



General Assembly

Amendment

January Session, 2021

LCO No. 10216



Offered by:

REP. O'DEA, 125th Dist.

REP. HOWARD, 43rd Dist.

REP. REBIMBAS, 70th Dist.

To: Subst. Senate Bill No. 363

File No. 443

Cal. No. 593

(As Amended by Senate Amendment Schedule "B")

"AN ACT CONCERNING THE DUTIES OF THE OFFICE OF THE ATTORNEY GENERAL."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (d) of section 52-571k, as amended by section 9
4 of public act 21-33, is repealed and the following is substituted in lieu
5 thereof (*Effective July 1, 2021*):

6 (d) (1) In any civil action brought under this section, governmental
7 immunity shall [only] be a defense to a claim for damages, [when]
8 unless, at the time of the conduct complained of, the police officer [had
9 an objectively good faith belief that such officer's conduct did not violate
10 the law. There shall be no] deprived any person or class of persons of
11 the protections, privileges and immunities guaranteed under article first

12 of the Constitution of this state. A party may make an interlocutory
 13 appeal of a trial court's denial of the application of the defense of
 14 governmental immunity. Governmental immunity shall not be a
 15 defense in a civil action brought solely for equitable relief.

16 (2) In any civil action brought under this section, the trier of fact may
 17 draw an adverse inference from a police officer's deliberate failure, in
 18 violation of section 29-6d, as amended by this act, to record any event
 19 that is relevant to such action."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	July 1, 2021	52-571k(d)

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