General Assembly

Amendment

February Session, 2018

LCO No. 5566

Offered by:
REP. VERRENGIA, 20th Dist.
REP. ORANGE, 48th Dist.
REP. DIMASSA, 116th Dist.
REP. PAOLILLO, 97th Dist.
REP. SREDZINSKI, 112th Dist.
REP. REBIMBAS, 70th Dist.

To: Subst. House Bill No. 5220 File No. 175 Cal. No. 134

"AN ACT AUTHORIZING THIRD-PARTY FINGERPRINTING SERVICES."

1 In line 53, strike "may" and insert in lieu thereof "shall"

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

4 "Sec. 501. (NEW) (Effective January 1, 2019) (a) The Police Officer
5 Standards and Training Council, established under section 7-294b of
6 the general statutes, and the Commissioner of Emergency Services and
7 Public Protection or the commissioner's designee, shall, within
8 available appropriations, jointly develop, adopt and revise, as
9 necessary, minimum standards and practices for the administration
10 and management of law enforcement units, as defined in section 7-
11 294a of the general statutes. Such minimum standards and practices
12 shall be based upon standards established by the International
13 Association of Chiefs of Police and the Commission on Accreditation

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for Law Enforcement Agencies, Inc., and shall include, but need not be limited to, standards and practices regarding bias-based policing, use of force, response to crimes of family violence, use of body-worn recording equipment, complaints that allege misconduct by police officers, use of electronic defense weapons, eyewitness identification procedures, notifications in death and related events and pursuits by police officers. The council shall post such minimum standards and practices on the council's Internet web site and disseminate such standards and practices to law enforcement units. The council and commissioner or the commissioner's designee shall jointly develop a process to review a law enforcement unit's compliance with such minimum standards and practices and issue a certificate of compliance with law enforcement standards and practices to a law enforcement unit that meets or exceeds such standards and practices.

(b) On and after January 1, 2019, each law enforcement unit shall adopt and maintain (1) the minimum standards and practices developed by the council pursuant to subsection (a) of this section, or (2) a higher level of accreditation standards developed by the council or the Commission on Accreditation for Law Enforcement Agencies, Inc.

(c) No civil action may be brought against a law enforcement unit for damages arising from the failure of the law enforcement unit to adopt and maintain such minimum standards and practices or a higher level of accreditation standards.

Sec. 502. Section 14-283a of the general statutes is repealed and the following is substituted in lieu thereof (Effective October 1, 2018):

(a) As used in this section, "police officer" [means a sworn member of an organized local police department or a state police officer, which member or officer is assigned to patrol duties on public streets or highways] has the same meaning as provided in section 7-294a, and "pursuit" means an attempt by a police officer in an authorized emergency vehicle to apprehend any occupant of another moving
motor vehicle, when the driver of the fleeing vehicle is attempting to
avoid apprehension by maintaining or increasing the speed of such
vehicle or by ignoring the police officer's attempt to stop such vehicle.

(b) The Commissioner of Emergency Services and Public Protection,
in conjunction with the Chief State's Attorney, the Police Officer
Standards and Training Council, the Connecticut Police Chiefs
Association and the Connecticut Coalition of Police and Correctional
Officers, shall adopt, in accordance with the provisions of chapter 54, a
uniform, state-wide policy for handling pursuits by police officers.
Such policy shall specify: (1) The conditions under which a police
officer may engage in a pursuit and discontinue a pursuit, (2)
alternative measures to be employed by any such police officer in
order to apprehend any occupant of the fleeing motor vehicle or to
impede the movement of such motor vehicle, (3) the coordination and
responsibility, including control over the pursuit, of supervisory
personnel and the police officer engaged in such pursuit, (4) in the case
of a pursuit that may proceed and continue into another municipality,
(A) the requirement to notify and the procedures to be used to notify
the police department in such other municipality or, if there is no
organized police department in such other municipality, the officers
responsible for law enforcement in such other municipality, that there
is a pursuit in progress, and (B) the coordination and responsibility of
supervisory personnel in each such municipality and the police officer
engaged in such pursuit, (5) the type and amount of training in
pursuits, that each police officer shall undergo, which may include
training in vehicle simulators, if vehicle simulator training is
determined to be necessary, and (6) that a police officer immediately
notify supervisory personnel or the officer in charge after the police
officer begins a pursuit. The chief of police or Commissioner of
Emergency Services and Public Protection, as the case may be, shall
inform each officer within such chief's or said commissioner's
department and each officer responsible for law enforcement in a
municipality in which there is no such department of the existence of
the policy of pursuit to be employed by any such officer and shall take
whatever measures that are necessary to assure that each such officer
understands the pursuit policy established.

(c) (1) Not later than December 1, 2018, the Police Officer Standards
and Training Council, established under section 7-294b, shall develop
and promulgate a standardized form for (A) reporting pursuits by
police officers pursuant to subdivision (2) of this subsection, and (B)
submitting annual reports pursuant to subdivision (3) of this
subsection.

(2) On and after January 1, 2019, the chief of police or the
Commissioner of Emergency Services and Public Protection, as the
case may be, shall require each police officer who engages in a pursuit
to report such pursuit on the standardized form developed and
promulgated under subdivision (1) of this subsection.

(3) Not later than January 31, 2020, and annually thereafter, each
chief of police and the Commissioner of Emergency Services and
Public Protection shall submit an annual report to the Police Officer
Standards and Training Council regarding pursuits by police officers
on the standardized form developed and promulgated under
subdivision (1) of this subsection.

(4) Not later than April 30, 2020, and annually thereafter, the Police
Officer Standards and Training Council shall compile, analyze and
summarize the annual reports and submit, in accordance with section
11-4a, a consolidated report regarding police pursuits and any
recommendations for legislation to the joint standing committee of the
General Assembly having cognizance of matters relating to public
safety and security. The council may partner with an institution of
higher education in this state or a professional police organization to
prepare or to assist in the preparation of the consolidated report."

| This act shall take effect as follows and shall amend the following sections: |
|-------------------|-------------------|-------------------|
| Sec. 501          | January 1, 2019   | New section       |
| Sec. 502 | October 1, 2018 | 14-283a |