



# Senate

General Assembly

**File No. 600**

January Session, 2023

Senate Bill No. 1062

*Senate, April 17, 2023*

The Committee on Judiciary reported through SEN. WINFIELD of the 10th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

***AN ACT CONCERNING THE PROVISION OF EMERGENCY MEDICAL SERVICES TO AN INDIVIDUAL WHO IS IN DIRECT CONTACT WITH OR IN THE CUSTODY OR CONTROL OF A PEACE OFFICER.***

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

1 Section 1. (NEW) (*Effective October 1, 2023*) (a) As used in this section:

2 (1) "Emergency medical condition" means a medical condition,  
3 whether physical, behavioral, or related to a substance use disorder or  
4 mental health disorder, that manifests itself by symptoms of sufficient  
5 severity, including severe pain, that in the absence of prompt medical  
6 attention could reasonably be expected by a prudent layperson who  
7 possesses an average knowledge of health and medicine to result in  
8 placing the health of the person in serious jeopardy, serious impairment  
9 to body function or serious dysfunction of any body organ or part;

10 (2) "Medically unstable" means any condition, whether physical,  
11 behavioral, or related to a substance use disorder or mental health  
12 disorder, that manifests in an unstable medical or mental health status,

13 which could reasonably be understood by a prudent layperson who  
14 possesses an average knowledge of health and medicine to lead to an  
15 emergency medical condition; and

16 (3) "Peace officer" has the same meaning as provided in section 53a-3  
17 of the general statutes.

18 (b) Any person who experiences an emergency medical condition or  
19 is medically unstable while in direct audio or visual contact with, or  
20 under the custody or control of, a peace officer shall have the right to be  
21 provided with emergency medical services.

22 (c) A peace officer shall immediately request emergency medical  
23 services for any person who is under such officer's custody or control or  
24 otherwise in direct audio or visual contact with the peace officer when  
25 such person: (1) Has communicated to the peace officer that the person  
26 is (A) experiencing an emergency medical condition, or (B) medically  
27 unstable, or (2) has been observed by the peace officer to be (A)  
28 experiencing an emergency medical condition, or (B) medically  
29 unstable.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2023	New section

**JUD**      *Joint Favorable*

*The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.*

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**OFA Fiscal Note****State Impact:** None**Municipal Impact:** None**Explanation**

The bill requires peace officers to request emergency medical services for individuals who are medically unstable or experiencing an emergency medical condition in certain circumstances, resulting in no fiscal impact to the state or municipalities.

**The Out Years****State Impact:** None**Municipal Impact:** None

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**OLR Bill Analysis****SB 1062*****AN ACT CONCERNING THE PROVISION OF EMERGENCY MEDICAL SERVICES TO AN INDIVIDUAL WHO IS IN DIRECT CONTACT WITH OR IN THE CUSTODY OR CONTROL OF A PEACE OFFICER.*****SUMMARY**

This bill gives anyone who experiences an emergency medical condition or is medically unstable the right to be provided emergency medical services if this occurs while the person is (1) in direct audio or video contact with a peace officer or (2) under a peace officer's custody or control.

It correspondingly requires a peace officer to immediately request emergency medical services for any such person. This applies when the (1) person communicates to the officer that he or she is medically unstable or experiencing an emergency medical condition or (2) officer observes the person to be in one of these situations.

Under the bill, an "emergency medical condition" or being "medically unstable" can arise from a condition that is physical, behavioral, or related to a substance use or mental health disorder. An emergency medical condition causes symptoms severe enough, including severe pain, that a prudent layperson with an average knowledge of health and medicine reasonably determines prompt medical attention is warranted to avoid serious jeopardy or impairment. A person is medically unstable if their condition could reasonably be understood to lead to an emergency.

EFFECTIVE DATE: October 1, 2023

**BACKGROUND**

**Peace Officers**

By law, the following people are designated peace officers: state and local police, Division of Criminal Justice inspectors, state marshals exercising statutory powers, judicial marshals performing their duties, conservation or special conservation officers, constables who perform criminal law enforcement duties, appointed special policemen, adult probation officers, Department of Correction officials authorized to make arrests in a correctional institution or facility, investigators in the Office of the State Treasurer, Police Officer Standards and Training Council (POST)-certified motor vehicle inspectors, U.S. marshals and deputy marshals, U.S. special agents authorized to enforce federal food and drug laws, and POST-certified police officers of a law enforcement unit created and governed under a state-tribal memorandum (CGS § 53a-3(9)).

**COMMITTEE ACTION**

Judiciary Committee

Joint Favorable

Yea 33    Nay 4    (03/28/2023)