



General Assembly

Amendment

February Session, 2024

LCO No. 4882



Offered by:

SEN. WINFIELD, 10th Dist.
REP. STAFSTROM, 129th Dist.
REP. FISHBEIN, 90th Dist.

To: Subst. Senate Bill No. 439

File No. 527

Cal. No. 305

"AN ACT CONCERNING COMPENSATION FOR PERSONS WHO ARE WRONGFULLY INCARCERATED."

1 Strike lines 11 to 17, inclusive, in their entirety and insert the
2 following in lieu thereof:

3 "(2) Such person's conviction was (A) vacated or reversed, and [(A)]
4 (B) the complaint or information dismissed on (i) grounds of innocence
5 or grounds consistent with innocence, or [(B) the complaint or
6 information dismissed on] (ii) a ground citing an act or omission that
7 constitutes malfeasance or other serious misconduct by any officer,
8 agent, employee or official of the state that contributed to such person's
9 arrest, prosecution, conviction or incarceration.

10 (3) For purposes of this subsection, "grounds consistent with
11 innocence" includes, but is not limited to, a situation in which a
12 conviction was vacated or reversed and there is substantial evidence of
13 innocence, whether such evidence was available at the time of

14 investigation or trial or is newly discovered."