



General Assembly

Amendment

January Session, 2021

LCO No. 10374



Offered by:
REP. HOWARD, 43rd Dist.

To: Subst. Senate Bill No. 363

File No. 443

Cal. No. 593

(As Amended by Senate Amendment Schedule "B")

"AN ACT CONCERNING THE DUTIES OF THE OFFICE OF THE ATTORNEY GENERAL."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 51-279b of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2021*):

5 [(a)] The Chief State's Attorney shall establish a racketeering and
6 continuing criminal activities unit within the Division of Criminal
7 Justice. Such unit shall be available for the investigation and prosecution
8 of criminal matters including, but not limited to, the illegal purchase and
9 sale of controlled substances, criminal activity by gangs, fraud,
10 corruption, illegal gambling and the recruitment of persons to carry out
11 such illegal activities.

12 [(b)] The Chief State's Attorney shall establish a bond forfeiture unit

13 within the Division of Criminal Justice. Such unit shall be responsible
14 for the collection, in the name of the state, and by suit when necessary,
15 of all forfeited bonds payable to the state. Such unit may compromise
16 and settle forfeited bonds for less than the amount thereof without
17 regard to the expiration of any stay of forfeiture.

18 (c) The Chief State's Attorney shall develop uniform standards for the
19 compromise and settlement of forfeited bonds. Such standards shall be
20 applied on a state-wide basis.]

21 Sec. 502. Section 54-72 of the general statutes is repealed and the
22 following is substituted in lieu thereof (*Effective October 1, 2021*):

23 All fines, forfeitures and penalties, unless otherwise expressly
24 disposed of by law, if imposed on any person by the Superior Court,
25 shall belong to the state. When a fine, penalty or forfeiture is imposed
26 by any statute as a punishment for any offense, and any part thereof is
27 given to the person aggrieved or to him who sues therefor and the other
28 part to the state, all proper informing officers shall make presentment of
29 such offense to the court having cognizance thereof; and the whole of
30 such fine, penalty or forfeiture shall in such case belong to the state.
31 Whenever any corporation has incurred a penalty or forfeiture or is
32 liable to a fine, the [state's attorney in the judicial district wherein such
33 corporation is located or has its principal place of business in this state]
34 Attorney General may bring a civil action under the provisions of this
35 section, in the name of the state, to recover such penalty, forfeiture or
36 fine. The court shall render judgment, under the limitations of law, for
37 the recovery of such penalty, forfeiture or fine, and issue execution
38 therefor.

39 Sec. 503. Section 54-73 of the general statutes is repealed and the
40 following is substituted in lieu thereof (*Effective October 1, 2021*):

41 The [state's attorney in the judicial district in which any forfeiture to
42 the state accrues] Attorney General shall collect and pay [it] to the State
43 Treasurer any forfeiture that accrues to the state; and, if in the opinion
44 of the court the plaintiff is an improper person to collect [it] the

45 forfeiture, a separate execution may be issued in favor of the state."

This act shall take effect as follows and shall amend the following sections:		
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Sec. 501	<i>October 1, 2021</i>	51-279b
Sec. 502	<i>October 1, 2021</i>	54-72
Sec. 503	<i>October 1, 2021</i>	54-73