



House of Representatives

General Assembly

File No. 588

February Session, 2018

Substitute House Bill No. 5475

House of Representatives, April 19, 2018

The Committee on Judiciary reported through REP. TONG of the 147th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT CONCERNING THE BODY-WORN RECORDING EQUIPMENT TASK FORCE.

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

1 Section 1. Section 1 of public act 17-225 is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) There is established a task force to examine the use of body-worn
4 recording equipment by state and municipal police in accordance with
5 section 29-6d of the general statutes, as amended by [this act] public
6 act 17-225. Such task force shall examine (1) whether such statute
7 should be expanded or otherwise amended, including, but not limited
8 to, a consideration of whether such statute or any other statute should
9 address the use of electronic defense weapon recording equipment, as
10 defined in section 7-277b of the general statutes, as amended by [this
11 act] public act 17-225, (2) training associated with the use of such
12 equipment, [and] (3) data storage and freedom of information issues
13 associated with the data created by the use of such equipment, and (4)
14 under what circumstances, if any, should (A) a police officer be

15 permitted to review a recording from body-worn recording equipment
16 prior to giving a formal statement about the use of force by such officer
17 or another officer, and (B) members of the public or alleged victims or
18 their family members be permitted to review a recording from body-
19 worn recording equipment during an investigation or following an
20 allegation of excessive use of force by a police officer.

21 (b) The task force shall consist of (1) the following members or their
22 designees: (A) The chairpersons and ranking members of the joint
23 standing committees of the General Assembly having cognizance of
24 matters relating to the judiciary and public safety, (B) the Chief State's
25 Attorney, (C) the Chief Public Defender, and (D) the chairperson of the
26 Freedom of Information Commission; (2) (A) an active or retired judge
27 appointed by the Chief Justice of the Supreme Court, (B) a municipal
28 police chief appointed by the president of the Connecticut Police Chiefs
29 Association, (C) a representative of the Police Officer Standards and
30 Training Council, (D) a representative of the State Police Training School
31 appointed by the Commissioner of Emergency Services and Public
32 Protection, and (E) a representative of the criminal defense bar appointed
33 by the president of the Connecticut Criminal Defense Lawyers
34 Association; (3) ~~six~~ nine public members, ~~(A) six of whom shall be~~
35 ~~appointed [one] two~~ each by the president pro tempore of the Senate, the
36 speaker of the House of Representatives [,] ~~and~~ and the Senate Republican
37 president pro tempore, and (B) three of whom represent or are
38 members of a family of a person who died due to the use of force by a
39 police officer, appointed one each by the majority leader of the Senate,
40 the majority leader of the House of Representatives and the minority
41 leader of the House of Representatives; and (4) four sworn police officers,
42 (A) one of whom is a member of the Connecticut State Police Union,
43 appointed by the president pro tempore of the Senate, (B) one of whom is
44 a member of a municipal police department that serves a municipality
45 with seventy-five thousand residents or more, appointed by the speaker
46 of the House of Representatives, (C) one of whom who is female,
47 appointed by the Senate Republican president pro tempore, and (D) one
48 of whom is a member of a municipal police department that serves a
49 municipality with less than seventy-five thousand residents, appointed by
50 the minority leader of the House of Representatives.

51 (c) Not later than [February 1, 2018] January 1, 2019, the task force
 52 established pursuant to subsection (a) of this section, shall report its
 53 findings and any recommendations for legislation to the joint standing
 54 committees of the General Assembly having cognizance of matters
 55 relating to the judiciary and public safety, in accordance with section 11-
 56 4a of the general statutes. The task force shall terminate on the date that
 57 it submits such report or [February 1, 2018] January 1, 2019, whichever
 58 is later.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	PA 17-225, Sec. 1

JUD *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:** None**Municipal Impact:** None**Explanation**

The bill extends the reporting deadline of the previously established task force to study the use of body-worn recording equipment by state and municipal police. The task force shall submit its findings and recommendations to the judiciary and public safety committees by January 1, 2019.

This bill has no fiscal impact as PA 17-236 prohibits transportation allowances for task force members.

The Out Years**State Impact:** None**Municipal Impact:** None

OLR Bill Analysis

sHB 5475

***AN ACT CONCERNING VIEWING OF BODY CAMERA FOOTAGE
DURING AN INVESTIGATION.***

SUMMARY

The Office of Legislative Research does not analyze Special Acts.

COMMITTEE ACTION

Judiciary Committee

Joint Favorable Substitute

Yea 40 Nay 1 (04/04/2018)