



Substitute Senate Bill No. 889

Public Act No. 21-97

AN ACT CONCERNING THE CRIMINAL JUSTICE POLICY AND PLANNING DIVISION AND THE PUBLICATION OF REPORTS AND PRESENTATIONS BY THE OFFICE OF POLICY AND MANAGEMENT.

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

Section 1. Section 4-68m of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

(a) There is established a Criminal Justice Policy and Planning Division within the Office of Policy and Management. The division shall be under the direction of an undersecretary.

(b) The division shall [develop a plan to] promote a more effective and cohesive state criminal justice system [and, to accomplish such plan, shall] by:

(1) [Conduct] Conducting an in-depth analysis of the criminal justice system;

(2) [Determine] Determining the long-range needs of the criminal justice system and [recommend] recommending policy priorities for the system;

(3) [Identify] Identifying critical problems in the criminal justice

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system and [recommend] recommending strategies to solve those problems;

(4) [Assess] Assessing the cost-effectiveness of the use of state and local funds in the criminal justice system;

(5) [Recommend] Recommending means to improve the deterrent and rehabilitative capabilities of the criminal justice system;

(6) [Advise and assist] Advising and assisting the General Assembly in developing plans, programs and proposed legislation for improving the effectiveness of the criminal justice system;

(7) [Make] Making computations of daily costs and [compare] comparing interagency costs on services provided by agencies that are a part of the criminal justice system;

(8) [Review] Reviewing the program inventories and cost-benefit analyses submitted pursuant to section 4-68s and [consider] considering incorporating such inventories and analyses in its budget recommendations to the General Assembly;

(9) [Make] Making population computations for use in planning for the long-range needs of the criminal justice system;

(10) [Determine] Determining long-range information needs of the criminal justice system and [acquire] acquiring that information;

(11) [Cooperate] Cooperating with the Office of the Victim Advocate by providing information and assistance to the office relating to the improvement of crime victims' services;

(12) [Serve] Serving as the liaison for the state to the United States Department of Justice on criminal justice issues of interest to the state and federal government relating to data, information systems and research;

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(13) [Measure] Measuring the success of community-based services and programs in reducing recidivism;

(14) [Develop and implement] Developing and implementing a comprehensive reentry strategy as provided in section 18-81w; and

(15) [Engage] Engaging in other activities consistent with the responsibilities of the division.

(c) In addition to the division's other duties under this section, the division may perform any function described in subsection (b) of this section to promote an effective and cohesive juvenile justice system.

(d) In the performance of its duties under this section, the division shall collaborate with the Department of Correction, the Board of Pardons and Paroles, the Department of Mental Health and Addiction Services and the Department of Emergency Services and Public Protection and consult with the Chief Court Administrator, the executive director of the Court Support Services Division of the Judicial Branch, the Chief State's Attorney and the Chief Public Defender.

(e) (1) At the request of the division, the Department of Correction, the Board of Pardons and Paroles, the Department of Mental Health and Addiction Services, the Department of Emergency Services and Public Protection, the Chief Court Administrator, the executive director of the Court Support Services Division of the Judicial Branch, the Chief State's Attorney and the Chief Public Defender shall provide the division with information and data needed by the division to perform its duties under subsection (b) of this section.

(2) The division shall have access to individualized records maintained by the Judicial Branch and the agencies specified in subdivision (1) of this subsection as needed for research purposes. The division, in collaboration with the Judicial Branch and the agencies specified in subdivision (1) of this subsection, shall develop protocols to

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protect the privacy of such individualized records consistent with state and federal law. The division shall use such individualized records for statistical analyses only and shall not use such records in any other manner that would disclose the identity of individuals to whom the records pertain.

(3) Any information or data provided to the division pursuant to this subsection that is confidential in accordance with state or federal law shall remain confidential while in the custody of the division and shall not be disclosed.

[(f) Not later than January 15, 2007, the division shall submit the plan developed pursuant to subsection (b) of this section to the Governor and, in accordance with the provisions of section 11-4a, to the joint standing committees of the General Assembly having cognizance of matters relating to criminal justice, public safety and appropriations and the budgets of state agencies. Not later than February 15, 2009, and biennially thereafter, the division shall update such plan and submit such updated plan to the Governor and said legislative committees.]

(f) The Office of Policy and Management shall make any report or presentation by the division publicly available on the office's Internet web site, including those required pursuant to sections 4-68n, as amended by this act, 4-68o, as amended by this act, and 4-68p, as amended by this act.

Sec. 2. Section 4-68n of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

The Criminal Justice Policy and Planning Division within the Office of Policy and Management shall [development] develop population projections for the correctional system for planning purposes and issue a report on such projections not later than February fifteenth of each year. The Office of Policy and Management shall make such report

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publicly available on the office's Internet web site.

Sec. 3. Section 4-680 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

(a) The Criminal Justice Policy and Planning Division within the Office of Policy and Management shall develop a reporting system that is able to track trends and outcomes related to policies designed to reduce prison overcrowding, improve rehabilitation efforts and enhance reentry strategies for offenders released from prison.

(b) The reporting system shall, at a minimum, track on a monthly basis: (1) The number of admissions to prison (A) directly from courts, (B) on account of parole revocation, and (C) on account of probation revocation, (2) the number of releases on parole and to other forms of community supervision and facilities, (3) the rate of granting parole, (4) the number of probation placements and placements to probation facilities, (5) the prison population, and (6) the projected prison population.

(c) The reporting system shall, at a minimum, track on an annual basis: (1) Recidivism of offenders released from prison, (2) recidivism of offenders on probation, [and] (3) recidivism of offenders participating in programs designed to reduce prison overcrowding, improve rehabilitation efforts and enhance reentry strategies for offenders released from prison, and (4) recidivism of offenders who received earned risk reduction credits pursuant to section 18-98e. The division shall measure recidivism in accordance with a nationally-accepted methodology.

[(d) The reporting system shall define outcomes for major programs and annually report these outcomes and delineate strategies to measure outcomes when information is not yet available to measure the effectiveness of particular programs.

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(e) The division shall publish the first monthly report not later than November 1, 2006.]

(d) The division shall monthly report the reporting system's tracking pursuant to subsection (b) of this section. The Office of Policy and Management shall make such report publicly available on the office's Internet web site.

[(f)] (e) The division shall publish [the first annual outcome report not later than January 1, 2007, and shall publish] an annual outcome report not later than February fifteenth of each year thereafter. The Office of Policy and Management shall make such report publicly available on the office's Internet web site. Such report may be included as part of the report submitted under section 4-68p, as amended by this act.

Sec. 4. Section 4-68p of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

Not later than [February] October fifteenth of each year, the Criminal Justice Policy and Planning Division within the Office of Policy and Management shall submit a report to the Governor and the joint standing committee of the General Assembly having cognizance of matters relating to the judiciary, in accordance with section 11-4a, [and make a presentation to the joint standing committees of the General Assembly having cognizance of matters relating to criminal justice and appropriations and the budgets of state agencies concerning its activities and recommendations under section 4-68m and specifying the actions necessary to promote an effective and cohesive criminal justice system. The report shall estimate the amount of savings inuring to the benefit of the state on account of the actual prison population being less than projected prior to the adoption of prison overcrowding reduction policies and make recommendations as to the manner in which a portion of such cost savings may be reinvested in community-based services and programs and community supervision by probation and

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parole officers in order to maintain that reduction in projected prison population. Beginning with the report to be submitted and the presentation to be made not later than February 15, 2008, the division shall include an assessment of the status of the development and implementation of the reentry strategy under section 18-81w] containing data analysis of state criminal justice system trends, including, if available, the number of reported crimes and arrests, and the size of the populations on probation, parole, special parole and in prison. The Office of Policy and Management shall make such report publicly available on the office's Internet web site.

Sec. 5. Subsection (a) of section 18-87k of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

(a) The Criminal Justice Policy Advisory Commission shall: (1) Develop and recommend policies for preventing prison and jail overcrowding; (2) examine the impact of statutory provisions and current administrative policies on prison and jail overcrowding and recommend legislation to the Governor and the General Assembly; (3) research and gather relevant statistical data and other information concerning the impact of efforts to prevent prison and jail overcrowding and make such information available to criminal justice agencies and members of the General Assembly; (4) advise the undersecretary of the Criminal Justice Policy and Planning Division on policies and procedures to promote more effective and cohesive state criminal justice and juvenile justice systems and to develop and implement the offender reentry strategy as provided in section 18-81w; (5) monitor developments throughout the state's criminal justice system; [and, not later than February 15, 2009, and annually thereafter, report to the Governor and the General Assembly on the effectiveness of the state's reentry strategy, outcomes achieved under the reentry strategy and the level of integration and coordination of the information technology

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systems used by the criminal justice agencies and other system-wide issues identified by the commission; (6) not later than February 15, 2009, and annually thereafter, sponsor for all members of the criminal justice community a full-day review of the criminal justice system in the state including progress that has been made within the past year and challenges to be met, which review shall be facilitated by the undersecretary of the Criminal Justice Policy and Planning Division; (7) (6) identify specific needs for reentry services in geographic areas throughout the state; [(8)] (7) identify institution-based and community-based programs and services that effectively address offender needs and reduce recidivism including, but not limited to, education and training, employment preparation and job bank, transitional health care, family support, substance abuse, domestic violence and sexual offender programs and services; [(9) develop a guide to best practices in the provision of reentry services; (10) develop and annually update a plan to ensure the availability of reentry services, which plan may include establishment of community reentry centers;] and [(11)] (8) assist the undersecretary of the Criminal Justice Policy and Planning Division in developing the recommendations included in the report and presentation made by the division pursuant to section 4-68p, as amended by this act.

Sec. 6. Section 51-296b of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

The Chief Public Defender shall, within available appropriations, establish a pilot program to provide representation to persons at parole revocation hearings. Not later than January 1, 2021, and annually thereafter, the Chief Public Defender shall submit a report to the Secretary of the Office of Policy and Management on cases served as part of such program during the prior calendar year. Such report shall aggregate information, including, but not limited to, the number of public defenders funded through the pilot program, the number of

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preliminary hearings and final parole revocation hearings served by such public defenders and the associated outcomes of such hearings. The Office of Policy and Management shall make such report publicly available on the office's Internet web site.

Sec. 7. Subsection (i) of section 54-1m of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

(i) The Office of Policy and Management shall, within available resources, review the prevalence and disposition of traffic stops and complaints reported pursuant to this section. Not later than July 1, 2014, and annually thereafter, the office shall report the results of any such review, including any recommendations, to the Governor, the General Assembly and any other entity deemed appropriate. The Office of Policy and Management shall make such report publicly available on the office's Internet web site.

Sec. 8. Section 54-125j of the general statutes is repealed and the following is substituted in lieu thereof (*Effective October 1, 2021*):

Not later than January 1, 2021, and annually thereafter, the Board of Pardons and Paroles shall report to the [Secretary of the] Office of Policy and Management and the office shall make available on [its] the office's Internet web site the following information:

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

(2) The number of (A) individuals remanded to the custody of the Department of Correction for criminal and technical violations, and (B)

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individuals held in custody beyond a preliminary hearing pending a final parole revocation hearing;

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

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

Sec. 9. Sections 4-68q, 4-68t, 4-68x and 18-98f of the general statutes are repealed. (*Effective October 1, 2021*)

Approved June 28, 2021