



General Assembly

**Amendment**

January Session, 2025

LCO No. 8628



Offered by:

REP. FISHBEIN, 90<sup>th</sup> Dist.

REP. HOWARD, 43<sup>rd</sup> Dist.

To: Subst. House Bill No. 7259

File No. 808

Cal. No. 508

**"AN ACT CONCERNING REVISIONS TO VARIOUS STATUTES  
CONCERNING CRIMINAL JUSTICE."**

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

3 "Sec. 501. Section 54-192h of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective October 1, 2025*):

5 (a) For the purposes of this section:

6 (1) "Administrative warrant" means a warrant, notice to appear,  
7 removal order or warrant of deportation issued by an agent of a federal  
8 agency charged with the enforcement of immigration laws or the  
9 security of the borders, including ICE and the United States Customs  
10 and Border Protection, but does not include a warrant issued or signed  
11 by a judicial officer.

12 (2) "Civil immigration detainer" means a request from a federal  
13 immigration authority to a local or state law enforcement agency for a

14 purpose including, but not limited to:

15 (A) Detaining an individual suspected of violating a federal  
16 immigration law or who has been issued a final order of removal;

17 (B) Facilitating the (i) arrest of an individual by a federal immigration  
18 authority, or (ii) transfer of an individual to the custody of a federal  
19 immigration authority;

20 (C) Providing notification of the release date and time of an  
21 individual in custody; and

22 (D) Notifying a law enforcement officer, through DHS Form I-247A,  
23 or any other form used by the United States Department of Homeland  
24 Security or any successor agency thereto, of the federal immigration  
25 authority's intent to take custody of an individual;

26 (3) "Confidential information" means any information obtained and  
27 maintained by a law enforcement agency relating to (A) an individual's  
28 (i) sexual orientation, or (ii) status as a victim of domestic violence or  
29 sexual assault, (B) whether such individual is a (i) crime witness, or (ii)  
30 recipient of public assistance, or (C) an individual's income tax or other  
31 financial records, including, but not limited to, Social Security numbers;

32 (4) "Federal immigration authority" means any officer, employee or  
33 other person otherwise paid by or acting as an agent of ICE or any  
34 division thereof or any officer, employee or other person otherwise paid  
35 by or acting as an agent of the United States Department of Homeland  
36 Security or any successor agency thereto who is charged with  
37 enforcement of the civil provisions of the Immigration and Nationality  
38 Act;

39 (5) "ICE" means United States Immigration and Customs  
40 Enforcement or any successor agency thereto;

41 (6) "ICE access" means any of the following actions taken by a law  
42 enforcement officer with respect to an individual who is stopped by a

43 law enforcement officer with or without the individual's consent,  
44 arrested, detained or otherwise under the control of a law enforcement  
45 official or agency:

46 (A) Responding to a civil immigration detainer or request for  
47 notification pursuant to subparagraph (B) of this subdivision  
48 concerning such individual;

49 (B) Providing notification to a federal immigration authority that  
50 such individual is being or will be released at a certain date and time  
51 through data sharing or otherwise;

52 (C) Providing a federal immigration authority nonpublicly available  
53 information concerning such individual regarding release date or time,  
54 home address or work address, whether obtained through a computer  
55 database or otherwise;

56 (D) Allowing a federal immigration authority to interview such  
57 individual under the control of the law enforcement agency;

58 (E) Allowing a federal immigration authority to use a facility or  
59 resources in the control of a law enforcement agency to conduct  
60 interviews, administrative proceedings or other immigration  
61 enforcement activities concerning such individual; or

62 (F) Providing a federal immigration authority information regarding  
63 dates and times of probation or parole supervision or any other  
64 information related to such individual's compliance with the terms of  
65 probation or parole;

66 "ICE access" does not include submission by a law enforcement  
67 officer of fingerprints to the Automated Fingerprints Identification  
68 system of an arrested individual or the accessing of information from  
69 the National Crime Information Center by a law enforcement officer  
70 concerning an arrested individual;

71 (7) "Judicial officer" means any judge of the state or federal judicial

72 branches and any federal magistrate judge. "Judicial officer" does not  
73 mean an immigration judge;

74 (8) "Law enforcement agency" means any agency for which a law  
75 enforcement officer is an employee of or otherwise paid by or acting as  
76 an agent of;

77 (9) "Law enforcement officer" means:

78 (A) Each officer, employee or other person otherwise paid by or  
79 acting as an agent of the Department of Correction;

80 (B) Each officer, employee or other person otherwise paid by or acting  
81 as an agent of a municipal police department;

82 (C) Each officer, employee or other person otherwise paid by or  
83 acting as an agent of the Division of State Police within the Department  
84 of Emergency Services and Public Protection; and

85 (D) Each judicial marshal, state marshal and adult probation officer;

86 (10) "Bail commissioner or intake, assessment or referral specialist"  
87 means an employee of the Judicial Branch whose duties are described in  
88 section 54-63d; and

89 (11) "School police or security department" means any police or  
90 security department of (A) the constituent units of the state system of  
91 higher education, as defined in section 10a-1, (B) a public school, or (C)  
92 a local or regional school district.

93 (b) (1) No law enforcement officer, bail commissioner or intake,  
94 assessment or referral specialist, or employee of a school police or  
95 security department shall:

96 (A) [Arrest] Except as provided in subdivision (2) of this subsection,  
97 arrest or detain an individual pursuant to a civil immigration detainer;  
98 [unless (i) the detainer is accompanied by a warrant issued or signed by  
99 a judicial officer, (ii) the individual has been convicted of a class A or B

100 felony offense, or (iii) the individual is identified as a possible match in  
101 the federal Terrorist Screening Database or similar database;]

102 (B) Expend or use time, money, facilities, property, equipment,  
103 personnel or other resources to communicate with a federal  
104 immigration authority regarding the custody status or release of an  
105 individual targeted by a civil immigration detainer, except in a case  
106 where the individual has been charged, after a finding of probable  
107 cause, with a class A, B or C felony offense or a family violence crime  
108 pursuant to section 46b-38h, or as provided in subsection (e) of this  
109 section;

110 (C) Arrest or detain an individual based on an administrative  
111 warrant, unless such individual has been charged, after a finding of  
112 probable cause, with a class A, B or C felony offense or a family violence  
113 crime pursuant to section 46b-38h;

114 (D) Give a federal immigration authority access to interview an  
115 individual who is in the custody of a law enforcement agency unless the  
116 individual (i) has been [convicted of] charged with, after a finding of  
117 probable cause, a class A, [or] B or C felony offense or a family violence  
118 crime pursuant to section 46b-38h, (ii) is identified as a possible match  
119 in the federal Terrorist Screening Database or similar database, or (iii) is  
120 the subject of a court order issued under 8 USC 1225(d)(4)(B); or

121 (E) Perform any function of a federal immigration authority, whether  
122 pursuant to 8 USC 1357(g) or any other law, regulation, agreement,  
123 contract or policy, whether formal or informal.

124 (2) A law enforcement officer or bail commissioner may detain, for a  
125 period not to exceed forty-eight hours, an individual pursuant to a civil  
126 immigration detainer if:

127 (A) The detainer is accompanied by a warrant issued or signed by a  
128 judicial officer;

129 (B) The individual has been charged, after a finding of probable

130 cause, with a class A, B or C felony offense or a family violence crime  
131 pursuant to section 46b-38h; or

132 (C) The individual is identified as a possible match in the federal  
133 Terrorist Screening Database or similar database.

134 (3) The provisions of this subsection shall not prohibit submission by  
135 a law enforcement officer of fingerprints to the Automated Fingerprints  
136 Identification system of an arrested individual or the accessing of  
137 information from the National Crime Information Center by a law  
138 enforcement officer concerning an arrested individual.

139 (c) Prior to responding to a request for notification of the release date  
140 and time from custody of a law enforcement agency of an individual  
141 suspected of violating a federal immigration law or who has been issued  
142 a final order of removal, the law enforcement officer shall forward the  
143 request to the head of the law enforcement agency for review.

144 (d) Any confidential information of an individual who comes into  
145 contact with a law enforcement officer may be disclosed to a federal  
146 immigration authority only if such disclosure is:

147 (1) Authorized in writing by the individual to whom the information  
148 pertains, or by the parent or guardian of such individual if the  
149 individual is a minor or not legally competent to consent to such  
150 disclosure;

151 (2) Necessary in furtherance of a criminal investigation of terrorism;  
152 or

153 (3) Otherwise required by law.

154 (e) (1) Upon receiving a civil immigration detainer, a law enforcement  
155 agency shall provide a copy of the detainer to the affected individual  
156 who is the subject of the detainer and inform the individual whether the  
157 law enforcement agency intends to comply with the detainer. If a law  
158 enforcement agency provides ICE with notification that an individual is

159 being, or will be released on a certain date, the law enforcement agency  
160 shall promptly provide to the individual and to the individual's attorney  
161 or shall make a good faith effort to contact one other individual who the  
162 individual may designate, a copy of such notification as well as the  
163 reason, in writing, that such law enforcement agency is complying with  
164 the detainer.

165 (2) All records relating to ICE access maintained by law enforcement  
166 agencies shall be deemed public records under the Freedom of  
167 Information Act, as defined in section 1-200. Records relating to ICE  
168 access include, but are not limited to, data maintained by the law  
169 enforcement agency regarding the number and demographic data of  
170 individuals to whom the agency has provided ICE access, the date ICE  
171 access was provided to an individual, the type of ICE access provided  
172 to an individual, the amount of resources expended on providing ICE  
173 access and any communication between the law enforcement agency  
174 and any federal immigration authority. No provision of this section  
175 shall be construed to require disclosure of any record exempt from  
176 disclosure under section 1-210 or 1-215.

177 (3) Beginning January 1, 2020, the legislative body of any  
178 municipality with a law enforcement agency that has provided ICE  
179 access to an individual during the prior six months shall provide to the  
180 Office of Policy and Management, on an ongoing basis every six months,  
181 data regarding the number and demographic data of individuals to  
182 whom the law enforcement agency has provided ICE access, the date  
183 ICE access was provided to an individual and whether the ICE access  
184 was provided as part of compliance with a civil immigration detainer or  
185 through other means. Data may be provided in the form of statistics or,  
186 if statistics are not maintained, as individual records, provided  
187 personally identifiable information is redacted.

188 (f) The Office of Policy and Management shall ensure that the  
189 requirements of this section are disseminated to, and appropriate  
190 training is provided for, all affected law enforcement agencies and  
191 school police or security departments and employees and agents of such

192 law enforcement agencies and school police or security departments.  
193 Such training may entail how law enforcement officers and other  
194 officials performing similar duties will adhere to the provisions of this  
195 section and how they will interact with crime victims, criminal suspects  
196 and individuals cooperating with law enforcement officers.

197 (g) No provision of this section shall be construed to provide, expand  
198 or ratify the legal authority of any law enforcement agency to detain an  
199 individual based on a civil immigration detainer request, except in a  
200 case where the individual has been charged, after a finding of probable  
201 cause, with a class A, B or C felony offense or a family violence crime  
202 pursuant to section 46b-38h."

This act shall take effect as follows and shall amend the following sections:		
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Sec. 501	October 1, 2025	54-192h
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