



House of Representatives

General Assembly

File No. 478

February Session, 2024

Substitute House Bill No. 5258

House of Representatives, April 15, 2024

The Committee on Judiciary reported through REP. STAFSTROM of the 129th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT REQUIRING THE DOMESTIC VIOLENCE CRIMINAL JUSTICE RESPONSE AND ENHANCEMENT ADVISORY COUNCIL TO STUDY STATE COURT PROCESSES UPON RECEIPT OF A MILITARY PROTECTION ORDER.

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

1 Section 1. (*Effective from passage*) (a) The Domestic Violence Criminal
2 Justice Response and Enhancement Advisory Council, established
3 pursuant to section 46b-38j of the general statutes, in consultation with
4 the Chief Court Administrator, or the Chief Court Administrator's
5 designee, and the Adjutant General of the Military Department, or the
6 Adjutant General's designee, shall study the need for changes to court
7 processes or the general statutes relating to an application for a
8 restraining order under section 46b-15 of the general statutes or a civil
9 protection order under section 46b-16a of the general statutes, when
10 such application involves a person identified as a protected person
11 pursuant to the issuance of a military protection order. Such study, shall
12 include, but need not be limited to, a determination as to the appropriate
13 relief to be granted by a judge of the Superior Court when such judge is

14 presented with a military protection order that appears valid on its face.
 15 As used in this section, "military protection order" means a protection
 16 order issued by a commanding officer in the armed forces of the United
 17 States or the Connecticut National Guard against a person under such
 18 officer's command.

19 (b) On or before January 15, 2025, the Domestic Violence Criminal
 20 Justice Response and Enhancement Advisory Council, shall report on
 21 the results of such study in the annual report that the council submits to
 22 the General Assembly pursuant to subsection (g) of section 46b-38j of
 23 the general statutes.

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

JUD *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill requires the Domestic Violence Criminal Justice Response and Enhancement Advisory Council to conduct a study regarding state court processes upon receipt of a military protection order resulting in no fiscal impact to the state because the council has the expertise to meet the requirements of the bill.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis

sHB 5258

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SUMMARY

The Office of Legislative Research does not analyze Special Acts.

COMMITTEE ACTION

Judiciary Committee

Joint Favorable Substitute

Yea 36 Nay 1 (03/26/2024)