



General Assembly

Amendment

January Session, 2021

LCO No. 10739



Offered by:

REP. ARCONTI, 109th Dist.

REP. CALLAHAN, 108th Dist.

REP. GODFREY, 110th Dist.

REP. VAIL, 52nd Dist.

REP. ALLIE-BRENNAN, 2nd Dist.

REP. FRANCE, 42nd Dist.

REP. GUCKER, 138th Dist.

To: Subst. House Bill No. 6578

File No. 578

Cal. No. 405

"AN ACT CONCERNING PARTICIPATION IN THE ELECTORAL PROCESS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 1 of public act 21-13 is repealed and the following
4 is substituted in lieu thereof (*Effective from passage*):

5 (a) (1) Except as provided in subdivision (2) of this subsection, on or
6 before the thirtieth day of June in 2021, and thereafter on or before the
7 first day of May in each year in which the decennial census of the United
8 States is taken and in which the United States Census Bureau counts any
9 incarcerated individual as a resident of the town in which such
10 incarcerated individual's respective correctional facility is located, the
11 Department of Correction shall deliver to the Secretary of the Office of
12 Policy and Management in such form as the secretary shall prescribe:

13 (A) A unique identifier for each incarcerated individual subject to the
14 jurisdiction of the department on the date for which the decennial
15 census reports population;

16 (B) The street address of the correctional facility in which such
17 individual was incarcerated at the time of such report;

18 (C) The residential or other address of such individual prior to
19 incarceration;

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

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

24 (F) Any additional information the secretary may request pursuant
25 to law.

26 (2) In the case of each incarcerated individual who is serving a
27 sentence of life imprisonment without the possibility of release, the
28 Department of Correction shall not deliver to the Secretary of the Office
29 of Policy and Management the information described in subparagraph
30 (C) of subdivision (1) of this subsection.

31 (3) Notwithstanding any provision of the general statutes, the
32 information required to be provided under this subsection shall not
33 include the name of any incarcerated individual or in any other way
34 allow for the identification of any such individual from such
35 information. Such information shall be confidential and not otherwise
36 disclosed, except to the secretary for the purposes of subsection [(c)] (b)
37 of this section, or as aggregated by census block for the purposes of
38 subsection [(d)] (c) of this section.

39 [(b) (1) Except as provided in subdivision (2) of this subsection, on or
40 before the thirtieth day of June in 2021, and thereafter on or before the
41 first day of May in each year in which the decennial census of the United
42 States is taken and in which the United States Census Bureau counts any

43 incarcerated individual as a resident of the town in which such
44 incarcerated individual's respective correctional facility is located, the
45 Secretary of the Office of Policy and Management shall request each
46 agency that operates a federal correctional facility in this state to provide
47 the secretary with a report including the information listed in
48 subdivision (1) of subsection (a) of this section.

49 (2) In the case of each incarcerated individual who is serving a
50 sentence of life imprisonment without the possibility of release, the
51 Secretary of the Office of Policy and Management shall not request of
52 any agency that operates a federal correctional facility in this state that
53 such agency provide the secretary with the information described in
54 subparagraph (C) of subdivision (1) of subsection (a) of this section.]

55 [(c)] (b) (1) Except as provided in subdivision [(4)] (3) of this
56 subsection, for each individual included in a report received under
57 subsection (a) [or (b)] of this section, the Secretary of the Office of Policy
58 and Management shall determine the geographic units for which
59 population counts are reported in the decennial census of the United
60 States, which units contain the address of the facility in which such
61 individual was incarcerated, and such individual's prior residential or
62 other address as listed in such report.

63 (2) Except as provided in subdivision [(4)] (3) of this subsection, for
64 each individual included in a report received under subsection (a) [or
65 (b)] of this section, if such individual's prior residential or other address
66 is known and in this state, the secretary shall adjust such information to:

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

70 (B) Ensure that such individual is not represented in any applicable
71 population count reported in the decennial census for the geographic
72 units that include the facility in which such individual was incarcerated
73 on the date for which the census reports population, unless such
74 individual's prior residential or other address is located within the same

75 such geographic units.

76 [(3) Except as provided in subdivision (4) of this subsection, for each
77 individual included in a report received under subsection (a) or (b) of
78 this section whose residential or other address is unknown or not in this
79 state, and for each individual reported in the decennial census as
80 residing in a federal correctional facility for whom a report was not
81 provided, the secretary shall adjust such information to:

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

86 (B) Ensure that such individual is counted as part of a state unit not
87 tied to a specific geographical location, in the same manner that an
88 individual with an unknown state of residency is counted, including,
89 but not limited to, military and federal government personnel stationed
90 abroad.]

91 [(4)] (3) For each individual included in a report received under
92 subsection (a) [or (b)] of this section (A) who is serving a sentence of life
93 imprisonment without the possibility of release, or (B) whose residential
94 address or other address is unknown or not in this state, the secretary
95 shall not adjust such information and shall ensure that such individual
96 is represented in the applicable population count reported in the
97 decennial census for the geographic units that include the facility in
98 which such individual was incarcerated on the date for which the census
99 reports population.

100 [(d)] (c) The Secretary of the Office of Policy and Management shall
101 prepare and publish such information, both adjusted and unadjusted,
102 pursuant to subsection [(c)] (b) of this section on or before either the first
103 day of July next following the year in which the decennial census of the
104 United States is taken or the thirtieth day after the publication of the
105 redistricting data for this state by the United States Census Bureau in
106 such year, whichever is later, and [such adjusted and unadjusted

107 information] the redistricting data adjusted in accordance with this
 108 section shall be the basis for determining state assembly and senatorial
 109 districts, as well as municipal voting districts. [No residence at an
 110 unknown geographical location within the state under subdivision (3)
 111 of subsection (c) of this section may be used to determine the average
 112 population of any set of districts.] The secretary shall notify each
 113 municipality that [the adjusted and unadjusted information] such
 114 adjusted redistricting data shall be used for the purposes of determining
 115 municipal voting districts. In no case may such adjusted redistricting
 116 data be used for the purposes of calculating municipal aid, as defined in
 117 section 7-560 of the general statutes.

118 [(e)] (d) The Department of Correction shall (1) determine the
 119 residential or other address of each individual who is committed to the
 120 custody of the department as of or after January 1, 2020, and decennially
 121 thereafter, and who remains so committed on the date for which the
 122 census reports population, and (2) maintain an electronic record of such
 123 address. Such record shall contain, at a minimum, the last-known
 124 residential or other address of each such individual prior to
 125 incarceration."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	PA 21-13, Sec. 1