



Offered by:

REP. CANDELORA V., 86 th Dist.	REP. HAYES R., 51 st Dist.
REP. FISHBEIN, 90 th Dist.	REP. FRANCE, 42 nd Dist.
REP. O'DEA, 125 th Dist.	REP. ANDERSON, 62 nd Dist.
REP. REBIMBAS, 70 th Dist.	REP. ZUPKUS, 89 th Dist.
REP. CALLAHAN, 108 th Dist.	REP. PETIT, 22 nd Dist.
REP. CARPINO, 32 nd Dist.	REP. YACCARINO, 87 th Dist.
REP. DAUPHINAIS, 44 th Dist.	REP. FERRARO C., 117 th Dist.
REP. WILSON, 66 th Dist.	REP. VEACH, 30 th Dist.

To: House Bill No. **5414**

File No. 509

Cal. No. 383

(As Amended)

"AN ACT CONCERNING PROTECTIONS FOR PERSONS RECEIVING AND PROVIDING REPRODUCTIVE HEALTH CARE SERVICES IN THE STATE."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective July 1, 2022*) (a) As used in this section,
4 "person" includes an individual, a partnership, an association, a limited
5 liability company or a corporation.

6 (b) When any person has had a judgment entered against such
7 person, in any state, where liability, in whole or in part, is based on an
8 alleged activity that is permitted under the laws of this state, but not

9 permitted by the laws of such other state, such person may recover
10 damages from any party that brought the action leading to that
11 judgment or has sought to enforce that judgment. Recoverable damages
12 shall include: (1) Just damages created by the action that led to that
13 judgment, including, but not limited to, money damages in the amount
14 of the judgment in that other state and costs, expenses and reasonable
15 attorney's fees spent in defending the action that resulted in the entry of
16 a judgment in another state; and (2) costs, expenses and reasonable
17 attorney's fees incurred in bringing an action under this section as may
18 be allowed by the court.

19 (c) The provisions of this section shall not apply to a judgment
20 entered in another state that is based on: (1) An action founded in tort
21 or contract, and for which a similar claim would exist under the laws of
22 this state; (2) an action founded in contract, and for which a similar claim
23 would exist under the laws of this state, brought or sought to be
24 enforced by a party with a contractual relationship with the person that
25 is the subject of the judgment entered in another state; or (3) an action
26 where no part of the acts that formed the basis for liability occurred in
27 this state.

28 Sec. 2. (NEW) (*Effective July 1, 2022*) Notwithstanding the provisions
29 of section 52-155 of the general statutes and section 46 of substitute
30 house bill 5393 of the current session, a judge, justice of the peace, notary
31 public or commissioner of the Superior Court shall not issue a subpoena
32 requested by a commissioner, appointed according to the laws or usages
33 of any other state or government, or by any court of the United States or
34 of any other state or government, when such subpoena relates to
35 activities that are permitted under the laws of this state but not
36 permitted under the laws of such other state unless the subpoena relates
37 to: (1) An out-of-state action founded in tort, contract or statute, for
38 which a similar claim would exist under the laws of this state; or (2) an
39 out-of-state action founded in contract, and for which a similar claim
40 would exist under the laws of this state, brought or sought to be
41 enforced by a party with a contractual relationship with the person that
42 is the subject of the subpoena requested by a commissioner appointed

43 according to the laws or usages of another state.

44 Sec. 3. Subsection (b) of section 54-82i of the general statutes is
45 repealed and the following is substituted in lieu thereof (*Effective July 1,*
46 *2022*):

47 (b) If a judge of a court of record in any state which by its laws has
48 made provision for commanding persons within that state to attend and
49 testify in this state certifies, under the seal of such court, that there is a
50 criminal prosecution pending in such court, or that a grand jury
51 investigation has commenced or is about to commence, that a person
52 being within this state is a material witness in such prosecution or grand
53 jury investigation and that the presence of such witness will be required
54 for a specified number of days, upon presentation of such certificate to
55 any judge of a court of record in the judicial district in which such
56 person is, such judge shall fix a time and place for a hearing and shall
57 make an order directing the witness to appear at such time and place for
58 such hearing. If, at such hearing, the judge determines that the witness
59 is material and necessary, that it will not cause undue hardship to the
60 witness to be compelled to attend and testify in the prosecution or a
61 grand jury investigation in the other state and that the laws of such other
62 state and the laws of any other state through which the witness may be
63 required to pass by ordinary course of travel will give to such witness
64 protection from arrest and from the service of civil or criminal process,
65 the judge shall issue a summons, with a copy of the certificate attached,
66 directing the witness to attend and testify in the court where the
67 prosecution is pending, or where a grand jury investigation has
68 commenced or is about to commence at a time and place specified in the
69 summons, except that no judge shall issue a summons in a case where
70 prosecution is pending, or where a grand jury investigation has
71 commenced or is about to commence for a criminal violation of a law of
72 such other state involving activities that are legal in this state, unless the
73 acts forming the basis of the prosecution or investigation would also
74 constitute an offense in this state. At any such hearing, the certificate
75 shall be prima facie evidence of all the facts stated therein. If such
76 certificate recommends that the witness be taken into immediate

77 custody and delivered to an officer of the requesting state to assure the
 78 attendance of the witness in such state, such judge may, in lieu of
 79 notification of the hearing, direct that such witness be forthwith brought
 80 before such judge for such hearing, and, being satisfied, at such hearing,
 81 of the desirability of such custody and delivery, of which desirability
 82 such certificate shall be prima facie proof, may, in lieu of issuing a
 83 subpoena or summons, order that such witness be forthwith taken into
 84 custody and delivered to an officer of the requesting state. If such
 85 witness, after being paid or tendered by an authorized person the same
 86 amount per mile as provided for state employees pursuant to section 5-
 87 141c for each mile by the ordinary traveled route to and from the court
 88 where the prosecution is pending and five dollars each day that such
 89 witness is required to travel and attend as a witness, fails, without good
 90 cause, to attend and testify as directed in the summons, the witness shall
 91 be punished in the manner provided for the punishment of any witness
 92 who disobeys a summons issued from a court of record in this state.

93 Sec. 4. Section 54-162 of the general statutes is repealed and the
 94 following is substituted in lieu thereof (*Effective July 1, 2022*):

95 The Governor of this state may also surrender, on demand of the
 96 executive authority of any other state, any person found in this state
 97 who is charged in such other state in the manner provided in section 54-
 98 159 with committing an act in this state, or in a third state, intentionally
 99 resulting in a crime in the state whose executive authority is making the
 100 demand, and the provisions of this chapter not otherwise inconsistent
 101 shall apply to such cases, even though the accused was not in that state
 102 at the time of the commission of the crime and has not fled therefrom,
 103 provided the acts for which extradition is sought would be punishable
 104 by the laws of this state, if the consequences claimed to have resulted
 105 from those acts in the demanding state had taken effect in this state."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2022</i>	New section

Sec. 2	<i>July 1, 2022</i>	New section
Sec. 3	<i>July 1, 2022</i>	54-82i(b)
Sec. 4	<i>July 1, 2022</i>	54-162