of subsection (a) of this section,
518 the court may exempt any person who has been convicted or found
519 not guilty by reason of mental disease or defect of a violation of
520 subdivision (1) of subsection (a) of section 53a-71 from the registration
521 requirements of this section if the court finds that such person was
522 under nineteen years of age at the time of the offense and that
523 registration is not required for public safety.

524 (c) Notwithstanding the provisions of subsection (a) of this section,
525 the court may exempt any person who has been convicted or found
526 not guilty by reason of mental disease or defect of a violation of
527 subdivision (2) of subsection (a) of section 53a-73a or subdivision (2),
528 (3) or (4) of subsection (a) of section 53a-189a, from the registration
529 requirements of this section if the court finds that registration is not
530 required for public safety.

531 (d) Any person who files an application with the court to be
532 exempted from the registration requirements of this section pursuant
533 to subsection (b) or (c) of this section shall, pursuant to subsection (b)
534 of section 54-227, notify the Office of Victim Services and the Victim
535 Services Unit within the Department of Correction of the filing of such
536 application. The Office of Victim Services or the Victim Services Unit

537 within the Department of Correction, or both, shall, pursuant to
538 section 54-230 or 54-230a, notify any victim who has requested
539 notification of the filing of such application. Prior to granting or
540 denying such application, the court shall consider any information or
541 statement provided by the victim.

542 (e) Any person who violates the provisions of subsection (a) of this
543 section shall be guilty of a class D felony, except that, if such person
544 violates the provisions of this section by failing to notify the
545 Commissioner of Emergency Services and Public Protection without
546 undue delay of a change of name, address or status or another
547 reportable event, such person shall be subject to such penalty if such
548 failure continues for five business days.

549 Sec. 8. Section 54-252 of the general statutes is repealed and the
550 following is substituted in lieu thereof (*Effective October 1, 2018*):

551 (a) [Any] Except as provided in section 5 or 6 of this act, any person
552 who, prior to October 1, 2018, has been convicted or found not guilty
553 by reason of mental disease or defect of a sexually violent offense, and
554 (1) is released into the community on or after October 1, 1988, and
555 prior to October 1, 1998, and resides in this state, shall, on October 1,
556 1998, or within three days of residing in this state, whichever is later,
557 or (2) is released into the community on or after October 1, 1998, shall,
558 within three days following such release or, if such person is in the
559 custody of the Commissioner of Correction, at such time prior to
560 release as the commissioner shall direct, register such person's name,
561 identifying factors and criminal history record, documentation of any
562 treatment received by such person for mental abnormality or
563 personality disorder, and such person's residence address and
564 electronic mail address, instant message address or other similar
565 Internet communication identifier, if any, with the Commissioner of
566 Emergency Services and Public Protection on such forms and in such
567 locations as said commissioner shall direct, and shall maintain such
568 registration for life. Prior to accepting a plea of guilty or nolo
569 contendere from a person with respect to a sexually violent offense, the

570 court shall (A) inform the person that the entry of a finding of guilty
571 after acceptance of the plea will subject the person to the registration
572 requirements of this section, and (B) determine that the person fully
573 understands the consequences of the plea. If any person who is subject
574 to registration under this section changes such person's name, such
575 person shall, without undue delay, notify the Commissioner of
576 Emergency Services and Public Protection in writing of the new name.
577 If any person who is subject to registration under this section changes
578 such person's address, such person shall, without undue delay, notify
579 the Commissioner of Emergency Services and Public Protection in
580 writing of the new address and, if the new address is in another state,
581 such person shall also register with an appropriate agency in that state,
582 provided that state has a registration requirement for such offenders. If
583 any person who is subject to registration under this section establishes
584 or changes an electronic mail address, instant message address or
585 other similar Internet communication identifier, such person shall,
586 without undue delay, notify the Commissioner of Emergency Services
587 and Public Protection in writing of such identifier. If any person who is
588 subject to registration under this section is employed at, carries on a
589 vocation at or is a student at a trade or professional institution or
590 institution of higher learning in this state, such person shall, without
591 undue delay, notify the Commissioner of Emergency Services and
592 Public Protection of such status and of any change in such status. If
593 any person who is subject to registration under this section is
594 employed in another state, carries on a vocation in another state or is a
595 student in another state, such person shall, without undue delay,
596 notify the Commissioner of Emergency Services and Public Protection
597 and shall also register with an appropriate agency in that state,
598 provided that state has a registration requirement for such offenders.
599 During such period of registration, each registrant shall complete and
600 return forms mailed to such registrant to verify such registrant's
601 residence address and shall submit to the retaking of a photographic
602 image upon request of the Commissioner of Emergency Services and
603 Public Protection.

604 (b) Any person who has been subject to the registration
605 requirements of section 54-102r of the general statutes, revised to
606 January 1, 1997, as amended by section 1 of public act 97-183, shall, not
607 later than three working days after October 1, 1998, register under this
608 section and thereafter comply with the provisions of sections 54-102g
609 and 54-250 to 54-258a, inclusive, as amended by this act, except that
610 any person who was convicted or found not guilty by reason of mental
611 disease or defect of an offense that is classified as a criminal offense
612 against a victim who is a minor under subdivision (2) of section 54-250,
613 as amended by this act, and that is subject to a ten-year period of
614 registration under section 54-251, as amended by this act, shall
615 maintain such registration for ten years from the date of such person's
616 release into the community.

617 (c) Notwithstanding the provisions of subsections (a) and (b) of this
618 section, during the initial registration period following October 1, 1998,
619 the Commissioner of Emergency Services and Public Protection may
620 phase in completion of the registration procedure for persons released
621 into the community prior to said date over the first three months
622 following said date, and no such person shall be prosecuted for failure
623 to register under this section during those three months provided such
624 person complies with the directives of said commissioner regarding
625 registration procedures.

626 (d) Any person who violates the provisions of this section shall be
627 guilty of a class D felony, except that, if such person violates the
628 provisions of this section by failing to notify the Commissioner of
629 Emergency Services and Public Protection without undue delay of a
630 change of name, address or status or another reportable event, such
631 person shall be subject to such penalty if such failure continues for five
632 business days.

633 Sec. 9. Section 54-253 of the general statutes is repealed and the
634 following is substituted in lieu thereof (*Effective October 1, 2018*):

635 (a) [Any] Except as provided in section 5 or 6 of this act, any person

636 who, prior to October 1, 2018, has been convicted or found not guilty
637 by reason of mental disease or defect in any other state, in a federal or
638 military court or in any foreign jurisdiction of any crime (1) the
639 essential elements of which are substantially the same as any of the
640 crimes specified in subdivisions (2), ~~[(5)]~~ (9) and ~~[(11)]~~ (18) of section
641 54-250, as amended by this act, or (2) which requires registration as a
642 sexual offender in such other state or in the federal or military system,
643 and who resides in this state on and after October 1, 1998, shall,
644 without undue delay upon residing in this state, register with the
645 Commissioner of Emergency Services and Public Protection in the
646 same manner as if such person had been convicted or found not guilty
647 by reason of mental disease or defect of such crime in this state, except
648 that the commissioner shall maintain such registration until such
649 person is released from the registration requirement in such other
650 state, federal or military system or foreign jurisdiction.

651 (b) If any person who is subject to registration under this section
652 changes such person's name, such person shall, without undue delay,
653 notify the Commissioner of Emergency Services and Public Protection
654 in writing of the new name. If any person who is subject to registration
655 under this section changes such person's address, such person shall,
656 without undue delay, notify the Commissioner of Emergency Services
657 and Public Protection in writing of the new address and, if the new
658 address is in another state, such person shall also register with an
659 appropriate agency in that state, provided that state has a registration
660 requirement for such offenders. If any person who is subject to
661 registration under this section establishes or changes an electronic mail
662 address, instant message address or other similar Internet
663 communication identifier, such person shall, without undue delay,
664 notify the Commissioner of Emergency Services and Public Protection
665 in writing of such identifier. If any person who is subject to registration
666 under this section is employed at, carries on a vocation at or is a
667 student at a trade or professional institution or institution of higher
668 learning in this state, such person shall, without undue delay, notify
669 the Commissioner of Emergency Services and Public Protection of

670 such status and of any change in such status. If any person who is
671 subject to registration under this section is employed in another state,
672 carries on a vocation in another state or is a student in another state,
673 such person shall, without undue delay, notify the Commissioner of
674 Emergency Services and Public Protection and shall also register with
675 an appropriate agency in that state, provided that state has a
676 registration requirement for such offenders. During such period of
677 registration, each registrant shall complete and return forms mailed to
678 such registrant to verify such registrant's residence address and shall
679 submit to the retaking of a photographic image upon request of the
680 Commissioner of Emergency Services and Public Protection.

681 (c) Any person not a resident of this state who is registered as a
682 sexual offender under the laws of any other state and who is employed
683 in this state, carries on a vocation in this state or is a student in this
684 state, shall, without undue delay after the commencement of such
685 employment, vocation or education in this state, register such person's
686 name, identifying factors and criminal history record, locations visited
687 on a recurring basis, and such person's residence address, if any, in this
688 state, residence address in such person's home state and electronic mail
689 address, instant message address or other similar Internet
690 communication identifier, if any, with the Commissioner of Emergency
691 Services and Public Protection on such forms and in such locations as
692 said commissioner shall direct and shall maintain such registration
693 until such employment, vocation or education terminates or until such
694 person is released from registration as a sexual offender in such other
695 state. If such person terminates such person's employment, vocation or
696 education in this state, changes such person's address in this state or
697 establishes or changes an electronic mail address, instant message
698 address or other similar Internet communication identifier such person
699 shall, without undue delay, notify the Commissioner of Emergency
700 Services and Public Protection in writing of such termination, new
701 address or identifier.

702 (d) Any person not a resident of this state who is registered as a
703 sexual offender under the laws of any other state and who travels in

704 this state on a recurring basis for periods of less than five days shall
705 notify the Commissioner of Emergency Services and Public Protection
706 of such person's temporary residence in this state and of a telephone
707 number at which such person may be contacted.

708 (e) Any person who violates the provisions of this section shall be
709 guilty of a class D felony, except that, if such person violates the
710 provisions of this section by failing to register with the Commissioner
711 of Emergency Services and Public Protection without undue delay or
712 notify the Commissioner of Emergency Services and Public Protection
713 without undue delay of a change of name, address or status or another
714 reportable event, such person shall be subject to such penalty if such
715 failure continues for five business days.

716 Sec. 10. Section 54-254 of the general statutes is repealed and the
717 following is substituted in lieu thereof (*Effective October 1, 2018*):

718 (a) [Any] Except as provided in section 5 or 6 of this act, any person
719 who, prior to October 1, 2018, has been convicted or found not guilty
720 by reason of mental disease or defect in this state on or after October 1,
721 1998, of any felony that the court finds was committed for a sexual
722 purpose, may be required by the court upon release into the
723 community or, if such person is in the custody of the Commissioner of
724 Correction, at such time prior to release as the commissioner shall
725 direct to register such person's name, identifying factors, criminal
726 history record, residence address and electronic mail address, instant
727 message address or other similar Internet communication identifier, if
728 any, with the Commissioner of Emergency Services and Public
729 Protection, on such forms and in such locations as the commissioner
730 shall direct, and to maintain such registration for ten years from the
731 date of such person's release into the community. If the court finds that
732 a person has committed a felony for a sexual purpose and intends to
733 require such person to register under this section, prior to accepting a
734 plea of guilty or nolo contendere from such person with respect to
735 such felony, the court shall (1) inform the person that the entry of a
736 finding of guilty after acceptance of the plea will subject the person to

737 the registration requirements of this section, and (2) determine that the
738 person fully understands the consequences of the plea. If any person
739 who is subject to registration under this section changes such person's
740 name, such person shall, without undue delay, notify the
741 Commissioner of Emergency Services and Public Protection in writing
742 of the new name. If any person who is subject to registration under this
743 section changes such person's address, such person shall, without
744 undue delay, notify the Commissioner of Emergency Services and
745 Public Protection in writing of the new address and, if the new address
746 is in another state, such person shall also register with an appropriate
747 agency in that state, provided that state has a registration requirement
748 for such offenders. If any person who is subject to registration under
749 this section establishes or changes an electronic mail address, instant
750 message address or other similar Internet communication identifier,
751 such person shall, without undue delay, notify the Commissioner of
752 Emergency Services and Public Protection in writing of such identifier.
753 If any person who is subject to registration under this section is
754 employed at, carries on a vocation at or is a student at a trade or
755 professional institution or institution of higher learning in this state,
756 such person shall, without undue delay, notify the Commissioner of
757 Emergency Services and Public Protection of such status and of any
758 change in such status. If any person who is subject to registration
759 under this section is employed in another state, carries on a vocation in
760 another state or is a student in another state, such person shall, without
761 undue delay, notify the Commissioner of Emergency Services and
762 Public Protection and shall also register with an appropriate agency in
763 that state, provided that state has a registration requirement for such
764 offenders. During such period of registration, each registrant shall
765 complete and return forms mailed to such registrant to verify such
766 registrant's residence address and shall submit to the retaking of a
767 photographic image upon request of the Commissioner of Emergency
768 Services and Public Protection.

769 (b) Any person who violates the provisions of this section shall be
770 guilty of a class D felony, except that, if such person violates the

771 provisions of this section by failing to notify the Commissioner of
772 Emergency Services and Public Protection without undue delay of a
773 change of name, address or status or another reportable event, such
774 person shall be subject to such penalty if such failure continues for five
775 business days.

776 Sec. 11. Section 54-255 of the general statutes is repealed and the
777 following is substituted in lieu thereof (*Effective October 1, 2018*):

778 (a) Upon the conviction or finding of not guilty by reason of mental
779 disease or defect of any person prior to October 1, 2018, for a violation
780 of section 53a-70b, the court may order the Department of Emergency
781 Services and Public Protection to restrict the dissemination of the
782 registration information to law enforcement purposes only and to not
783 make such information available for public access, provided the court
784 finds that dissemination of the registration information is not required
785 for public safety and that publication of the registration information
786 would be likely to reveal the identity of the victim within the
787 community where the victim resides. The court shall remove the
788 restriction on the dissemination of such registration information if, at
789 any time, the court finds that public safety requires that such person's
790 registration information be made available to the public or that a
791 change of circumstances makes publication of such registration
792 information no longer likely to reveal the identity of the victim within
793 the community where the victim resides. Prior to ordering or
794 removing the restriction on the dissemination of such person's
795 registration information, the court shall consider any information or
796 statements provided by the victim.

797 (b) Upon the conviction or finding of not guilty by reason of mental
798 disease or defect of any person prior to October 1, 2018, of a criminal
799 offense against a victim who is a minor, a nonviolent sexual offense or
800 a sexually violent offense, where the victim of such offense was, at the
801 time of the offense, under eighteen years of age and related to such
802 person within any of the degrees of kindred specified in section 46b-21,
803 the court may order the Department of Emergency Services and Public

804 Protection to restrict the dissemination of the registration information
805 to law enforcement purposes only and to not make such information
806 available for public access, provided the court finds that dissemination
807 of the registration information is not required for public safety and that
808 publication of the registration information would be likely to reveal
809 the identity of the victim within the community where the victim
810 resides. The court shall remove the restriction on the dissemination of
811 such registration information if, at any time, it finds that public safety
812 requires that such person's registration information be made available
813 to the public or that a change in circumstances makes publication of
814 the registration information no longer likely to reveal the identity of
815 the victim within the community where the victim resides.

816 (c) Any person who: (1) Has been convicted or found not guilty by
817 reason of mental disease or defect of a violation of subdivision (1) of
818 subsection (a) of section 53a-71 between October 1, 1988, and June 30,
819 1999, and was under nineteen years of age at the time of the offense; (2)
820 has been convicted or found not guilty by reason of mental disease or
821 defect of a violation of subdivision (2) of subsection (a) of section 53a-
822 73a between October 1, 1988, and June 30, 1999; (3) has been convicted
823 or found not guilty by reason of mental disease or defect of a criminal
824 offense against a victim who is a minor, a nonviolent sexual offense or
825 a sexually violent offense, between October 1, 1988, and June 30, 1999,
826 where the victim of such offense was, at the time of the offense, under
827 eighteen years of age and related to such person within any of the
828 degrees of kindred specified in section 46b-21; (4) has been convicted
829 or found not guilty by reason of mental disease or defect of a violation
830 of section 53a-70b between October 1, 1988, and June 30, 1999; or (5)
831 has been convicted or found not guilty by reason of mental disease or
832 defect of any crime between October 1, 1988, and September 30, 1998,
833 which requires registration under sections 54-250 to 54-258a, inclusive,
834 as amended by this act, and (A) served no jail or prison time as a result
835 of such conviction or finding of not guilty by reason of mental disease
836 or defect, (B) has not been subsequently convicted or found not guilty
837 by reason of mental disease or defect of any crime which would

838 require registration under sections 54-250 to 54-258a, inclusive, as
839 amended by this act, and (C) has registered with the Department of
840 Emergency Services and Public Protection in accordance with sections
841 54-250 to 54-258a, inclusive, as amended by this act; may petition the
842 court to order the Department of Emergency Services and Public
843 Protection to restrict the dissemination of the registration information
844 to law enforcement purposes only and to not make such information
845 available for public access. Any person who files such a petition shall,
846 pursuant to subsection (b) of section 54-227, notify the Office of Victim
847 Services and the Victim Services Unit within the Department of
848 Correction of the filing of such petition. The Office of Victim Services
849 or the Victim Services Unit within the Department of Correction, or
850 both, shall, pursuant to section 54-230 or 54-230a, notify any victim
851 who has requested notification pursuant to subsection (b) of section 54-
852 228 of the filing of such petition. Prior to granting or denying such
853 petition, the court shall consider any information or statements
854 provided by the victim. The court may order the Department of
855 Emergency Services and Public Protection to restrict the dissemination
856 of the registration information to law enforcement purposes only and
857 to not make such information available for public access, provided the
858 court finds that dissemination of the registration information is not
859 required for public safety.

860 Sec. 12. Section 54-256 of the general statutes is repealed and the
861 following is substituted in lieu thereof (*Effective October 1, 2018*):

862 (a) Any court, the Commissioner of Correction or the Psychiatric
863 Security Review Board, prior to releasing into the community any
864 person convicted or found not guilty by reason of mental disease or
865 defect of a criminal offense against a victim who is a minor, a
866 nonviolent sexual offense, a sexually violent offense or a felony found
867 by the sentencing court to have been committed for a sexual purpose,
868 except a person being released unconditionally at the conclusion of
869 such person's sentence or commitment, shall require as a condition of
870 such release that such person complete the registration procedure
871 established by the Commissioner of Emergency Services and Public

872 Protection under sections 3 and 4 of this act, or 54-251, 54-252 and
873 54-254, as amended by this act. The court, the Commissioner of
874 Correction or the Psychiatric Security Review Board, as the case may
875 be, shall provide the person with a written summary of the person's
876 obligations under sections 54-102g and 54-250 to 54-258a, inclusive, as
877 amended by this act, and transmit the completed registration package
878 to the Commissioner of Emergency Services and Public Protection who
879 shall enter the information into the registry established under section
880 13 of this act or section 54-257, as amended by this act. If a court
881 transmits the completed registration package to the Commissioner of
882 Emergency Services and Public Protection with respect to a person
883 released by the court, such package need not include identifying
884 factors for such person. In the case of a person being released
885 unconditionally who declines to complete the registration package
886 through the court or the releasing agency, the court or agency shall: (1)
887 Except with respect to information that is not available to the public
888 pursuant to court order, rule of court or any provision of the general
889 statutes, provide to the Commissioner of Emergency Services and
890 Public Protection the person's name, date of release into the
891 community, anticipated residence address, if known, and criminal
892 history record, any known treatment history of such person, any
893 electronic mail address, instant message address or other similar
894 Internet communication identifier for such person, if known, and any
895 other relevant information; (2) inform the person that such person has
896 an obligation to register within three days with the Commissioner of
897 Emergency Services and Public Protection for a period of ten years
898 following the date of such person's release or for life, as the case may
899 be, that if such person changes such person's address such person shall
900 within five days register the new address in writing with the
901 Commissioner of Emergency Services and Public Protection and, if the
902 new address is in another state or if such person is employed in
903 another state, carries on a vocation in another state or is a student in
904 another state, such person shall also register with an appropriate
905 agency in that state, provided that state has a registration requirement
906 for such offenders, and that if such person establishes or changes an

907 electronic mail address, instant message address or other similar
908 Internet communication identifier such person shall, within five days,
909 register such identifier with the Commissioner of Emergency Services
910 and Public Protection; (3) provide the person with a written summary
911 of the person's obligations under sections 3 and 4 of this act, or sections
912 54-102g and 54-250 to 54-258a, inclusive, as amended by this act, as
913 explained to the person under subdivision (2) of this subsection; and
914 (4) make a specific notation on the record maintained by that agency
915 with respect to such person that the registration requirements were
916 explained to such person and that such person was provided with a
917 written summary of such person's obligations under sections 3 and 4 of
918 this act, or sections 54-102g and 54-250 to 54-258a, inclusive, as
919 amended by this act.

920 (b) Whenever a person is convicted or found not guilty by reason of
921 mental disease or defect of an offense that will require such person to
922 register under section 3 or 4 of this act, or section 54-251, 54-252 or 54-
923 254, as amended by this act, the court shall provide to the Department
924 of Emergency Services and Public Protection a written summary of the
925 offense that includes the age and sex of any victim of the offense and a
926 specific description of the offense. Such summary shall be added to the
927 registry information made available to the public through the Internet.

928 Sec. 13. (NEW) (*Effective October 1, 2018*) (a) The Department of
929 Emergency Services and Public Protection shall establish and maintain
930 a law enforcement agency registry of all persons required to register
931 on such registry under section 3 of this act. Such registry shall not be a
932 public document and shall be released only to law enforcement
933 agencies, except as otherwise provided in this section or section 3 of
934 this act. The department shall, in cooperation with the Office of the
935 Chief Court Administrator, the Department of Correction and the
936 Psychiatric Security Review Board, develop appropriate forms for use
937 by agencies and individuals to report registration information,
938 including changes of address. Upon receipt of registration information,
939 the department shall enter the information into the registry and notify
940 the local police department or state police troop having jurisdiction

941 where the registrant resides or plans to reside. If a registrant notifies
942 the Department of Emergency Services and Public Protection that such
943 registrant is employed at, carries on a vocation at or is a student at a
944 trade or professional institution or institution of higher learning in this
945 state, the department shall notify the law enforcement agency with
946 jurisdiction over such institution.

947 (b) The Department of Emergency Services and Public Protection
948 may suspend the registration of any person registered on the law
949 enforcement agency registration while such person is incarcerated,
950 under civil commitment or residing outside this state. During the
951 period that such registration is under suspension, the department is
952 not required to verify the address of the registrant pursuant to
953 subsection (c) of this section and may withdraw the registration
954 information from public access. Upon the release of the registrant from
955 incarceration or civil commitment or resumption of residency in this
956 state by the registrant, the department shall reinstate the registration,
957 redistribute the registration information in accordance with subsection
958 (a) of this section and resume verifying the address of the registrant in
959 accordance with subsection (c) of this section. Suspension of
960 registration shall not affect the date of expiration of the registration
961 obligation of the registrant under section 3 of this act.

962 (c) Except as provided in subsection (b) of this section, the
963 Department of Emergency Services and Public Protection shall verify
964 the address of each registrant by mailing a nonforwardable verification
965 form to the registrant at the registrant's last reported address. Such
966 form shall require the registrant to sign a statement that the registrant
967 continues to reside at the registrant's last reported address and return
968 the form by mail by a date which is ten days after the date such form
969 was mailed to the registrant. The form shall contain a statement that
970 failure to return the form or providing false information is a violation
971 of section 3 of this act. Each person required to register on the law
972 enforcement agency registration shall have such person's address
973 verified in such manner annually in the case of a person who has to
974 maintain such registration for ten years or semiannually in the case of

975 a person who has to maintain such registration for twenty years. In the
976 event that a registrant fails to return the address verification form, the
977 Department of Emergency Services and Public Protection shall notify
978 the local police department or the state police troop having jurisdiction
979 over the registrant's last reported address, and that agency shall apply
980 for a warrant to be issued for the registrant's arrest under section 3 of
981 this act. The Department of Emergency Services and Public Protection
982 shall not verify the address of registrants whose last reported address
983 was outside this state.

984 (d) The Department of Emergency Services and Public Protection
985 shall include in the registry the most recent photographic image of
986 each registrant taken by the department, the Department of Correction,
987 a law enforcement agency or the Court Support Services Division of
988 the Judicial Department and shall retake the photographic image of
989 each registrant at least once every five years.

990 (e) Whenever the Commissioner of Emergency Services and Public
991 Protection receives notice from a superior court pursuant to section 52-
992 11 of the general statutes or a probate court pursuant to section 45a-99
993 of the general statutes that such court has ordered the change of name
994 of a person, and the department determines that such person is listed
995 in the registry, the department shall revise such person's registration
996 information accordingly.

997 (f) The Commissioner of Emergency Services and Public Protection
998 shall develop a protocol for the notification of other state agencies, the
999 Judicial Department and local police departments whenever a person
1000 listed in the registry changes such person's name and notifies the
1001 commissioner of the new name pursuant to section 3 of this act or
1002 whenever the commissioner determines, pursuant to subsection (e) of
1003 this section, that a person listed in the registry has changed such
1004 person's name.

1005 Sec. 14. Section 54-257 of the general statutes is repealed and the
1006 following is substituted in lieu thereof (*Effective October 1, 2018*):

1007 (a) The Department of Emergency Services and Public Protection
1008 shall, not later than January 1, 1999, establish and maintain a public
1009 registry of all persons required to register on the public registry under
1010 section 4 of this act and under sections 54-251, 54-252, 54-253 and
1011 54-254, as amended by this act. The department shall, in cooperation
1012 with the Office of the Chief Court Administrator, the Department of
1013 Correction and the Psychiatric Security Review Board, develop
1014 appropriate forms for use by agencies and individuals to report
1015 registration information, including changes of address. Upon receipt of
1016 registration information, the department shall enter the information
1017 into the registry and notify the local police department or state police
1018 troop having jurisdiction where the registrant resides or plans to
1019 reside. If a registrant notifies the Department of Emergency Services
1020 and Public Protection that such registrant is employed at, carries on a
1021 vocation at or is a student at a trade or professional institution or
1022 institution of higher learning in this state, the department shall notify
1023 the law enforcement agency with jurisdiction over such institution. If a
1024 registrant reports a residence in another state, the department shall
1025 notify the state police agency of that state or such other agency in that
1026 state that maintains registry information, if known. The department
1027 shall also transmit all registration information, conviction data,
1028 photographic images and fingerprints to the Federal Bureau of
1029 Investigation in such form as said bureau shall require for inclusion in
1030 a national registry.

1031 (b) The Department of Emergency Services and Public Protection
1032 may suspend the registration of any person registered under section 4
1033 of this act or section 54-251, 54-252, 54-253 or 54-254, as amended by
1034 this act, while such person is incarcerated, under civil commitment or
1035 residing outside this state. During the period that such registration is
1036 under suspension, the department is not required to verify the address
1037 of the registrant pursuant to subsection (c) of this section and may
1038 withdraw the registration information from public access. Upon the
1039 release of the registrant from incarceration or civil commitment or
1040 resumption of residency in this state by the registrant, the department

1041 shall reinstate the registration, redistribute the registration information
1042 in accordance with subsection (a) of this section and resume verifying
1043 the address of the registrant in accordance with subsection (c) of this
1044 section. Suspension of registration shall not affect the date of
1045 expiration of the registration obligation of the registrant under section
1046 4 of this act, or section 54-251, 54-252 or 54-253, as amended by this act.

1047 (c) Except as provided in subsection (b) of this section, the
1048 Department of Emergency Services and Public Protection shall verify
1049 the address of each registrant by mailing a nonforwardable verification
1050 form to the registrant at the registrant's last reported address. Such
1051 form shall require the registrant to sign a statement that the registrant
1052 continues to reside at the registrant's last reported address and return
1053 the form by mail by a date which is ten days after the date such form
1054 was mailed to the registrant. The form shall contain a statement that
1055 failure to return the form or providing false information is a violation
1056 of section 4 of this act or section 54-251, 54-252, 54-253 or 54-254, as
1057 amended by this act, as the case may be. Each person required to
1058 register under section 4 of this act or section 54-251, 54-252, 54-253 or
1059 54-254, as amended by this act, shall have such person's address
1060 verified in such manner every ninety days after such person's initial
1061 registration date. In the event that a registrant fails to return the
1062 address verification form, the Department of Emergency Services and
1063 Public Protection shall notify the local police department or the state
1064 police troop having jurisdiction over the registrant's last reported
1065 address, and that agency shall apply for a warrant to be issued for the
1066 registrant's arrest under section 4 of this act or section 54-251, 54-252,
1067 54-253 or 54-254, as amended by this act, as the case may be. The
1068 Department of Emergency Services and Public Protection shall not
1069 verify the address of registrants whose last reported address was
1070 outside this state.

1071 (d) The Department of Emergency Services and Public Protection
1072 shall include in the registry the most recent photographic image of
1073 each registrant taken by the department, the Department of Correction,
1074 a law enforcement agency or the Court Support Services Division of

1075 the Judicial Department and shall retake the photographic image of
1076 each registrant at least once every five years.

1077 (e) Whenever the Commissioner of Emergency Services and Public
1078 Protection receives notice from a superior court pursuant to section 52-
1079 11 or a probate court pursuant to section 45a-99 that such court has
1080 ordered the change of name of a person, and the department
1081 determines that such person is listed in the registry, the department
1082 shall revise such person's registration information accordingly.

1083 (f) The Commissioner of Emergency Services and Public Protection
1084 shall develop a protocol for the notification of other state agencies, the
1085 Judicial Department and local police departments whenever a person
1086 listed in the registry changes such person's name and notifies the
1087 commissioner of the new name pursuant to section 4 of this act or
1088 section 54-251, 54-252, 54-253 or 54-254, as amended by this act, or
1089 whenever the commissioner determines pursuant to subsection (e) of
1090 this section that a person listed in the registry has changed such
1091 person's name.

1092 Sec. 15. Section 54-258 of the general statutes is repealed and the
1093 following is substituted in lieu thereof (*Effective October 1, 2018*):

1094 (a) (1) Notwithstanding any other provision of the general statutes,
1095 except subdivisions (3), (4) and (5) of this subsection, the public
1096 registry under section 54-257, as amended by this act, maintained by
1097 the Department of Emergency Services and Public Protection shall be a
1098 public record and shall be accessible to the public during normal
1099 business hours. The Department of Emergency Services and Public
1100 Protection shall make registry information available to the public
1101 through the Internet. Not less than once per calendar quarter, the
1102 Department of Emergency Services and Public Protection shall issue
1103 notices to all print and electronic media in the state regarding the
1104 availability and means of accessing the public registry. Each local
1105 police department and each state police troop shall keep a record of all
1106 registration information transmitted to it by the Department of

1107 Emergency Services and Public Protection, and shall make such
1108 information accessible to the public during normal business hours.

1109 (2) (A) Any state agency, the Judicial Department, any state police
1110 troop or any local police department may, at its discretion, notify any
1111 government agency, private organization or individual of registration
1112 information when such agency, said department, such troop or such
1113 local police department, as the case may be, believes such notification
1114 is necessary to protect the public or any individual in any jurisdiction
1115 from any person who is subject to public registration under section 4 of
1116 this act, or section 54-251, 54-252, 54-253 or 54-254, as amended by this
1117 act.

1118 (B) (i) Whenever a registrant is released into the community, or
1119 whenever a registrant changes such registrant's address and notifies
1120 the Department of Emergency Services and Public Protection of such
1121 change pursuant to section 4 of this act or section 54-251, 54-252, 54-253
1122 or 54-254, as amended by this act, the Department of Emergency
1123 Services and Public Protection shall, by electronic mail, notify the
1124 superintendent of schools for the school district in which the registrant
1125 resides, or plans to reside, of such release or new address, and provide
1126 such superintendent with the same registry information for such
1127 registrant that the department makes available to the public through
1128 the Internet under subdivision (1) of this subsection.

1129 (ii) Whenever a registrant is released into the community, or
1130 whenever a registrant changes such registrant's address and notifies
1131 the Department of Emergency Services and Public Protection of such
1132 change pursuant to section 4 of this act or section 54-251, 54-252, 54-253
1133 or 54-254, as amended by this act, the Department of Emergency
1134 Services and Public Protection shall, by electronic mail, notify the chief
1135 executive officer of the municipality in which the registrant resides, or
1136 plans to reside, of such release or new address, and provide such chief
1137 executive officer with the same registry information for such registrant
1138 that the department makes available to the public through the Internet
1139 under subdivision (1) of this subsection.

1140 (3) Notwithstanding the provisions of subdivisions (1) and (2) of
1141 this subsection, state agencies, the Judicial Department, state police
1142 troops and local police departments shall not disclose the identity of
1143 any victim of a crime committed by a registrant or treatment
1144 information provided to the registry pursuant to sections 54-102g and
1145 54-250 to 54-258a, inclusive, as amended by this act, except to
1146 government agencies for bona fide law enforcement or security
1147 purposes.

1148 (4) Notwithstanding the provisions of subdivisions (1) and (2) of
1149 this subsection, registration information the dissemination of which
1150 has been restricted by court order pursuant to section 54-255, as
1151 amended by this act, and which is not otherwise subject to disclosure,
1152 shall not be a public record and shall be released only for law
1153 enforcement purposes until such restriction is removed by the court
1154 pursuant to said section.

1155 (5) Notwithstanding the provisions of subdivisions (1) and (2) of
1156 this subsection, a registrant's electronic mail address, instant message
1157 address or other similar Internet communication identifier shall not be
1158 a public record, except that the Department of Emergency Services and
1159 Public Protection may release such identifier for law enforcement or
1160 security purposes in accordance with regulations adopted by the
1161 department. The department shall adopt regulations in accordance
1162 with chapter 54 to specify the circumstances under which and the
1163 persons to whom such identifiers may be released including, but not
1164 limited to, providers of electronic communication service or remote
1165 computing service, as those terms are defined in section 54-260b, as
1166 amended by this act, and operators of Internet web sites, and the
1167 procedure therefor.

1168 (6) When any registrant completes the registrant's term of
1169 registration or is otherwise released from the obligation to register
1170 under section 4 of this act, or section 54-251, 54-252, 54-253 or 54-254,
1171 as amended by this act, the Department of Emergency Services and
1172 Public Protection shall notify any state police troop or local police

1173 department having jurisdiction over the registrant's last reported
1174 residence address that the person is no longer a registrant, and the
1175 Department of Emergency Services and Public Protection, state police
1176 troop and local police department shall remove the registrant's name
1177 and information from the registry.

1178 (b) Neither the state nor any political subdivision of the state nor
1179 any officer or employee thereof, shall be held civilly liable to any
1180 registrant by reason of disclosure of any information regarding the
1181 registrant that is released or disclosed in accordance with subsection
1182 (a) of this section. The state and any political subdivision of the state
1183 and, except in cases of wanton, reckless or malicious conduct, any
1184 officer or employee thereof, shall be immune from liability for good
1185 faith conduct in carrying out the provisions of subdivision (2) of
1186 subsection (a) of this section.

1187 Sec. 16. Section 54-260b of the general statutes is repealed and the
1188 following is substituted in lieu thereof (*Effective October 1, 2018*):

1189 (a) For the purposes of this section:

1190 (1) "Basic subscriber information" means: (A) Name, (B) address, (C)
1191 age or date of birth, (D) electronic mail address, instant message
1192 address or other similar Internet communication identifier, and (E)
1193 subscriber number or identity, including any assigned Internet
1194 protocol address;

1195 (2) "Electronic communication" means "electronic communication"
1196 as defined in 18 USC 2510, as amended from time to time;

1197 (3) "Electronic communication service" means "electronic
1198 communication service" as defined in 18 USC 2510, as amended from
1199 time to time;

1200 (4) "Registrant" means a person required to register under section 3
1201 or 4 of this act, or section 54-251, 54-252, 54-253 or 54-254, as amended
1202 by this act; and

1203 (5) "Remote computing service" means "remote computing service"
1204 as defined in section 18 USC 2711, as amended from time to time.

1205 (b) The Commissioner of Emergency Services and Public Protection
1206 shall designate a sworn law enforcement officer to serve as liaison
1207 between the Department of Emergency Services and Public Protection
1208 and providers of electronic communication services or remote
1209 computing services to facilitate the exchange of non-personally-
1210 identifiable information concerning registrants.

1211 (c) Whenever such designated law enforcement officer ascertains
1212 from such exchange of non-personally-identifiable information that
1213 there are subscribers, customers or users of such providers who are
1214 registrants, such officer shall initiate a criminal investigation to
1215 determine if such registrants are in violation of the registration
1216 requirements of section 3 or 4 of this act, or section 54-251, 54-252, 54-
1217 253 or 54-254, as amended by this act, or of the terms and conditions of
1218 their parole or probation by virtue of being subscribers, customers or
1219 users of such providers.

1220 (d) Such designated law enforcement officer may request an ex
1221 parte order from a judge of the Superior Court to compel a provider of
1222 electronic communication service or remote computing service to
1223 disclose basic subscriber information pertaining to subscribers,
1224 customers or users who have been identified by such provider to be
1225 registrants. The judge shall grant such order if the law enforcement
1226 officer offers specific and articulable facts showing that there are
1227 reasonable grounds to believe that the basic subscriber information
1228 sought is relevant and material to the ongoing criminal investigation.
1229 The order shall state upon its face the case number assigned to such
1230 investigation, the date and time of issuance and the name of the judge
1231 authorizing the order. The law enforcement officer shall have any ex
1232 parte order issued pursuant to this subsection signed by the
1233 authorizing judge within forty-eight hours or not later than the next
1234 business day, whichever is earlier.

1235 (e) A provider of electronic communication service or remote
 1236 computing service shall disclose basic subscriber information to such
 1237 designated law enforcement officer when an order is issued pursuant
 1238 to subsection (d) of this section.

1239 (f) A provider of electronic communication service or remote
 1240 computing service that provides information in good faith pursuant to
 1241 an order issued pursuant to subsection (d) of this section shall be
 1242 afforded the legal protections provided under 18 USC 3124, as
 1243 amended from time to time, with regard to such actions.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2018</i>	54-250
Sec. 2	<i>July 1, 2018</i>	New section
Sec. 3	<i>October 1, 2018</i>	New section
Sec. 4	<i>October 1, 2018</i>	New section
Sec. 5	<i>October 1, 2018</i>	New section
Sec. 6	<i>October 1, 2018</i>	New section
Sec. 7	<i>October 1, 2018</i>	54-251
Sec. 8	<i>October 1, 2018</i>	54-252
Sec. 9	<i>October 1, 2018</i>	54-253
Sec. 10	<i>October 1, 2018</i>	54-254
Sec. 11	<i>October 1, 2018</i>	54-255
Sec. 12	<i>October 1, 2018</i>	54-256
Sec. 13	<i>October 1, 2018</i>	New section
Sec. 14	<i>October 1, 2018</i>	54-257
Sec. 15	<i>October 1, 2018</i>	54-258
Sec. 16	<i>October 1, 2018</i>	54-260b

Statement of Purpose:

To enact the recommendations of the Connecticut Sentencing Commission with respect to the sex offender registry.

[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.]