



General Assembly

Substitute Bill No. 880

January Session, 2019



**AN ACT INCREASING FAIRNESS AND TRANSPARENCY IN THE
CRIMINAL JUSTICE SYSTEM.**

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

1 Section 1. (NEW) (Effective July 1, 2019) (a) Not later than July 1,
2 2020, and annually thereafter, the Office of Policy and Management
3 shall make a presentation to the Criminal Justice Commission,
4 established under section 51-275a of the general statutes, on existing
5 prosecutorial data, and report such presentation in accordance with
6 the provisions of section 11-4a of the general statutes to the
7 chairpersons and ranking members of the joint standing committee of
8 the General Assembly having cognizance of matters relating to the
9 judiciary and make such presentation publicly available on the Internet
10 web site of the Office of Policy and Management. The Office of Policy
11 and Management shall include in any such presentation made on or
12 after July 1, 2021, data described in subsection (b) of this section.

13 (b) Not later than February 1, 2021, and annually thereafter, the
14 Division of Criminal Justice, in consultation with the Judicial Branch,
15 the Department of Correction and the Criminal Justice Information
16 System Governing Board, established under section 54-142 of the
17 general statutes, shall provide to the Office of Policy and Management
18 data collected under section 2 of this act for the previous calendar year.

19 Sec. 2. (NEW) (*Effective July 1, 2019*) (a) The Division of Criminal
20 Justice, in consultation with the Judicial Branch, the Department of
21 Correction and the Criminal Justice Information System Governing
22 Board, established under section 54-142 of the general statutes, shall
23 collect for the purposes of section 1 of this act disaggregated, case level
24 data by docket number pertaining to defendants who are eighteen
25 years of age or older at the time of the commission of an alleged
26 offense under each of the categories described in subdivisions (1) to
27 (13), inclusive, of this subsection, as follows:

28 (1) Arrests, including data on citations, summonses, custody arrests,
29 warrants and on-site arrests;

30 (2) Arraignments of individuals in custody;

31 (3) Continuances;

32 (4) Diversionary programs, including data on program applications,
33 program diversions, successful completions by defendants of such
34 programs, failures by defendants to complete such programs and
35 people in diversion on the first of the month;

36 (5) Contact between victims and prosecutorial officials, including
37 data on cases involving victims;

38 (6) Dispositions, including data on pending cases and cases
39 disposed of;

40 (7) Nonjudicial sanctions, including data on nonjudicial sanctions
41 applied, successful completion of nonjudicial sanctions, failure of
42 nonjudicial sanctions and persons on nonjudicial sanction status on the
43 first of the month;

44 (8) Plea agreements, including data on total plea agreements,
45 agreements involving probation, agreements involving prison, other
46 agreements and prosecutor's last best offer;

47 (9) Cases going to trial, including data on cases added per month,
48 pending trial cases, plea offers accepted by the court per month, plea
49 offers rejected by the court per month, disposition by trial, disposition
50 involving probation, disposition involving prison and other
51 dispositions;

52 (10) Demographics, including data on race, sex, ethnicity and age;

53 (11) Court fees or fines, including those imposed by the court at the
54 disposition of the defendant's case and any outstanding balance the
55 defendant may have on such fees or fines;

56 (12) Restitution amounts ordered pursuant to subsection (c) of
57 section 53a-28 of the general statutes, including any amount collected
58 by the court and any amount paid to a victim; and

59 (13) The zip code of the defendant's primary residence.

60 (b) No information collected under this section that personally
61 identifies a victim may be disclosed under section 1 of this act.

62 Sec. 3. (NEW) (*Effective July 1, 2019*) The Chief Public Defender shall,
63 within available appropriations, establish a pilot program to provide
64 representation to persons at parole revocation hearings. Not later than
65 January 1, 2021, and annually thereafter, the Chief Public Defender
66 shall submit a report to the Secretary of the Office of Policy and
67 Management on cases served as part of such program during the prior
68 calendar year. Such report shall aggregate information, including, but
69 not limited to, the number of public defenders funded through the
70 pilot program, the number of preliminary hearings and final parole
71 revocation hearings served by such public defenders and the
72 associated outcomes of such hearings.

73 Sec. 4. (NEW) (*Effective July 1, 2019*) Not later than January 1, 2021,
74 and annually thereafter, the Board of Pardons and Paroles shall report
75 to the Secretary of the Office of Policy and Management and make
76 available on its Internet web site the following information:

77 (1) Outcomes of preliminary hearings, including whether (A)
78 probable cause of a parole violation was found and that the alleged
79 violation was serious enough to warrant revocation of parole, (B)
80 probable cause of a parole violation was found, but the alleged
81 violation was not serious enough to warrant revocation, and (C) no
82 probable cause of a parole violation was found;

83 (2) The number of (A) individuals remanded to the custody of the
84 Department of Correction for criminal and technical violations, and (B)
85 individuals held in custody beyond a preliminary hearing pending a
86 final parole revocation hearing;

87 (3) Outcomes of final parole revocation hearings, including whether
88 there was a recommendation to (A) reinstate parole, or (B) revoke
89 parole; and

90 (4) Case level data on demographics, including data on race, sex,
91 ethnicity and age.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2019</i>	New section
Sec. 2	<i>July 1, 2019</i>	New section
Sec. 3	<i>July 1, 2019</i>	New section
Sec. 4	<i>July 1, 2019</i>	New section

JUD *Joint Favorable Subst.*