



General Assembly

Substitute Bill No. 1110

January Session, 2019



AN ACT CONCERNING ACCESS TO RECORDS BY PERSONS WHO ARE INJURED WHILE IN THE CUSTODY OF THE COMMISSIONER OF CORRECTION.

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

1 Section 1. (NEW) (*Effective October 1, 2019*) An inmate, his or her
2 legal representative or the legal representative of the estate of an
3 inmate, who provides a written request for documents to the
4 Commissioner of Correction in connection with a fatal injury suffered
5 by the inmate while incarcerated or an injury that resulted in the
6 inmate suffering a permanent disability while incarcerated, may
7 receive all personnel, protocol or policy reviews, medical files, medical
8 reviews, corrective action plans or summary reports in the possession
9 of the Department of Correction that are relevant to such request. The
10 Commissioner of Correction shall ensure that such documentary
11 materials are provided to the inmate, his or her legal representative or
12 the legal representative of the estate of an inmate not later than sixty
13 days after the date of receipt of the written request, unless the
14 disclosure of the documentary materials is otherwise prohibited by
15 state or federal law. The Commissioner of Correction shall adopt
16 regulations in accordance with the provisions of chapter 54 of the
17 general statutes to implement the provisions of this section. Such
18 regulations shall include (1) a process for resolving any dispute
19 concerning the production of documentary materials by the

20 Department of Correction under this section, and (2) a delineation of
21 the fees, if any, that the Department of Correction may impose when
22 complying with a request for documentary materials under this
23 section.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2019</i>	New section

JUD *Joint Favorable Subst.*