



General Assembly

January Session, 2021

Committee Bill No. 753

LCO No. 3566



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

***AN ACT CONCERNING THE COUNTING OF INCARCERATED
PERSONS FOR PURPOSES OF DETERMINING LEGISLATIVE
DISTRICTS.***

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

- 1 Section 1. (NEW) (*Effective from passage*) (a) (1) On or before the first
2 day of May next following the year in which the decennial census of the
3 United States is taken and in which the United States Census Bureau
4 counts any incarcerated individual as a resident of the town in which
5 such incarcerated individual's respective correctional facility is located,
6 the Department of Correction shall deliver to the Secretary of the Office
7 of Policy and Management in such form as the secretary shall prescribe:
- 8 (A) A unique identifier for each incarcerated individual subject to the
9 jurisdiction of the department on the date for which the decennial
10 census reports population;
- 11 (B) The street address of the correctional facility in which such
12 individual was incarcerated at the time of such report;
- 13 (C) The residential or other address of such individual prior to

14 incarceration, if known;

15 (D) An indication of whether such individual has attained the age of
16 eighteen years;

17 (E) Such individual's race and whether such individual is of Hispanic
18 or Latino origin, if known; and

19 (F) Any additional information the secretary may request pursuant
20 to law.

21 (2) Notwithstanding any provision of the general statutes, the
22 information required to be provided under this subsection shall not
23 include the name of any incarcerated individual or in any other way
24 allow for the identification of any such individual from such
25 information. Such information shall be confidential and not otherwise
26 disclosed, except to the secretary for the purposes of subsection (c) of
27 this section, or as aggregated by census block for the purposes of
28 subsection (d) of this section.

29 (b) On or before the first day of May next following the year in which
30 the decennial census of the United States is taken and in which the
31 United States Census Bureau counts any incarcerated individual as a
32 resident of the town in which such incarcerated individual's respective
33 correctional facility is located, the Secretary of the Office of Policy and
34 Management shall request each agency that operates a federal
35 correctional facility in this state to provide the secretary with a report
36 including the information listed in subdivision (1) of subsection (a) of
37 this section.

38 (c) (1) For each individual included in a report received under
39 subsection (a) or (b) of this section, the Secretary of the Office of Policy
40 and Management shall determine the geographic units for which
41 population counts are reported in the decennial census of the United
42 States, which units contain the address of the facility in which such
43 individual was incarcerated, and such individual's prior residential or
44 other address as listed in such report.

45 (2) For each individual included in a report received under subsection
46 (a) or (b) of this section, if such individual's prior residential or other
47 address is known and in this state, the secretary shall adjust such
48 information to:

49 (A) Ensure that all relevant population counts reported in the
50 decennial census are as if such individual resided at such address on the
51 date for which the census reports population; and

52 (B) Ensure that such individual is not represented in any applicable
53 population count reported in the decennial census for the geographic
54 units that include the facility in which such individual was incarcerated
55 on the date for which the census reports population.

56 (3) For each individual included in a report received under subsection
57 (a) or (b) of this section whose residential or other address is unknown
58 or not in this state, and for each individual reported in the decennial
59 census as residing in a federal correctional facility for whom a report
60 was not provided, the secretary shall adjust such information to:

61 (A) Ensure that such individual is not represented in any applicable
62 population count reported in the decennial census for the geographic
63 units that include the facility in which such individual was incarcerated
64 on the date for which the census reports population; and

65 (B) Ensure that such individual is counted as part of a state unit not
66 tied to a specific geographical location, in the same manner that an
67 individual with an unknown state of residency is counted, including,
68 but not limited to, military and federal government personnel stationed
69 abroad.

70 (d) The Secretary of the Office of Policy and Management shall
71 prepare and publish such information adjusted pursuant to subsection
72 (c) of this section on or before either the first day of July next following
73 the year in which the decennial census of the United States is taken or
74 the thirtieth day after the publication of the redistricting data for this
75 state by the United States Census Bureau in such year, whichever is

76 later, and such adjusted information shall be the basis for determining
77 state assembly and senatorial districts, as well as municipal voting
78 districts. No residence at an unknown geographical location within the
79 state under subdivision (3) of subsection (c) of this section may be used
80 to determine the average population of any set of districts. The secretary
81 shall notify each municipality that such information shall be used for
82 the purposes of determining municipal voting districts.

83 (e) The Department of Correction shall determine the residential or
84 other address of each individual committed to the custody of the
85 department on or after January 1, 2020, and maintain an electronic
86 record of such address. Such record shall contain, at a minimum, the
87 last-known residential or other address of each individual prior to
88 incarceration.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To provide for the adjustment of population data so as to count incarcerated persons as residents of their last town of residence rather than as residents of the town in which the correctional facility is located.

[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.]

Co-Sponsors: SEN. WINFIELD, 10th Dist.

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