



General Assembly

**Amendment**

January Session, 2023

LCO No. 9492



Offered by:

SEN. FLEXER, 29<sup>th</sup> Dist.

REP. BLUMENTHAL, 147<sup>th</sup> Dist.

To: Subst. Senate Bill No. 1221

File No. 525

Cal. No. 321

**"AN ACT CONCERNING THE ENFORCEMENT OF VIOLATIONS OF  
THE FREEDOM OF INFORMATION ACT."**

1 In line 71, strike "ten" and insert "five" in lieu thereof

2 Strike lines 129 to 138, inclusive, in their entirety, and substitute the  
3 following in lieu thereof:

4 "(5) Notwithstanding any provision of this subsection, in the case of  
5 an appeal to the commission of a denial by a public agency where, after  
6 a hearing, the commission finds the public agency is engaging in a  
7 practice or pattern of conduct that constitutes an obstruction of any right  
8 conferred by the Freedom of Information Act or reckless, wilful or  
9 wanton misconduct with regard to the delay or denial of responses to  
10 requests for public records under said act, the commission may impose  
11 a civil penalty of not less than twenty dollars nor more than five  
12 thousand dollars against a custodian or other official of such public  
13 agency, and order such other relief that the commission, in its discretion,  
14 determines is appropriate to rectify such obstruction or misconduct and

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15 to deter such public agency from violating the Freedom of Information  
16 Act. In case of any failure or refusal to comply with any order issued  
17 under this subdivision, the commission may apply to the superior court  
18 for the judicial district of New Britain for an order requiring such public  
19 agency to comply with such order."