AN ACT CONCERNING THE COUNTING OF INCARCERATED PERSONS FOR PURPOSES OF DETERMINING LEGISLATIVE DISTRICTS.

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

Section 1. (NEW) (Effective July 1, 2020) (a) (1) Not later than May first in any year in which a federal decennial census has been taken and in which the United States Census Bureau counted any incarcerated individual as a resident of the town in which such incarcerated individual's respective correctional facility is located, the Department of Correction shall deliver to the Secretary of the Office of Policy and Management in such form as the secretary shall prescribe:

(A) A unique identifier for each incarcerated individual subject to the jurisdiction of the department on the date for which the decennial census reports population;

(B) The street address of the correctional facility in which such individual was incarcerated at the time of such report;
(C) The residential or other address of such individual prior to incarceration, if known;

(D) An indication of whether such individual has attained the age of eighteen years;

(E) Such individual's race and whether such individual is of Hispanic or Latino origin, if known; and

(F) Any additional information the secretary may request pursuant to law.

(2) Notwithstanding any provision of the general statutes, the information required to be provided under this subsection shall not include the name of any incarcerated individual or in any other way allow for the identification of any such individual from such information. Such information shall be confidential and not otherwise disclosed, except to the secretary for the purposes of subsection (c) of this section, or as aggregated by census block for the purposes of subsection (d) of this section.

(b) Not later than May first in any year in which the federal decennial census has been taken and in which the United States Census Bureau counted any incarcerated individual as a resident of the town in which such incarcerated individual's respective correctional facility is located, the Secretary of the Office of Policy and Management shall request each agency that operates a federal correctional facility in this state to provide the secretary with a report including the information listed in subdivision (1) of subsection (a) of this section.

(c) (1) For each individual included in a report received under subsection (a) or (b) of this section, the Secretary of the Office of Policy and Management shall determine the geographic units for which population counts are reported in the federal decennial census, which units contain the address of the facility in which such individual was incarcerated, and such individual's residential or other address as listed in such report.
(2) For each individual included in a report received under subsection (a) or (b) of this section, if such individual's residential or other address is known and in this state, the secretary shall adjust such information to:

(A) Ensure that all relevant population counts reported in the census are as if such individual resided at such address on the date for which the census reports population; and

(B) Ensure that such individual is not represented in any applicable population count reported in the federal decennial census for the geographic units that include the facility in which such individual was incarcerated on the date for which the census reports population.

(3) For each individual included in a report received under subsection (a) or (b) of this section whose residential or other address is unknown or not in this state, and for each individual reported in the census as residing in a federal correctional facility for whom a report was not provided, the secretary shall adjust such information to:

(A) Ensure that such individual is not represented in any applicable population count reported in the federal decennial census for the geographic units that include the facility in which such individual was incarcerated on the date for which the census reports population; and

(B) Ensure that such individual is counted as part of a state unit not tied to a specific geographical location, in the same manner that an individual with an unknown state of residency is counted, including, but not limited to, military and federal government personnel stationed abroad.

(d) The Secretary of the Office of Policy and Management shall prepare and publish such information adjusted pursuant to subsection (c) of this section not later than thirty days after the publication of the redistricting data for this state by the United States Census Bureau in the year following the taking of the federal decennial census, and such adjusted information shall be the basis for determining state assembly and senatorial districts, as well as municipal voting districts. No
residence at an unknown geographical location within the state under subdivision (3) of subsection (c) of this section may be used to determine the average population of any set of districts. The secretary shall notify each municipality that such information shall be used for the purposes of determining municipal voting districts.

(e) The Department of Correction shall determine the residential or other address of each individual committed to the custody of the department on or after January 1, 2021, and maintain an electronic record of such address. Such record shall contain, at a minimum, the last-known residential or other address of each individual prior to incarceration.

This act shall take effect as follows and shall amend the following sections:

| Section 1 | July 1, 2020 | New section |

Statement of Purpose:
To provide for the adjustment of population data so as to count incarcerated persons as residents of their last town of residence rather than as residents of the town in which the correctional facility is located.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]