



General Assembly

January Session, 2023

Raised Bill No. 1196

LCO No. 5636



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING PROCEDURES OF THE DEPARTMENT OF CORRECTION RELATING TO STRIP SEARCHES AND THE TRANSFER OF PERSONS WHO ARE INCARCERATED BETWEEN CORRECTIONAL FACILITIES.

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

1 Section 1. Section 18-81e of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2023*):

3 (a) For the purposes of this section, "victim" includes the legal
4 representative of the victim or a member of the deceased victim's
5 immediate family.

6 (b) Upon the release of any person from a correctional facility,
7 whether at the scheduled termination date of a determinate sentence or
8 prior to such date on account of the transfer of such person to a public
9 or private nonprofit halfway house, group home or mental health
10 facility or approved community residence pursuant to section 18-100,
11 the reduction of such sentence due to good conduct and obedience to
12 rules or receipt of an outstandingly meritorious performance award, or
13 any other early release provision, the Commissioner of Correction or

14 [his] the commissioner's designee shall notify any victim of the crime for
15 which such person is incarcerated of such person's release if such victim
16 has requested notification and provided the commissioner with a
17 current address.

18 (c) Upon the transfer of any person from a correctional facility to
19 another correctional facility that has a lower security level classification,
20 the Commissioner of Correction or the commissioner's designee shall
21 notify any victim of the crime for which such person is incarcerated of
22 such person's transfer to a correctional facility with a lower security
23 level classification if such victim has requested notification and
24 provided the commissioner with a current address.

25 Sec. 2. (NEW) (*Effective October 1, 2023*) No person who is incarcerated
26 shall be subject to a strip search on account of suspected concealment of
27 contraband unless such search has been authorized by a shift
28 commander of the facility, or the shift commander's designee, in
29 accordance with the provisions of this section. Prior to conducting a
30 strip search of any incarcerated person who is suspected of concealing
31 contraband, a correction officer shall document in a form prescribed by
32 the department the factors giving rise to such officer's probable cause
33 belief that the person who is incarcerated is concealing contraband and
34 should be subject to a strip search. The correction officer shall forward
35 such form to a shift commander, or the shift commander's designee,
36 who, after reviewing such form, may authorize a strip search of the
37 person who is incarcerated and suspected of concealing contraband.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2023</i>	18-81e
Sec. 2	<i>October 1, 2023</i>	New section

Statement of Purpose:

To require (1) notification to a crime victim when the person who committed the crime involving the victim is transferred to a lower level correctional facility, and (2) a correctional officer to document such officer's probable cause belief that a person who is incarcerated is

concealing contraband prior to such person being subject to a strip search.

[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.]