



General Assembly

January Session, 2023

Raised Bill No. 1194

LCO No. 5585



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT RELIEVING CERTAIN REGISTRANTS OF THE REQUIREMENTS OF THE SEX OFFENSE REGISTRY AND CLARIFYING REGISTRATION REQUIREMENTS FOR PERSONS TRANSFERRED INTO THIS STATE AND WHO RESIDE IN CONGREGATE CARE SETTINGS.

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

1 Section 1. Subsection (a) of section 54-252 of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective from*
3 *passage*):

4 (a) Any person who has been convicted or found not guilty by reason
5 of mental disease or defect of a sexually violent offense, and [(1) is
6 released into the community on or after October 1, 1988, and prior to
7 October 1, 1998, and resides in this state, shall, on October 1, 1998, or
8 within three days of residing in this state, whichever is later, or (2)] is
9 released into the community on or after October 1, 1998, shall, within
10 three days following such release or, if such person is in the custody of
11 the Commissioner of Correction, at such time prior to release as the
12 commissioner shall direct, register such person's name, identifying
13 factors and criminal history record, documentation of any treatment

14 received by such person for mental abnormality or personality disorder,
15 and such person's residence address and electronic mail address, instant
16 message address or other similar Internet communication identifier, if
17 any, with the Commissioner of Emergency Services and Public
18 Protection on such forms and in such locations as said commissioner
19 shall direct, and shall maintain such registration for life. Prior to
20 accepting a plea of guilty or nolo contendere from a person with respect
21 to a sexually violent offense, the court shall [(A)] (1) inform the person
22 that the entry of a finding of guilty after acceptance of the plea will
23 subject the person to the registration requirements of this section, and
24 [(B)] (2) determine that the person fully understands the consequences
25 of the plea. If any person who is subject to registration under this section
26 changes such person's name, such person shall, without undue delay,
27 notify the Commissioner of Emergency Services and Public Protection
28 in writing of the new name. If any person who is subject to registration
29 under this section changes such person's address, such person shall,
30 without undue delay, notify the Commissioner of Emergency Services
31 and Public Protection in writing of the new address and, if the new
32 address is in another state, such person shall also register with an
33 appropriate agency in that state, provided that state has a registration
34 requirement for such offenders. If any person who is subject to
35 registration under this section establishes or changes an electronic mail
36 address, instant message address or other similar Internet
37 communication identifier, such person shall, without undue delay,
38 notify the Commissioner of Emergency Services and Public Protection
39 in writing of such identifier. If any person who is subject to registration
40 under this section is employed at, carries on a vocation at or is a student
41 at a trade or professional institution or institution of higher learning in
42 this state, such person shall, without undue delay, notify the
43 Commissioner of Emergency Services and Public Protection of such
44 status and of any change in such status. If any person who is subject to
45 registration under this section is employed in another state, carries on a
46 vocation in another state or is a student in another state, such person
47 shall, without undue delay, notify the Commissioner of Emergency
48 Services and Public Protection and shall also register with an

49 appropriate agency in that state, provided that state has a registration
50 requirement for such offenders. During such period of registration, each
51 registrant shall complete and return forms mailed to such registrant to
52 verify such registrant's residence address and shall submit to the
53 retaking of a photographic image upon request of the Commissioner of
54 Emergency Services and Public Protection.

55 Sec. 2. Subsection (a) of section 54-253 of the general statutes is
56 repealed and the following is substituted in lieu thereof (*Effective October*
57 *1, 2023*):

58 (a) Any person who has been convicted or found not guilty by reason
59 of mental disease or defect in any other state, in a federal or military
60 court or in any foreign jurisdiction of any crime (1) the essential
61 elements of which are substantially the same as any of the crimes
62 specified in subdivisions (2), (5) and (11) of section 54-250, or (2) which
63 requires registration as a sexual offender in such other state or in the
64 federal or military system, and who resides in this state on and after
65 October 1, 1998, shall, without undue delay upon residing in this state,
66 including in a congregate care setting, register with the Commissioner
67 of Emergency Services and Public Protection in the same manner as if
68 such person had been convicted or found not guilty by reason of mental
69 disease or defect of such crime in this state, except that the commissioner
70 shall maintain such registration until such person is released from the
71 registration requirement in such other state, federal or military system
72 or foreign jurisdiction.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	54-252(a)
Sec. 2	<i>October 1, 2023</i>	54-253(a)

Statement of Purpose:

To end registration requirements for persons released into the community during the ten-year period prior to the implementation of the sex offense registry and clarify registration requirements for persons transferred from out-of-state into congregate care settings in this state.

[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.]