



General Assembly

**Substitute Bill No. 215**

February Session, 2018



**AN ACT CONCERNING COURT OPERATIONS.**

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

1 Section 1. Subsection (a) of section 2-61 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 (a) The Secretary of the State shall deliver copies of the revised  
5 statutes, of each supplement to the general statutes and of each revised  
6 volume thereof and of each volume of the public acts and special acts  
7 to the State Library for its general purposes and for exchange with  
8 other states and libraries, and copies of the revised statutes, of each  
9 supplement, of each revised volume and of each volume of the public  
10 acts, and such additional number of each as [the executive secretary of]  
11 the Judicial Department certifies as necessary, for the use of any of the  
12 state-maintained courts, and copies of each volume of the special acts  
13 to [said executive secretary] the Judicial Department for distribution to  
14 state-maintained courts, and, to the several departments, agencies and  
15 institutions of the executive branch of the state government, as many  
16 copies of the revised statutes, of each supplement, of each revised  
17 volume and of each of the volumes of public acts and special acts as  
18 they require for the performance of their duties.

19 Sec. 2. Subdivision (1) of subsection (a) of section 4a-60 of the 2018

20 supplement to the general statutes is repealed and the following is  
21 substituted in lieu thereof (*Effective July 1, 2018*):

22 (1) The contractor agrees and warrants that in the performance of  
23 the contract such contractor will not discriminate or permit  
24 discrimination against any person or group of persons on the grounds  
25 of race, color, religious creed, age, marital status, national origin,  
26 ancestry, sex, gender identity or expression, status as a veteran,  
27 intellectual disability, mental disability or physical disability,  
28 including, but not limited to, blindness, unless it is shown by such  
29 contractor that such disability prevents performance of the work  
30 involved, in any manner prohibited by the laws of the United States or  
31 of the state of Connecticut; and the contractor further agrees to take  
32 affirmative action to [insure] ensure that applicants with job-related  
33 qualifications are employed and that employees are treated when  
34 employed without regard to their race, color, religious creed, age,  
35 marital status, national origin, ancestry, sex, gender identity or  
36 expression, status as a veteran, intellectual disability, mental disability  
37 or physical disability, including, but not limited to, blindness, unless it  
38 is shown by such contractor that such disability prevents performance  
39 of the work involved;

40 Sec. 3. Subsection (d) of section 45a-81 of the general statutes is  
41 repealed and the following is substituted in lieu thereof (*Effective from*  
42 *passage*):

43 (d) The [executive secretary of the] Judicial Department shall, on  
44 notice from the Probate Court Administrator, include the assistants  
45 and clerical help on the payroll of the Judicial Department. On  
46 presentation of vouchers by [the executive secretary of] the Judicial  
47 Department to the Probate Court Administrator, [he] the Probate  
48 Court Administrator shall reimburse the Judicial Department, from the  
49 fund established under section 45a-82, for the salary and benefits paid  
50 by the Judicial Department to or for the assistants and clerical help  
51 included on the Judicial Department payroll.

52 Sec. 4. Section 46b-61 of the general statutes is repealed and the  
53 following is substituted in lieu thereof (*Effective October 1, 2018*):

54 (a) In all cases in which the parents of a minor child live separately,  
55 the superior court for the judicial district where [the parties or one of  
56 them] either parent resides may, on the application of either [party]  
57 parent and after notice is given to the other [party] parent, make any  
58 order as to the custody, care, education, visitation and support of any  
59 minor child of the [parties] parents, subject to the provisions of  
60 sections 46b-54, 46b-56, 46b-57 and 46b-66. Proceedings to obtain such  
61 orders shall be commenced by service of an application, a summons  
62 and an order to show cause. An applicant shall file the accompanying  
63 documents with the court not later than the first date for which the  
64 matter appears on the docket.

65 (b) As used in this section, "accompanying documents" means  
66 documents that establish an existing legal relationship between the  
67 parents and the child for whom an application for custody, care,  
68 education, visitation and support is made under this section.  
69 "Accompanying documents" include, but are not limited to, a copy of a  
70 birth certificate naming the applicant and the respondent as the  
71 parents of the child, a copy of a properly executed acknowledgment of  
72 paternity, a court order or decree naming the legally responsible  
73 parents, including adoptive parents, a gestational agreement as  
74 defined in section 7-36, documents showing that the minor child was  
75 born during the parents' wedlock or other sufficient evidence within  
76 the discretion of the court.

77 Sec. 5. Section 46b-63 of the general statutes is repealed and the  
78 following is substituted in lieu thereof (*Effective July 1, 2018*):

79 (a) At the time of entering a decree dissolving a marriage, the court,  
80 upon request of either spouse, shall restore the birth name or former  
81 name of such spouse.

82 (b) At any time after entering a decree dissolving a marriage, the

83 court, upon motion of either spouse, shall modify such judgment and  
84 restore the birth name or former name of such spouse. The court shall  
85 rule on any motion filed by such spouse to have his or her birth name  
86 or former name restored without a hearing.

87 Sec. 6. Subsection (g) of section 46b-231 of the 2018 supplement to  
88 the general statutes is repealed and the following is substituted in lieu  
89 thereof (*Effective from passage*):

90 (g) A Chief Family Support Magistrate shall be designated by the  
91 Chief Court Administrator of the Superior Court from among the nine  
92 family support magistrates appointed pursuant to subsection (f) of this  
93 section, except that the Chief Family Support Magistrate serving in  
94 that capacity on December 31, 2016, shall continue to serve in that  
95 capacity on and after January 1, 2017, until the expiration of such  
96 family support magistrate's term, unless a successor is designated by  
97 the Chief Court Administrator or such family support magistrate is  
98 removed from office pursuant to subsection (f) of this section or such  
99 family support magistrate's nomination has failed to be approved in  
100 accordance with subsection (f) of this section. Under the direction of  
101 the Chief Court Administrator, the Chief Family Support Magistrate  
102 shall supervise the Family Support Magistrate Division [and submit an  
103 annual report to the Chief Court Administrator] and perform such  
104 other duties as provided in this section.

105 Sec. 7. Section 51-8 of the general statutes is repealed and the  
106 following is substituted in lieu thereof (*Effective from passage*):

107 [(a)] There shall be an office for the administration of the  
108 nonjudicial business of the Judicial Department under the direction of  
109 the Chief Court Administrator.

110 [(b)] The Chief Court Administrator shall appoint an executive  
111 secretary, who shall hold office at the pleasure of the Chief Court  
112 Administrator. The salary of the executive secretary shall be fixed by  
113 the Supreme Court. The executive secretary shall be a member of the

114 bar of the state and shall not engage in the private practice of law.]

115 Sec. 8. Section 51-9 of the general statutes is repealed and the  
116 following is substituted in lieu thereof (*Effective from passage*):

117 Under the supervision and direction of the Chief Court  
118 Administrator, the [executive secretary and other members of the] staff  
119 of the Office of Chief Court Administrator shall:

120 (1) Audit all bills to be paid from state appropriations, except bills of  
121 the Division of Criminal Justice, for the expenses of the Judicial  
122 Department and its constituent courts prior to taxation or final  
123 approval thereof by any judge;

124 (2) Maintain adequate accounting and budgetary records for all  
125 appropriations by the state for the maintenance of the Judicial  
126 Department, except the Division of Criminal Justice, and all other  
127 appropriations assigned by the legislature or state budgetary control  
128 offices for administration by the Judicial Department, except the  
129 Division of Criminal Justice;

130 (3) Prepare and submit to the appropriate budget agency of the state  
131 government estimates of appropriations necessary for the maintenance  
132 and operation of the Judicial Department, including therein estimates  
133 submitted for the Division of Criminal Justice as provided in section  
134 51-279, and make recommendations in respect to those appropriations;

135 (4) Act as secretary of any meetings, conferences or assemblies of  
136 judges, or committees thereof, of the Judicial Department and of its  
137 constituent courts;

138 (5) Supervise all purchases of commodities and services for the  
139 Judicial Department, except for the Division of Criminal Justice, to be  
140 charged to state appropriations, and issue all orders therefor for the  
141 department, excluding orders for the Division of Criminal Justice;

142 (6) Examine the administrative methods and systems employed in

143 the Judicial Department and its constituent courts and agencies, except  
144 the Division of Criminal Justice, and develop and implement programs  
145 for the improvement thereof and for securing uniform administration  
146 and procedures;

147 (7) Examine the state of the dockets of the courts of the Judicial  
148 Department to ascertain the need for assistance by any court and to  
149 implement programs for the fair and prompt disposition of cases  
150 therein;

151 (8) Collect and compile statistical and other data concerning the  
152 business transacted by the Judicial Department and its constituent  
153 courts and the expenditure of public moneys for the maintenance and  
154 operation of the judicial system;

155 (9) Assist in the preparation of the assignments of the judges of the  
156 Superior Court and attend to the printing and distribution for the  
157 Superior Court of an annual directory containing relevant information  
158 pertaining to the operation of the court;

159 (10) Serve as payroll officer for the Judicial Department, excluding  
160 the Division of Criminal Justice, and for the Supreme Court, Appellate  
161 Court and Superior Court;

162 (11) Supervise the assignment of court reporters of the Superior  
163 Court;

164 (12) Conduct research and planning activities for the Judicial  
165 Department and its constituent courts and offices as deemed feasible  
166 by, or in the discretion of, the Chief Justice or the Chief Court  
167 Administrator;

168 (13) Develop education programs for the judges and other  
169 personnel of the Judicial Department;

170 (14) Develop personnel standards, policies and procedures, and  
171 make recommendations concerning all personnel matters, including

172 requests for salary increases or for additional positions, for  
173 consideration by the Supreme Court or the appropriate appointing  
174 authorities;

175 (15) Report periodically to the Chief Court Administrator  
176 concerning all matters which have been entrusted to [him] such staff;

177 (16) Attend to matters assigned to [him] such staff by the Chief  
178 Justice, or the Chief Court Administrator or by statute;

179 (17) Design, implement and maintain, as deemed feasible by the  
180 Chief Court Administrator, computerized automatic data processing  
181 systems for use in the Supreme Court, Appellate Court and Superior  
182 Court or divisions of the Superior Court;

183 (18) Supervise administrative methods employed in clerks' offices  
184 and in the various offices of the Supreme Court, Appellate Court and  
185 Superior Court; and

186 (19) Supervise the care and control of all property where the Judicial  
187 Department is the primary occupant, which supervision shall include  
188 planning, execution of contracts, except for contracts for consultant  
189 services which shall be subject to section 4b-58, oversight and  
190 supervision of work involving the construction, repair or alteration of  
191 a building or premises under the supervision of the Office of the Chief  
192 Court Administrator, when construction contracts do not exceed one  
193 million two hundred fifty thousand dollars. For the purposes of this  
194 subdivision, "Judicial Department" does not include the courts of  
195 probate, the Division of Criminal Justice and the Public Defender  
196 Services Commission, except where they share facilities in state-  
197 maintained courts.

198 Sec. 9. Subsection (b) of section 51-164n of the 2018 supplement to  
199 the general statutes is repealed and the following is substituted in lieu  
200 thereof (*Effective July 1, 2018*):

201 (b) Notwithstanding any provision of the general statutes, any

202 person who is alleged to have committed (1) a violation under the  
203 provisions of section 1-9, 1-10, 1-11, 4b-13, 7-13, 7-14, 7-35, 7-41, 7-83, 7-  
204 283, 7-325, 7-393, 8-12, 8-25, 8-27, 9-63, 9-322, 9-350, 10-193, 10-197, 10-  
205 198, 10-230, 10-251, 10-254, 12-52, 12-170aa, 12-292, 12-314b or 12-326g,  
206 subdivision (4) of section 12-408, subdivision (3), (5) or (6) of section  
207 12-411, section 12-435c, 12-476a, 12-476b, 12-487, 13a-71, 13a-107, 13a-  
208 113, 13a-114, 13a-115, 13a-117b, 13a-123, 13a-124, 13a-139, 13a-140, 13a-  
209 143b, 13a-247 or 13a-253, subsection (f) of section 13b-42, section 13b-  
210 90, 13b-221, 13b-292, 13b-336, 13b-337, 13b-338, 13b-410a, 13b-410b or  
211 13b-410c, subsection (a), (b) or (c) of section 13b-412, section 13b-414,  
212 subsection (d) of section 14-12, section 14-20a or 14-27a, subsection (e)  
213 of section 14-34a, subsection (d) of section 14-35, section 14-43, 14-49,  
214 14-50a or 14-58, subsection (b) of section 14-66, section 14-66a [, 14-66b]  
215 or 14-67a, subsection (g) of section 14-80, subsection (f) of section 14-  
216 80h, section 14-97a, 14-100b, 14-103a, 14-106a, 14-106c, 14-146, 14-152,  
217 14-153 or 14-163b, a first violation as specified in subsection (f) of  
218 section 14-164i, section 14-219 as specified in subsection (e) of said  
219 section, subdivision (1) of section 14-223a, section 14-240, [14-249,] 14-  
220 250 or 14-253a, subsection (a) of section 14-261a, section 14-262, 14-264,  
221 14-267a, 14-269, 14-270, 14-275a, 14-278 or 14-279, subsection (e) or (h)  
222 of section 14-283, section 14-291, 14-293b, 14-296aa, 14-300, 14-300d, 14-  
223 319, 14-320, 14-321, 14-325a, 14-326, 14-330 or 14-332a, subdivision (1),  
224 (2) or (3) of section 14-386a, section 15-25 or 15-33, subdivision (1) of  
225 section 15-97, subsection (a) of section 15-115, section 16-44, 16-256e,  
226 16a-15 or 16a-22, subsection (a) or (b) of section 16a-22h, section 17a-24,  
227 17a-145, 17a-149, 17a-152, 17a-465, [17a-642,] 17b-124, 17b-131, 17b-137,  
228 19a-30, 19a-33, 19a-39 or 19a-87, subsection (b) of section 19a-87a,  
229 section 19a-91, 19a-105, 19a-107, 19a-113, 19a-215, 19a-219, 19a-222,  
230 19a-224, 19a-286, 19a-287, 19a-297, 19a-301, 19a-309, 19a-335, 19a-336,  
231 19a-338, 19a-339, 19a-340, 19a-425, 19a-502, 20-7a, 20-14, 20-158, 20-231,  
232 20-249, 20-257, 20-265, 20-324e, 20-341l, 20-366, 20-597, 20-608, 20-610,  
233 21-1, 21-38, 21-39, 21-43, 21-47, 21-48, 21-63 or 21-76a, subdivision (1) of  
234 section 21a-19, section 21a-21, subdivision (1) of subsection (b) of  
235 section 21a-25, section 21a-26 or 21a-30, subsection (a) of section 21a-  
236 37, section 21a-46, 21a-61, 21a-63 or 21a-77, subsection (b) of section



237 21a-79, section 21a-85 or 21a-154, subdivision (1) of subsection (a) of  
238 section 21a-159, subsection (a) of section 21a-279a, section 22-12b, 22-  
239 13, 22-14, 22-15, 22-16, 22-26g, 22-29, 22-34, 22-35, 22-36, 22-38, 22-39,  
240 22-39a, 22-39b, 22-39c, 22-39d, 22-39e, 22-49 or 22-54, subsection (d) of  
241 section 22-84, section 22-89, 22-90, 22-98, 22-99, 22-100, 22-111o, 22-167,  
242 22-279, 22-280a, 22-318a, 22-320h, 22-324a, 22-326 or 22-342, subsection  
243 (b), (e) or (f) of section 22-344, section 22-359, 22-366, 22-391, 22-413, 22-  
244 414, 22-415, 22a-66a or 22a-246, subsection (a) of section 22a-250,  
245 subsection (e) of section 22a-256h, section 22a-363 or 22a-381d,  
246 subsections (c) and (d) of section 22a-381e, section 22a-449, 22a-461, 23-  
247 37, 23-38, 23-46 or 23-61b, subsection (a) or subdivision (1) of  
248 subsection (c) of section 23-65, section 25-37 or 25-40, subsection (a) of  
249 section 25-43, section 25-43d, 25-135, [26-16,] 26-18, 26-19, 26-21, 26-31,  
250 [26-31c,] 26-40, 26-40a, 26-42, 26-49, 26-54, 26-55, 26-56, 26-58 or 26-59,  
251 subdivision (1) of subsection (d) of section 26-61, section 26-64,  
252 subdivision (1) of section 26-76, section 26-79, 26-87, 26-89, 26-91, 26-94,  
253 26-97, 26-98, 26-104, 26-105, 26-107, 26-117, 26-128, 26-131, 26-132, 26-  
254 138 or 26-141, [subdivision (2) of subsection (j) of section 26-142a,  
255 subdivision (1) of subsection (b) of section 26-157b,] subdivision (1) of  
256 section 26-186, section 26-207, 26-215, 26-217 or 26-224a, subdivision (1)  
257 of section 26-226, section 26-227, 26-230, 26-232, 26-244, 26-257a, 26-260,  
258 26-276, 26-284, 26-285, 26-286, 26-288, 26-294, 28-13, 29-6a, 29-25, 29-  
259 143o, 29-143z or 29-156a, subsection (b), (d), (e) or (g) of section 29-  
260 161q, section 29-161y or 29-161z, subdivision (1) of section 29-198,  
261 section 29-210, 29-243 or 29-277, subsection (c) of section 29-291c,  
262 section 29-316, 29-318, 29-381, 30-48a, 30-86a, 31-3, 31-10, 31-11, 31-12,  
263 31-13, 31-14, 31-15, 31-16, 31-18, 31-23, 31-24, 31-25, 31-32, 31-36, 31-38,  
264 31-40, 31-44, 31-47, 31-48, 31-51, 31-52, 31-52a or 31-54, subsection (a) or  
265 (c) of section 31-69, section 31-70, 31-74, 31-75, 31-76, 31-76a, 31-89b or  
266 31-134, subsection (i) of section 31-273, section 31-288, subdivision (1)  
267 of section 35-20, section 36a-787, 42-230, 45a-283, 45a-450, 45a-634 or  
268 45a-658, subdivision (13) or (14) of section 46a-54, section 46a-59, 46b-  
269 22, 46b-24, 46b-34, 47-34a, 47-47, 49-8a, 49-16, 53-133, 53-199, 53-212a,  
270 53-249a, 53-252, 53-264, 53-280, 53-302a, 53-303e, 53-311a, 53-321, 53-  
271 322, 53-323, 53-331 or 53-344, subsection (c) of section 53-344b, or

272 section 53-450, or (2) a violation under the provisions of chapter 268, or  
273 (3) a violation of any regulation adopted in accordance with the  
274 provisions of section 12-484, 12-487 or 13b-410, or (4) a violation of any  
275 ordinance, regulation or bylaw of any town, city or borough, except  
276 violations of building codes and the health code, for which the penalty  
277 exceeds ninety dollars but does not exceed two hundred fifty dollars,  
278 unless such town, city or borough has established a payment and  
279 hearing procedure for such violation pursuant to section 7-152c, shall  
280 follow the procedures set forth in this section.

281 Sec. 10. Section 51-215a of the general statutes is repealed and the  
282 following is substituted in lieu thereof (*Effective from passage*):

283 The clerk of the Appellate Court shall file with the Reporter of  
284 Judicial Decisions copies of memoranda of decisions in Appellate  
285 Court cases. The reporter shall prepare all of the decisions for  
286 publication and index them in substantial conformity with the manner  
287 in which decisions of the Supreme Court are prepared and indexed.  
288 The decisions shall be published by the Commission on Official Legal  
289 Publications in the Connecticut Law Journal and in bound or electronic  
290 volumes.

291 Sec. 11. Section 51-216a of the general statutes is repealed and the  
292 following is substituted in lieu thereof (*Effective from passage*):

293 (a) The Commission on Official Legal Publications shall be an  
294 agency of the Judicial Branch and shall be composed of the Chief  
295 Justice of the Supreme Court, who shall be chairperson, ex officio; the  
296 Chief Court Administrator, ex officio; a judge or former judge of the  
297 Supreme Court and a state referee, both of whom shall be appointed  
298 by the Chief Justice; [the executive secretary of the Judicial Branch;] the  
299 Reporter of Judicial Decisions; and one other employee of the Judicial  
300 Branch appointed by the Chief Justice.

301 (b) The commission shall acquire, publish, distribute and maintain  
302 for the benefit of the state a sufficient supply of the official legal

303 publications, which shall consist of: (1) The Connecticut Reports  
304 consisting of the reports of cases determined by the Supreme Court as  
305 prepared for publication by the Reporter of Judicial Decisions, (2)  
306 reports of cases determined by the Appellate Court as prepared for  
307 publication by the Reporter of Judicial Decisions, (3) the Connecticut  
308 Law Journal, (4) the Connecticut Practice Book and cumulative  
309 supplements thereto, and (5) such additional publications pertaining to  
310 the state Judicial Branch, the Supreme Court, the Appellate Court, the  
311 Superior Court and the practice of law as may be assigned to the  
312 commission. The commission may publish, maintain and distribute the  
313 official legal publications in available alternative formats. An  
314 alternative format includes an electronic format and may be the sole  
315 method for the publication, maintenance and distribution of all official  
316 legal publications [.] and all archived official legal [protections and all  
317 volumes of the Connecticut Reports, excluding the most recent one  
318 hundred volumes] publications.

319 (c) The commission shall publish in the Connecticut Law Journal  
320 except as they may be incorporated into any revision of the  
321 Connecticut Practice Book: (1) Rules adopted by the judges of the  
322 Supreme Court, including, but not limited to, the rules adopted by the  
323 Supreme Court for the courts of probate, (2) the rules of the Appellate  
324 Court, and (3) the rules of the Superior Court.

325 (d) The commission may publish in the Connecticut Law Journal, or  
326 prepare for separate publication and publish, such other documents  
327 and information as in its opinion are proper or of sufficient importance  
328 to warrant publication.

329 (e) The commission may establish an electronic bulletin board to  
330 provide information to members of the public upon such terms as it  
331 deems to be in the best interest of the state.

332 (f) The commission shall, to the extent it finds it desirable to do so,  
333 cause official legal publications to be copyrighted in the name of the  
334 Secretary of the State for the benefit of the people of the state.

335 (g) [All] If printed, all official legal publications published by the  
336 commission pursuant to this section shall be printed on paper that  
337 meets or exceeds the American National Standards Institute standards  
338 for permanent paper, unless such paper is not available.

339 Sec. 12. Subdivision (2) of subsection (a) of section 51-216b of the  
340 general statutes is repealed and the following is substituted in lieu  
341 thereof (*Effective from passage*):

342 (2) The commission may appoint a selling agent or agents to handle  
343 the sales, and a publishing agent or agents to attend to the publication  
344 and distribution, under its supervision, of official legal publications,  
345 upon such terms as it deems to be in the best interest of the state.  
346 [Except to the extent that the commission otherwise appoints, the  
347 executive secretary of the Judicial Branch shall be the commission's  
348 publishing agent.]

349 Sec. 13. Subsection (c) of section 51-295a of the general statutes is  
350 repealed and the following is substituted in lieu thereof (*Effective from*  
351 *passage*):

352 (c) Each such person shall, for retirement purposes, be entitled to  
353 credit for any or all the prior years of service accrued by him on the  
354 date of his appointment as Chief Public Defender, Deputy Chief Public  
355 Defender or public defender, while serving in the office of (1) Chief  
356 Public Defender, (2) Deputy Chief Public Defender, (3) public  
357 defender, assistant public defender or deputy assistant public defender  
358 in the Superior Court, Court of Common Pleas or Circuit Court, (4)  
359 state's attorney, assistant state's attorney or deputy assistant state's  
360 attorney in the Superior Court, or (5) prosecuting attorney or assistant  
361 prosecuting attorney in the Court of Common Pleas or the Circuit  
362 Court, [or (6) executive secretary or assistant executive secretary of the  
363 Judicial Department,] provided such person shall pay to the  
364 Comptroller five per cent of the salary of his office for each prior year  
365 of service he claims for retirement credit. Each such person shall be  
366 entitled to have his retirement contributions to the state employees

367 retirement system under chapter 66 credited toward the payment due  
368 for the prior years of service he claims for retirement credit.

369 Sec. 14. Section 54-66a of the general statutes is repealed and the  
370 following is substituted in lieu thereof (*Effective from passage*):

371 Any bail bond posted in any criminal proceeding in this state shall  
372 be automatically terminated and released whenever the defendant: (1)  
373 Is granted accelerated rehabilitation pursuant to section 54-56e; (2) is  
374 granted admission to the pretrial alcohol education program pursuant  
375 to section 54-56g; (3) is granted admission to the pretrial family  
376 violence education program pursuant to section 46b-38c; (4) is granted  
377 admission to the pretrial drug education and community service  
378 program pursuant to section 54-56i; (5) has the complaint or  
379 information filed against such defendant dismissed; (6) has the  
380 prosecution of the complaint or information filed against such  
381 defendant terminated by entry of a nolle prosequi; (7) is acquitted; (8)  
382 is sentenced by the court and a stay of such sentence, if any, is lifted;  
383 (9) is granted admission to the pretrial school violence prevention  
384 program pursuant to section 54-56j; (10) is charged with a violation of  
385 section 29-33, 53-202l or 53-202w, and prosecution has been suspended  
386 pursuant to subsection (h) of section 29-33; (11) is charged with a  
387 violation of section 29-37a and prosecution has been suspended  
388 pursuant to subsection (i) of section 29-37a; [or] (12) is granted  
389 admission to the supervised diversionary program for persons with  
390 psychiatric disabilities, or persons who are veterans, pursuant to  
391 section 54-56l; or (13) is granted admission to a diversionary program  
392 for young persons charged with a motor vehicle violation or an  
393 alcohol-related offense pursuant to section 54-56p.

394 Sec. 15. Section 54-86d of the 2018 supplement to the general  
395 statutes is repealed and the following is substituted in lieu thereof  
396 (*Effective October 1, 2018*):

397 Any person who has been the victim of a sexual assault under  
398 section 53a-70, 53a-70a, 53a-70b, 53a-70c, 53a-71, 53a-72a, 53a-72b or

399 53a-73a, voyeurism under section 53a-189a, or injury or risk of injury,  
400 or impairing of morals under section 53-21, or of an attempt thereof, or  
401 family violence, as defined in section 46b-38a, shall not be required to  
402 divulge his or her address or telephone number during any trial or  
403 pretrial evidentiary hearing arising from the sexual assault, voyeurism  
404 or injury or risk of injury to, or impairing of morals of, a child, or  
405 family violence; provided the judge presiding over such legal  
406 proceeding finds: (1) Such information is not material to the  
407 proceeding, (2) the identity of the victim has been satisfactorily  
408 established, and (3) the current address of the victim will be made  
409 available to the defense in the same manner and time as such  
410 information is made available to the defense for other criminal  
411 offenses.

412 Sec. 16. Section 54-86e of the 2018 supplement to the general statutes  
413 is repealed and the following is substituted in lieu thereof (*Effective*  
414 *October 1, 2018*):

415 The name and address of the victim of a sexual assault under  
416 section 53a-70, 53a-70a, 53a-70b, 53a-70c, 53a-71, 53a-72a, 53a-72b or  
417 53a-73a, voyeurism under section 53a-189a, or injury or risk of injury,  
418 or impairing of morals under section 53-21, or of an attempt thereof, or  
419 family violence, as defined in section 46b-38a and such other  
420 identifying information pertaining to such victim as determined by the  
421 court, shall be confidential and shall be disclosed only upon order of  
422 the Superior Court, except that (1) such information shall be available  
423 to the accused in the same manner and time as such information is  
424 available to persons accused of other criminal offenses, and (2) if a  
425 protective order is issued in a prosecution under any of said sections,  
426 the name and address of the victim, in addition to the information  
427 contained in and concerning the issuance of such order, shall be  
428 entered in the registry of protective orders pursuant to section 51-5c.

429 Sec. 17. Section 54-130f of the general statutes is repealed and the  
430 following is substituted in lieu thereof (*Effective October 1, 2018*):

431 Not later than January 1, 2016, the Board of Pardons and Paroles  
432 shall develop a pardon eligibility notice containing written  
433 explanatory text of the pardons process set forth in this chapter. The  
434 board, in conjunction with the Judicial Department and Department of  
435 Correction, shall ensure that such notice is provided to a person at the  
436 time such person (1) is sentenced, if such sentence does not include a  
437 period of imprisonment or a period of probation, (2) is released by the  
438 Department of Correction, including any pretrial release pursuant to  
439 section 18-100f, (3) has completed or been discharged from a period of  
440 parole, and (4) has completed a period of probation or conditional  
441 discharge pursuant to section 53a-29 or 53a-33. The board shall update  
442 such notice as deemed necessary by the board.

443 Sec. 18. Subsection (d) of section 51-245 of the 2018 supplement to  
444 the general statutes is repealed and the following is substituted in lieu  
445 thereof (*Effective October 1, 2018*):

446 (d) Notwithstanding the provisions of subsections (a) and (b) of this  
447 section, if any juror is deaf or hard of hearing, such juror shall have the  
448 assistance of a qualified interpreter who shall be present throughout  
449 the proceeding and when the jury assembles for deliberation. [Such  
450 interpreter shall be provided by the Department of Rehabilitation  
451 Services at the request of the juror or the court.] Such interpreter shall  
452 be subject to rules adopted pursuant to section 51-245a.

453 Sec. 19. Section 150 of public act 17-2 of the June special session is  
454 repealed and the following is substituted in lieu thereof (*Effective from*  
455 *passage*):

456 (a) There is established a pilot program that shall provide indigent  
457 individuals with access to legal counsel at any hearing on an  
458 application for relief from abuse brought under section 46b-15 of the  
459 general statutes. The pilot program shall be administered in  
460 accordance with the provisions of this section. Funding for the pilot  
461 program shall be in accordance with the provisions of section 151 of  
462 [this act] public act 17-2 of the June special session. If funding is not

463 made available in accordance with section 151 of [this act] public act  
464 17-2 of the June special session by July 1, 2018, then the Division of  
465 Public Defender Services and the Judicial Branch shall not be required  
466 to undertake the duties described in this section. The pilot program  
467 shall commence on July 1, 2018, and shall terminate on June 30, 2019.

468 (b) (1) The Judicial Branch, utilizing funds made available pursuant  
469 to section 151 of [this act] public act 17-2 of the June special session,  
470 shall contract with one or more nonprofit organizations, whose  
471 principal purpose is to provide legal services to indigent individuals,  
472 to provide legal counsel to an applicant at any hearing on an  
473 application for relief from abuse brought under section 46b-15 of the  
474 general statutes. The provision of legal counsel under this subsection  
475 shall only be for the duration of the pilot program and shall be limited  
476 to the issue of whether the application for relief under section 46b-15 of  
477 the general statutes shall be granted or denied.

478 (2) The Division of Public Defender Services, utilizing funds made  
479 available pursuant to section 151 of [this act] public act 17-2 of the June  
480 special session, shall provide legal counsel to a respondent at any  
481 hearing on an application for relief from abuse brought under section  
482 46b-15 of the general statutes. The provision of legal counsel under this  
483 subsection shall only be for the duration of the pilot program and shall  
484 be limited to the issue of whether the application for relief under  
485 section 46b-15 of the general statutes shall be granted or denied.

486 (c) The Chief Court Administrator shall select one judicial district in  
487 which to provide the legal services described in subsection (b) of this  
488 section.

489 (d) No individual who seeks services under the pilot program shall  
490 be provided access to legal counsel under subsection (b) of this section,  
491 unless: (1) If such individual is (A) the applicant in a proceeding  
492 brought under section 46b-15 of the general statutes, the individual  
493 successfully demonstrates to the nonprofit organization with whom  
494 the Judicial Branch has contracted for the provision of legal services



495 that he or she is indigent, or (B) the respondent in a proceeding  
496 brought under section 46b-15 of the general statutes, the individual  
497 successfully demonstrates to the Division of Public Defender Services  
498 that he or she is indigent; and (2) such proceeding is pending in the  
499 judicial district selected pursuant to subsection (c) of this section.

500 (e) For purposes of this section, an applicant or respondent shall be  
501 determined indigent if he or she has annual gross income that is at or  
502 below the following guidelines: (1) \$23,760 for an applicant or  
503 respondent with no dependents, (2) \$32,040 for an applicant or  
504 respondent with one dependent, (3) \$40,320 for an applicant or  
505 respondent with two dependents, and (4) \$48,600 for an applicant or  
506 respondent with three dependents. If an applicant or respondent has  
507 more than three dependents, for each additional dependent the sum of  
508 \$8,320 shall be added to \$48,600.

509 (f) Prior to providing legal counsel to any individual under the pilot  
510 program, the Division of Public Defender Services and any nonprofit  
511 organization with whom the Judicial Branch contracts for the provision  
512 of legal services under the pilot program, shall ensure that attorneys  
513 are assigned to proceedings in a manner that will avoid conflicts of  
514 interest, as defined by the Rules of Professional Conduct.

515 (g) Not later than [January 1, 2019] July 1, 2019, the Chief Court  
516 Administrator, shall report, in accordance with the provisions of  
517 section 11-4a of the general statutes, to the joint standing committee of  
518 the General Assembly having cognizance of matters relating to the  
519 judiciary on: (1) The status and results of the pilot program, and (2)  
520 whether a permanent program that provides similar legal services  
521 should be established in the state. Such report may also include  
522 legislative recommendations concerning the establishment of the pilot  
523 program on a permanent basis.

524 Sec. 20. Subsection (b) of section 46b-44a of the 2018 supplement to  
525 the general statutes is repealed and the following is substituted in lieu  
526 thereof (*Effective October 1, 2018*):

527 (b) An action brought pursuant to subsection (a) of this section may  
528 proceed if, at the time of the filing of the action, the parties attest,  
529 under oath, that the following conditions exist: (1) The marriage has  
530 broken down irretrievably; (2) the duration of the marriage does not  
531 exceed nine years; (3) neither party to the action is pregnant; (4) no  
532 children were born to or adopted by the parties prior to, or during, the  
533 marriage; (5) neither party has any interest or title in real property; (6)  
534 the total combined fair market value of all property owned by either  
535 party, less any amount owed on such property, is less than eighty  
536 thousand dollars; (7) neither party has a defined benefit pension plan;  
537 (8) neither party has a pending petition for relief under the United  
538 States Bankruptcy Code; [(9) neither party is applying for or receiving  
539 benefits pursuant to Title XIX of the Social Security Act; (10)] (9) no  
540 other action for dissolution of marriage, civil union, legal separation or  
541 annulment is pending in this state or in a foreign jurisdiction; [(11)]  
542 (10) a restraining order, issued pursuant to section 46b-15, or a  
543 protective order, issued pursuant to section 46b-38c, between the  
544 parties is not in effect; and [(12)] (11) the residency provisions of  
545 section 46b-44 have been satisfied. After the filing of the joint petition  
546 and prior to the court entering a decree of dissolution of marriage  
547 pursuant to section 46b-44c, if a change occurs with respect to any of  
548 the conditions set forth in this subsection, one or both of the parties  
549 shall notify the court forthwith of the changed condition. For the  
550 purposes of this subsection, "defined benefit pension plan" means a  
551 pension plan in which an employer promises to pay a specified  
552 monthly benefit upon an employee's retirement that is predetermined  
553 by a formula based on the employee's earnings history and tenure of  
554 service.

555 Sec. 21. Subsection (b) of section 54-220 of the 2018 supplement to  
556 the general statutes is repealed and the following is substituted in lieu  
557 thereof (*Effective July 1, 2018*):

558 (b) Notwithstanding any provision of the general statutes, upon  
559 request, a victim advocate shall be provided with a copy of any police

560 report in the possession of the [Office of the Chief State's Attorney]  
 561 state's attorney, the Division of State Police within the Department of  
 562 Emergency Services and Public Protection, any municipal police  
 563 department or any other law enforcement agency that the victim  
 564 advocate requires to perform the responsibilities and duties set forth in  
 565 subsection (a) of this section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	2-61(a)
Sec. 2	<i>July 1, 2018</i>	4a-60(a)(1)
Sec. 3	<i>from passage</i>	45a-81(d)
Sec. 4	<i>October 1, 2018</i>	46b-61
Sec. 5	<i>July 1, 2018</i>	46b-63
Sec. 6	<i>from passage</i>	46b-231(g)
Sec. 7	<i>from passage</i>	51-8
Sec. 8	<i>from passage</i>	51-9
Sec. 9	<i>July 1, 2018</i>	51-164n(b)
Sec. 10	<i>from passage</i>	51-215a
Sec. 11	<i>from passage</i>	51-216a
Sec. 12	<i>from passage</i>	51-216b(a)(2)
Sec. 13	<i>from passage</i>	51-295a(c)
Sec. 14	<i>from passage</i>	54-66a
Sec. 15	<i>October 1, 2018</i>	54-86d
Sec. 16	<i>October 1, 2018</i>	54-86e
Sec. 17	<i>October 1, 2018</i>	54-130f
Sec. 18	<i>October 1, 2018</i>	51-245(d)
Sec. 19	<i>from passage</i>	PA 17-2 of the June Sp. Sess., Sec. 150
Sec. 20	<i>October 1, 2018</i>	46b-44a(b)
Sec. 21	<i>July 1, 2018</i>	54-220(b)

**Statement of Legislative Commissioners:**

In Section 4(a), "An applicant shall cause the accompanying documents to be filed with the court" was changed to "An applicant shall file the accompanying documents with the court" for clarity.

**JUD**      *Joint Favorable Subst.*

