

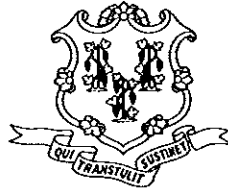
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517

Fax: (860) 240-8429

Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013

Legislative Office Building, Room 1B

**Chair:** DeCesare

**Motion:** Storey

**Second:** Smith

**Action:** Except that the identity of a minor witness shall be made available at the request of counsel for a defendant in a criminal case, delinquency action or habeas corpus matter.

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin		X			
Bradford, Reuben		X			
Coleman, Eric		X			
Depalma, Klarn		X			
Dunlap, William		X			
Fasano, Len		X			
Hovey, Debra Lee		X			
Kane, Kevin		X			
Knox, Jillian		X			
Koonz, Brian		X			
Mozdzer-Gil, Jodie				X	
Murphy, Colleen		X			
Smith, Jim	X				
Storey, Susan	X				
Woods, Andrew		X			
Arce, Angel		X			
DeCesare, Don		X			
<b>TOTALS</b>	<b>2</b>	<b>14</b>	<b>0</b>	<b>1</b>	<b>0</b>

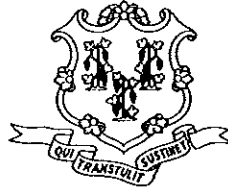
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Motion: Dunlap

Second: Koonz

**Action:** the identity of a witness to a crime of violence, a sexual offense or a drug offense at the time of the request, was a minor as that term is defined in section 1-1d,

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin		X			
Bradford, Reuben		X			
Coleman, Eric		X			
Depalma, Klarn		X			
Dunlap, William	X				
Fasano, Len		X			
Hovey, Debra Lee		X			
Kane, Kevin		X			
Knox, Jillian		X			
Koonz, Brian	X				
Mozdzer-Gil, Jodie			X		
Murphy, Colleen		X			
Smith, Jim		X			
Storey, Susan		X			
Woods, Andrew		X			
Arce, Angel		X			
DeCesare, Don		X			
<b>TOTALS</b>	<b>2</b>	<b>14</b>	<b>1</b>	<b>0</b>	<b>0</b>

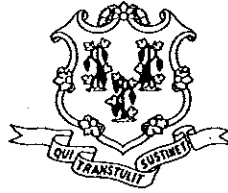
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Motion: Hovey

Second: Fasano

**Action:** (3) Records of law enforcement agencies not otherwise available to the public which records were compiled in connection with the detection or investigation of crime, if the disclosure of said records would not be in the public interest because it would result in the disclosure of (A) the identity of informants not otherwise known, (B) the identity of a witness to a crime of violence, sexual offense or a drug offense who, at the time of the crime or at the time of the declaration, was a minor as that term is defined in section 1-1d, (C) signed statements of witnesses, (D) information to be used in a prospective law enforcement action if prejudicial to such action, (E) investigatory techniques not otherwise known to the general public, (F) arrest records of a juvenile, which shall also include any investigatory files, concerning the arrest of such juvenile, compiled for law enforcement purposes,

	Yea	Nay	Yea Nay (Voting by Proxy)	Abstain
Ambrose, Garvin	X			
Bradford, Reuben	X			
Coleman, Eric	X			
Depalma, Klarn	X			
Dunlap, William	X			
Fasano, Len	X			
Hovey, Debra Lee	X			
Kane, Kevin	X			
Knox, Jillian	X			
Koonz, Brian	X			
Mozdzer-Gil, Jodie			X	
Murphy, Colleen		X		
Smith, Jim		X		
Storey, Susan		X		
Woods, Andrew	X			
Arce, Angel	X			
DeCesare, Don	X			
<b>TOTALS</b>	<b>13</b>	<b>3</b>	<b>1</b>	<b>0</b>

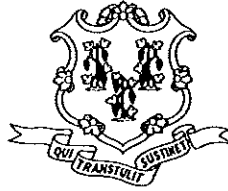
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Motion: Dunlap

Second: Smith

**Action:** (a) An audio recording of an emergency 9-1-1 call or other call for assistance by a member of the public in regard to a homicide which captures, conveys or relates the impaired physical or mental anguish of the caller or another person; and (b) a photograph, film, video or digital or other visual image depicting the condition of a body, or any portion thereof, of a victim of homicide.

The balance occurs in providing, first, that all such records are automatically available for listening and for visual inspection at the agency holding the record without need of any special showing and, second, in protecting from further unrestricted disclosure those records whose disclosure constitutes an invasion of personal privacy in the absence of a legitimate public interest.

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin		X			
Bradford, Reuben		X			
Coleman, Eric		X			
Depalma, Klarn	X				
Dunlap, William	X				
Fasano, Len		X			
Hovey, Debra Lee		X			
Kane, Kevin		X			
Knox, Jillian				X	
Koonz, Brian	X				
Mozdzer-Gil, Jodie			X		
Murphy, Colleen	X				
Smith, Jim	X				
Storey, Susan	X				
Woods, Andrew		X			
Arce, Angel		X			
DeCesare, Don	X				
<b>TOTALS</b>	<b>7</b>	<b>8</b>	<b>1</b>	<b>1</b>	<b>0</b>

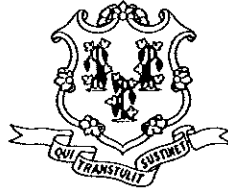
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Amendment: Smith

Second: Murphy

**Action:** (a) An audio recording of an emergency 9-1-1 call or other call for assistance by a member of the public or interoperative recording among emergency and law enforcement personnel in regard to a homicide in Newtown, Connecticut – December 14, 2012 which captures, conveys or relates the impaired physical or mental anguish of the caller or another person; and (b) a photograph, film, video or digital or other visual image depicting the condition of a body, or any portion thereof, of a victim of homicide in Newtown, Connecticut – December 14, 2012.

The balance occurs in providing, first, that all such records are automatically available for listening and for visual inspection at the agency holding the record without need of any special showing and, second, in protecting from further unrestricted public disclosure those records the disclosure of which would constitute an unwarranted invasion of personal privacy. In the case of emergency 9-1-1 calls, a transcript of the call is automatically available upon request at a reasonable cost.

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin		X			
Bradford, Reuben		X			
Coleman, Eric				X	
Depalma, Klarn		X			
Dunlap, William		X			
Fasano, Len		X			
Hovey, Debra Lee		X			
Kane, Kevin		X			
Knox, Jillian				X	
Koonz, Brian	X				
Mozdzer-Gil, Jodie				X	
Murphy, Colleen	X				
Smith, Jim	X				
Storey, Susan	X				
Woods, Andrew		X			
Arce, Angel		X			
DeCesare, Don	X				
<b>TOTALS</b>	<b>5</b>	<b>9</b>	<b>0</b>	<b>3</b>	<b>0</b>

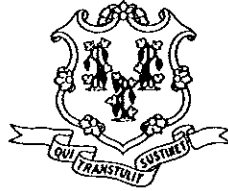
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Motion: Fasano

Second: Hovey

**Action:** (a) An audio recording of an emergency 9-1-1 call or other call for assistance by a member of the public or interoperative recording among emergency and law enforcement personnel in regards to a homicide which captures, conveys or relates the impaired physical or mental anguish of the caller or another person; and  
(b) a photograph, film, video or digital or other visual image depicting the condition of a body, or any portion thereof, of a victim of homicide.

The balance occurs in providing, first, that all such records are automatically available for listening and for visual inspection at the agency holding the record without need of any special showing and, second, in protecting from further unrestricted public disclosure those records the disclosure of which would constitute an unwarranted invasion of personal privacy. In the case of emergency 9-1-1 calls, a transcript of the call is automatically available upon request at a reasonable cost.

Please note that, as drafted, the proposal uses the generic phrase "unwarranted invasion of personal privacy" as an example of what might be a workable standard. That phrase was selected because it is used in the federal FOI law and has been construed by the United States Supreme Court in *Nat'l. Archives and Records Administration v. Favish*, 541 U.S. (2004), as permitting public disclosure of records upon a showing by the requestor that, despite concerns of personal privacy, disclosure of the records is necessary because the record would warrant a belief in a reasonable person that a responsible official acted negligently or otherwise improperly in the performance of his or her duties.

New subsection (27) also gives those persons who are the subject of the record, or their next of kin in cases of death or disability, the right to notice and an opportunity to be heard prior to unrestricted disclosure, and it also affords them 24 hours advance notice before any decision or order calling for disclosure takes effect.

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin	X				
Bradford, Reuben	X				
Coleman, Eric	X				
Depalma, Klarn	X				
Dunlap, William	X				
Fasano, Len	X				
Hovey, Debra Lee	X				
Kane, Kevin	X				
Knox, Jillian			X		
Koonz, Brian	X				
Mozdzer-Gil, Jodie			X		
Murphy, Colleen		X			
Smith, Jim		X			
Storey, Susan		X			
Woods, Andrew	X				
Arce, Angel	X				
DeCesare, Don	X				
<b>TOTALS</b>	<b>12</b>	<b>3</b>	<b>2</b>	<b>0</b>	<b>0</b>

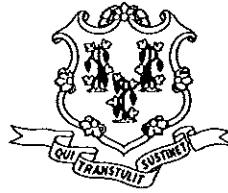
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Motion: Hovey

Second: Fasano

**Action:** Request of the Legislature's Program and Review and Investigations Committee provide a thorough analysis of the needs of victims and their privacy in all of its aspects.

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin	X				
Bradford, Reuben	X				
Coleman, Eric	X				
Depalma, Klarn	X				
Dunlap, William	X				
Fasano, Len	X				
Hovey, Debra Lee	X				
Kane, Kevin	X				
Knox, Jillian			X		
Koonz, Brian		X			
Mozdzer-Gil, Jodie				X	
Murphy, Colleen		X			
Smith, Jim	X				
Storey, Susan	X				
Woods, Andrew	X				
Arce, Angel	X				
DeCesare, Don	X				
<b>TOTALS</b>	<b>13</b>	<b>2</b>	<b>1</b>	<b>1</b>	<b>0</b>

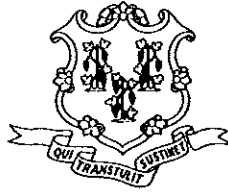
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

Chair: DeCesare

Motion: Smith

Second: Murphy

**Action:** Recommend that with respect to local jurisdictions that the material be deposited in the local library or the State Library with respect to the State Police

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin		X			
Bradford, Reuben		X			
Coleman, Eric		X			
Depalma, Klarn		X			
Dunlap, William		X			
Fasano, Len		X			
Hovey, Debra Lee		X			
Kane, Kevin		X			
Knox, Jillian				X	
Koonz, Brian		X			
Mozdzer-Gil, Jodie				X	
Murphy, Colleen		X			
Smith, Jim	X				
Storey, Susan		X			
Woods, Andrew		X			
Arce, Angel		X			
DeCesare, Don		X			
<b>TOTALS</b>	<b>1</b>	<b>14</b>	<b>0</b>	<b>2</b>	<b>0</b>



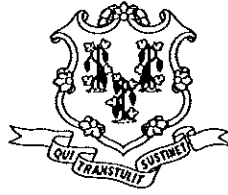
# The Connecticut General Assembly

## Task Force on Victim Privacy and the Public's Right to Know

Co-Chairs:

Rep. Angel Arce, State Representative, Hartford

Don DeCesare, President and General Manager of  
WLIS-AM in Old Saybrook  
and WMRD-AM in Middletown



Legislative Office Building, Room 2200  
Hartford, CT 06106

Phone: (860) 240-8517  
Fax: (860) 240-8429  
Email: VPPR@cga.ct.gov

### VOTE TALLY SHEET

Date: Wednesday, December 17, 2013  
Legislative Office Building, Room 1B

**Chair:** DeCesare

**Motion:** Bradford

**Second:** Fasano

**Action:** Recommend to the legislature that it take into account the fiscal implications of the other recommendations already voted by the task force.

	Yea	Nay	Yea (Voting by Proxy)	Nay	Abstain
Ambrose, Garvin	X				
Bradford, Reuben	X				
Coleman, Eric	X				
Depalma, Klarn	X				
Dunlap, William	X				
Fasano, Len	X				
Hovey, Debra Lee	X				
Kane, Kevin	X				
Knox, Jillian			X		
Koonz, Brian	X				
Mozdzer-Gil, Jodie			X		
Murphy, Colleen	X				
Smith, Jim	X				
Storey, Susan	X				
Woods, Andrew	X				
Arce, Angel	X				
DeCesare, Don	X				
<b>TOTALS</b>	<b>15</b>	<b>0</b>	<b>2</b>	<b>0</b>	<b>0</b>