

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
CBA	Assn.	Civics Education Task Force	The CBA, on behalf of the Civics Education Committee, supports legislation which would establish the Connecticut Civics Education Task Force to review and improve civics education in Connecticut and develop guidelines, standards, and curricula for that purpose.	3/22/2021	HOD	End of 2023 leg. session
CBA	Assn.	Civil Gideon	The CBA, on behalf of the Pro Bono Committee, supports legislation of a pilot program for counsel for indigents in civil restraining orders under CGS 46b-15. Currently applicants and respondents without sufficient funds lack access to counsel. This bill arises out of the Task Force for Right to Counsel in Civil Matters.	10/19/2020	HOD	End of 2023 leg. session
CBA	Assn.	Foreclosure Mediation Program	The CBA, on behalf of the Consumer Law Section, supports legislation to extend the Foreclosure Mediation Program (FMP) through 2023 as proposed by S.B. 823, which was approved by the Judiciary Committee, and by H.B. 6996, which has been approved by the Banking Committee. Presently the FMP is scheduled to sunset on June 30, 2019.	6/17/2019	HOD	End of 2022 leg. session
CBA	Assn.	Human Trafficking	The CBA, on behalf of the Committee on Human Trafficking and the Human Rights and Responsibilities sections, supports legislation that strengthens anti-human trafficking efforts, not limited to redefining trafficking to a federal statute; providing additional anti-trafficking training; and extending confidentiality provisions, providing immunity from prosecution and establishing affirmative defenses for victims of child trafficking in connection with trafficking-related offenses.	6/17/2019	HOD	6/17/2022
CBA	Assn.	Legal Services to Homeless Veterans	The CBA, on behalf of the Pro Bono Committee, supports the Legal Services to Homeless Veterans Act of 2017 that would amend Title 38, United States Code, to authorize the Secretary of Veterans Affairs to award grants or enter into contracts with public and private entities to provide pro bono legal services to homeless veterans and veterans at risk of homelessness. Such grants and contracts are subject to the availability of funds.	10/19/2020	HOD	10/19/2023
CBA	Assn.	Right to Counsel in Eviction Cases	The CBA, on behalf of the Pro Bono Committee, supports legislation for a pilot program to be established in one judicial district to provide legal representation for defendants and plaintiffs in residential eviction cases as was recommended by the Civil Gideon Pilot Program report to the CT General Assembly, July 1, 2019 and the Task Force to Improve Access to Legal Counsel in Civil Matters.	10/21/2019	HOD	End of 2022 leg. session

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CBA	Assn.	Tax on Legal Services	The CBA, on behalf of the CBA Executive Committee, opposes the imposition of any tax on legal services.	12/14/2020	HOD	End of 2023 leg. session
Alternative Dispute Resolution	Section	Uniform Mediation Act	The Alternative Dispute Resolution Section supports legislation promoting uniformity in mediation, establishing the integrity of the mediation process as a method of resolving conflict and self-determination, and setting forth clear guidelines safeguarding the confidentiality of mediation proceedings	6/27/2022	HOD	2025 leg. session end
Alternative Dispute Resolution Section	Section	Strategy Board	The Alternative Dispute Resolution Section supports legislation creating a strategy board to promote uniformity in mediation, establish the integrity of the mediation process as a method of resolving conflict and self-determination, and set forth clear guidelines safeguarding the confidentiality of mediation proceedings.	12/16/2019	HOD	End of 2022 leg. session
Animal Law Section	Section	Big Six	The Animal Law Section supports legislation to prohibit the importation and trade of big six African species. These endangered animals are sought by trophy hunters and armed commercial poachers who sell ivory and organs.	10/21/2019	HOD	End of 2022 leg. session
Business Law Section	Section	Establishing Benefit Limited Liability Companies	The Business Law Section supports legislation creating a Connecticut Benefit Limited Liability Companies Act similar to the Connecticut Benefit Corporation Act.	10/21/2019	HOD	End of 2022 leg. session
Business Law Section	Section	Non-Compete Agreements	The Business Law Section opposes legislation such as proposed bill HB 5249 (2022), which limits the scope and effect of non-competition agreements in CT. The legislation may discourage employers from staying in Connecticut and discourage new and foreign established businesses from wanting to do business in this state.	3/8/2022	HOD	End of 2024 leg. session
Business Law Section	Section	Series LLC	The Business Law Section supports the establishment of Series LLCs in CT with acceptable language at the appropriate time. This Act will provide the ability to use one LLC to create divisions of the LLC in a series so each series can hold separate assets, potentially separate management, and retain legal independence from each division in the series. It has potential broad application for a variety of entrepreneurial companies seeking to hold multiple portfolio ventures under one master holding structure. It has been authorized by the Uniform Law Commission.	10/19/2020	HOD	End of 2023 leg. session

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Business Law Section	Section	Virtual Meetings	The Business Law Section supports legislation to amend the Connecticut Business Corporation Act (CBCA) and Connecticut Revised Nonstock Corporation Act (CRNCA) to approve shareholder and member meetings on a virtual basis without a physical location, which will replace the Governor's Emergency Orders on the matter.	12/14/2020	HOD	End of 2023 leg. session
Child Welfare and Juvenile Law Section	Section	Banning of chemical agents on youth under 18	The Child Welfare and Juvenile Law Section supports legislation from the Juvenile Justice Policy and Oversight Committee recommendation from its Incarceration Workgroup to ban use of all chemical agents on youth under the age of 18 by January 1, 2022.	3/22/2021	HOD	End of 2023 leg. session
Child Welfare and Juvenile Law Section	Section	Specific Steps Form (JM106)	The Child Welfare and Juvenile Law Section supports amending language in the Juvenile Court to the Specific Steps Form through approved discussions with the Judicial Branch and with the Department of Children and Family. The Specific Steps are the roadmap for the parent to end Protective Supervision or for the reunification of the child to occur.	1/13/2020	HOD	End of 2022 leg. session
Commercial Law and Bankruptcy Section	Section	Digital Assets	The Commercial Law and Bankruptcy Section requests to defer consideration of legislation such as SB 353 (2022) until the Legislature's next session. However, if a bill must be passed this session, it asks to amend the proposal to limit it and make it consistent with the UCC so not to disrupt other transactions and to be consistent with uniform laws and the national drafting committee provisions being considered from its passage in summer 2022.	3/28/2022	HOD	End of 2024 leg. session
Commercial Law and Bankruptcy Section	Section	US SBA Forms	The Commercial Law and Bankruptcy Section supports the United States Small Business Administration amending questions 1 and 2 on the Paycheck Protection Program Second Draw Borrower Application Form immediately to define the term "delinquent" and to ask whether the applicant has filed for bankruptcy.	3/22/2021	HOD	3/22/2024
Commercial Law and Bankruptcy Section	Section	Venue	The Commercial Law and Bankruptcy Section supports legislation that removes language currently contained in the United States Bankruptcy Code permitting companies to file for bankruptcy where they are incorporated or where smaller affiliates operate in favor of filing where the debtor's principal place of business or principal assets are located.	12/14/2020	HOD	12/14/2023

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Construction Law Section	Section	False Claims Act	The Construction Law Section opposes the establishment of a state False Claims Act which could potentially be misused. It would impose significant civil and criminal penalties; is an incorrect remedy for problems associated with the state contract bidding process; and would likely reduce business with the state and revenue. The Section is not opposed to legislation that would include penalties resulting from willful or intentional fraudulent conduct.	1/13/2020	HOD	End of 2022 leg. session
Construction Law Section	Section	Occupational Licensing and Building Trades and Contractor Debarment	The Construction Law Section opposes legislation which grants to the Labor Commission the authority to debar any person or firm from working on state or municipal projects for a period of up to five (5) years based on a finding by the Commissioner on the basis of “substantial evidence” listed in the legislation. The proposed bill is unnecessary because substantial authority already exists in current statutes to allow the Labor Commissioner to debar a contractor who knowingly and willfully violates said laws.	1/13/2020	HOD	End of 2022 leg. session
Construction Law Section	Section	Pass Through Claims	The Construction Law Section supports legislation amending C.G.S. §4-61 to allow general contractors to include subcontractor pass-through claims in a claim against the state arising out of a highway or public works contract without requiring the contractor to first admit liability for the subcontractor’s claim.	1/13/2020	HOD	End of 2022 leg. session
Construction Law Section	Section	State Contracts Enforcement	The Construction Law Section supports legislation which would authorize and allow the enforcement of state construction contracts signed by the State’s authorized representatives.	1/13/2020	HOD	End of 2022 leg. session
Disability Law Section	Section	State Disability Pension Forms	The Disability Law Section supports that the State Employee Retirement Commission and Public Consulting Group, Inc. amend their notices to state employees who have been granted disability pension benefits from the medical examining board and that it include additional notice specifically regarding claimants who already have attorney representation.	1/14/2022	EC	1/14/2023
Disability Law Section	Section	Teacher's Disability Allowance	The Disability Law Section supports legislation that allows a disabled former teacher to apply for disability allowance after he or she leaves active teaching, as long as the disability began when the former teacher was an active member of the teachers' retirement system.	3/21/2021	HOD	End of 2023 leg. session
Elder Law	Section	Asset Limits for Homecare	The Elder Law Section supports increasing the asset limit for an individual applying for the Connecticut Homecare Program from \$1,600 to up to \$10,000.	1/23/2023	HOD	2025 leg. session end

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Elder Law	Section	Inaccessible Assets	The Elder Law Section opposes any effort by the Department of Social Services (DSS) to remove the word "inaccessible" from the Uniform Policy Manual as it applies to assets and income in Medicaid and certain other programs.	6/27/2022	HOD	6/27/2025
Elder Law	Section	Transfer of Assets	The Elder Law Section opposes and seeks changes to proposed regulations effecting patient transfer of assets and nursing home eligibility qualifications issued by the Department of Social Services intending to implement provisions of the 2006 Federal Deficit Reduction Act (DRA).	6/27/2022	HOD	6/27/2025
Elder Law Section	Section	"Exploitation" under C.G.S. § 17b-450	The Elder Law Section supports legislation that would allow for a means by which to hold nursing home facilities responsible for offering legal advice to admitted patients and/or their families in qualifying for Medicaid, but said advice may not be in the best financial interest of the patient.	12/14/2020	HOD	End of 2023 leg. session
Elder Law Section	Section	Agency Efficiency in the Regulation Process	The Elder Law Section opposes legislation that would allow agency heads the ability not to promulgate certain legislative regulations.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Budget line items	The Elder Law Section opposes the elimination of line item budget review in Human Services.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Caregiver Agreements	The Elder Law Section opposes legislation that would require a written agreement between a Medicaid applicant or recipient and a family member. HOD approved 12/13/21; expired end of 2024 legislative session.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Community Spouse Protected Amount	The Elder Law Section supports legislation and/or administrative and regulatory advocacy that would increase the minimum Community Spouse Protected Amount to the maximum Community Spouse Protected Amount in the Medicaid long-term care coverage group for married couples.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Deadline for Fair Hearing Decisions	The Elder Law Section opposes legislation which would reverse or in any way diminish the holding in Handel v. Commissioner of Social Services, 183 Conn. App. 392 (2018), requiring DSS to issue a fair hearing decision within 90 days of the request for a fair hearing.	12/13/2021	HOD	End of 2024 leg. session

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Elder Law Section	Section	Disclosure of Additional Costs	The Elder Law section supports legislation to expand the types of long-term care facilities which are required to disclose additional costs and notices to residents and to emphasize federal law prohibiting third party guarantees of payment.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Elder Exploitation	The Elder Law Section opposes legislation which is intended to prevent elder abuse and exploitation but is so broadly drafted as to create significant adverse unintended consequences for the families of elderly citizens. Elderly being defined as anyone 60+.	12/14/2020	HOD	End of 2023 leg. session
Elder Law Section	Section	Medicare Savings Program	The Elder Law Section opposes legislation which would decrease benefits provided under the Medicare Savings Program.	12/14/2020	HOD	End of 2023 leg. session
Elder Law Section	Section	Money Follows the Person	The Elder Law Section supports legislation that would increase the availability of home and community-based services for the elderly and individuals under age sixty-five, including but not limited to, increasing the number of persons served in various Medicaid waiver programs and/or increasing the availability of services under the Money Follows the Person Program.	12/14/2020	HOD	End of 2023 leg. session
Elder Law Section	Section	Non-taxable Annuity Income	The Elder Law Section opposes legislation that seeks to include the non-taxable annuity income from the spouse of an institutionalized individual who is a Medicaid recipient to the spouse's income for purposes of determining the amount that the spouse owes as a contribution as a "legally liable relative."	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Nursing Facility Technology	The Elder Law Section supports legislation that permits nursing facility or assisted living facility residents to use any audio, video, or voice activated technology, that would otherwise be available to them in the community. In addition, the Section advocates that any such proposed bill include provisions to ensure that the rights of other residents are respected and to ensure that the other residents' privacy is protected.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Personal Needs Allowance	The Elder Law Section supports legislation increasing the personal needs allowance for nursing home residents on Medicaid.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Prior Title Holders	The Elder Law Section supports legislation which prevents a previously recorded interest in property from losing its priority to an unrecorded or subsequently recorded claim or lien by the state against a person for repayment of state aid.	12/13/2021	HOD	End of 2024 leg. session

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Elder Law Section	Section	Probate Court Orders Compliance	The Elder Law Section supports legislation that would require state agencies to recognize, apply and enforce any order, denial, or decree of a Probate Court.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Promoting Welfare of Residents in Skilled Nursing Facilities	The Elder Law Section supports legislation that promotes the welfare of residents in skilled nursing facilities including the following: increasing financial transparency in the funding, ownership and related businesses, expenditures, and operations of skilled nursing facilities; requiring skilled nursing facilities to increase their minimum staffing levels under Section 17b-340 of the Connecticut General Statutes; imposing penalties or fines on skilled nursing facilities for failure to abide by statutory and/or regulatory requirements, provided that such penalties and/or fines are paid from funds that will not impact resident care, such as management fees or administrative and general costs; and protecting the rights of nursing home residents during the pendency of a Medicaid application, including, but not limited to, the timely review of Medicaid applications and the preclusion of legal action for payment while a Medicaid application is pending.	2/27/2023	BOG	End of 2023 leg. session
Elder Law Section	Section	Protections of Elderly from Abuse	The Elder Law Section opposes banking legislation calling on elder abuse protections that are too broad in scope and do not provide any procedural safeguards including notice, recourse, or appeal rights to the bank customer/elderly person.	12/14/2020	HOD	End of 2023 leg. session
Elder Law Section	Section	Remote Notarization	The Elder Law Section supports the exclusion of some estate planning documents from any bill authorizing remote online notarization.	3/8/2022	HOD	End of 2024 leg. session
Elder Law Section	Section	Remote Notarization and Revised Uniform Law on Notarial Acts	The Elder Law Section opposes the passage of the Revised Uniform Law on Notarial Acts, unless it is amended to expressly exclude all notarial acts connected to the execution of the estate specifically identified planning documents, with the exception of power of attorney documents for the limited purpose of real estate closings as defined under Section 51-88a of the Connecticut General Statutes.	2/27/2023	BOG	End of 2023 leg. session
Elder Law Section	Section	Requiring Community Service	The Elder Law Section opposes legislation that would require work or community service of those receiving public assistance.	12/14/2020	HOD	End of 2023 leg. session

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Elder Law Section	Section	Statutory Share	The Elder Law Section opposes legislation to increase the value of a surviving spouse's statutory share.	12/16/2019	HOD	End of 2022 leg. session
Elder Law Section	Section	Surviving Spouse Statutory Share	The Elder Law Section opposes legislation that would provide a Probate Court judge with the discretion to award a surviving spouse a statutory share of an estate that exceeds one-third of all property passing under a will based on the equities of the case.	12/14/2020	HOD	End of 2023 leg. session
Elder Law Section	Section	Terminal Illness and Self-Administered Aid	The Elder Law Section supports legislation that allows an adult with a terminal illness who has been determined by two physicians to be competent to request aid in dying for them to self-administer from their attending physician, with appropriate safeguards.	12/13/2021	HOD	End of 2024 leg. session
Elder Law Section	Section	Waivers Request	The Elder Law Section opposes legislation which would repeal C.G.S. Section 17b-8 providing legislative oversight by the Appropriations and Human Services committees over requests for waivers by the Department of Social Services to the Centers for Medicare and Medicaid Services.	12/13/2021	HOD	End of 2024 leg. session
Environmental Law Section	Section	Release Based Remediation of Hazardous Waste	The Environmental Law Section supports legislation such as S.B. 102 (Raised 2022) to require DEEP to provide a draft of the proposed regulations to the advisory working group prior to being released for public comment to allow the advisory working group to review the proposed regulations.	3/28/2022	HOD	End of 2024 leg. session
Environmental Law Section	Section	Transfer Act Audit Period	The Environmental Law Section supports legislation which proposes shortening of the time period during which the Department of Energy and Environmental Protection may conduct an audit of a verification filed pursuant to the Transfer Act, CGS Section 22a-134 et seq., which governs remediation of certain industrial and commercial properties in Connecticut at the time when ownership of an establishment is transferred.	6/17/2019	HOD	End of 2022 leg. session
Estates and Probate	Section	CUTDA Adoption	The Estates and Probate Section supports adoption of the CT Uniform Trust Decanting Act (CUTDA).	1/23/2023	HOD	2025 leg. session end
Estates and Probate Section	Section	Gift Tax Repeal	The Estates and Probate Section supports legislation to eliminate the Connecticut gift tax.	10/21/2019	HOD	End of 2022 leg. session

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Estates and Probate Section	Section	Infinite Duration of the Succession, Estate and Probate Fee Liens	The Estates and Probate Section supports legislation to address the fact that a) Probate Court fee liens and estate/successions tax liens are of infinite duration; and b) property is sometimes conveyed or mortgaged without such liens being cleared.	10/21/2019	HOD	End of 2022 leg. session
Estates and Probate Section	Section	Probate Court Operations	The Estates and Probate Section supports legislation proposed by the Probate Court to address technical provisions, in which the key components will enable electronic filing in the probate courts. The bill also could repeal existing law that permits unconstitutional freezing of assets upon mere application for conservatorship without due notice or hearing.	10/21/2019	HOD	End of 2022 leg. session
Estates and Probate Section	Section	Remote Notarization Generally	The Real Property, Estates and Probate, and Paralegals Sections oppose legislation that permits legal documents to be notarized remotely. The process of online notarization increases the chances of fraud and signing documents under duress, as well as making it easier to violate UPL laws.	2/22/2021	HOD	End of 2022 leg. session
Estates and Probate Section	Section	Remote Notarization in Estates and Probate Matters	The Estates and Probate Section, supports the exclusion of some estate planning documents from any bill authorizing remote online notarization.	3/28/2022	HOD	End of 2024 leg. session
Estates and Probate Section	Section	Remote Notarization Revised Uniform Law	The Estates and Probate Section opposes the passage of the Revised Uniform Law on Notarial Acts, unless it is amended to expressly exclude all notarial acts connected to the execution of specifically identified estate planning documents, with the exception of power of attorney documents for the limited purpose of real estate closings as defined under Section 51-88a of the Connecticut General Statutes.	2/27/2023	BOG	End of 2023 leg. session
Estates and Probate Section	Section	Revocation by Dissolution of Marriage	The Estates and Probate Section supports legislation which would revoke certain beneficiary designation or testamentary transfers passing to a former spouse following a dissolution of the marriage. This legislation would provide similar relief to the current law which revokes testamentary provisions under a will for a former spouse. The proposal is intended to assist the divorced individual who hasn't yet had a chance to revise their beneficiary designations.	1/13/2020	HOD	End of 2022 leg. session

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Estates and Probate Section	Section	Statutory Share	The Estates and Probate Section opposes legislation to increase the value of a surviving spouse's statutory share.	12/16/2019	HOD	End of 2022 leg. session
Family Law	Section	Automatic Orders	The Family Law Section opposes amending Section 25-5 (b) (1) of the Practice Book concerning automatic orders upon service of complaint to clarify the application of that provision to premarital and postnuptial agreements.	1/18/2024	EC	1/18/2025
Family Law	Section	UCLA	The Family Law Section supports enactment of the Uniform Collaborative Law Act (UCLA) in Connecticut.	1/23/2023	HOD	2025 leg. session end
Family Law Section	Section	Affidavits	The Family Law Section opposes legislation that permits the Judicial Branch to amend statutes to allow the Judicial Branch to remove testimony regarding family laws matters and relying instead on the use of affidavits.	3/23/2021	HOD	End of 2023 leg. session
Family Law Section	Section	Arbitration of Child Custody Issues	The Family Law Section supports legislation that permits the use of arbitration to resolve issues related to child custody, visitation, and child support that arise in the context of a dissolution of marriage, a legal separation, or in post-judgment motions. This allows families to arbitrate child related issues by agreement, which will help minimize conflict by expediting potential resolutions outside of court and reduce court backlogs.	2/22/2021	BOG	End of 2022 leg. session
Family Law Section	Section	Custody	The Family Law Section opposes any attempt to reduce or eliminate judicial discretion to enter orders regarding custody or parental access (visitation) or eliminate the "best interests of the child" standard.	10/21/2019	HOD	End of 2022 leg. session
Family Law Section	Section	Family Court Evaluations	The Family Law Section opposes legislation that would (1) allow each parent to select his/her own evaluator in a child custody case, (2) delay necessary medical care for a child, (3) remove the child's guardian ad litem from the list of persons who may receive a copy of an evaluation report, and (4) permits copies of such a report to be provided directly to the parents without a requirement that the report be kept confidential by the parents.	10/21/2019	HOD	End of 2022 leg. session
Family Law Section	Section	Immunity	The Family Law Section opposes legislation that would remove tort immunity from all counsel and from AMCs and GALs (Carrubba v. Moskowitz, 274 Conn. 533 [2005]) involved in civil and family matters. The section also opposes abolishment of common law immunity for attorneys for statements made in a courtroom in the prosecution of a case.	10/21/2019	HOD	End of 2022 leg. session

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Family Law Section	Section	Immunity for Psychologists and Psychiatrists	The Family Law Section supports legislation which would confer quasi-judicial immunity in tort litigation on licensed mental health professionals appointed by the court to perform forensic evaluations of the parties and/or their child(ren) in custody cases.	10/21/2019	HOD	End of 2022 leg. session
Family Law Section	Section	Opposing Party Attorney Fees	The Family Law Section opposes legislation that amends the General Statutes to require family court judges to require the prevailing party in a motion for contempt to pay the other party's attorney fees. As currently written, the law gives the court discretion to order counsel fees for the prevailing party in a motion for contempt. The proposed litigation takes away that discretion.	3/28/2022	HOD	End of 2024 leg. session
Family Law Section	Section	Supervised Visitation	The Family Law Section opposes legislation which would limit the circumstances under which the court might order supervised visits between a parent and child, or limit the period during which supervised visits may be ordered, or limit the qualifications of providers, or otherwise limit the court's discretion to enter visitation orders designed to protect the best interests of the child.	10/21/2019	HOD	End of 2022 leg. session
Family Law Section	Section	Uniform Parentage Act	The Family Law Section supports the Uniform Parentage Act with proposed amendments regarding presumed parentage and findings on de facto parentage.	3/16/2020	HOD	End of 2022 leg. session
Human Rights and Responsibilities Section	Section	Access to Legal Counsel for Indigent Individuals in Immigration Removal Proceedings	The Pro Bono Committee and the Human Rights and Responsibilities Section support legislation to establish a right to legal representation for indigent respondents in hearings pending at the Connecticut Executive Office for Immigration Review.	10/21/2019	HOD	End of 2022 leg. session
Human Rights and Responsibilities Section	Section	Coerced Confessions	The Human Rights and Responsibilities Section supports legislation that would eliminate the use as evidence of admissions, confessions and/or statements made by persons in law enforcement's custody when coercion is used to extract information. Such coercion may include depriving a person in custody of water, prescribed medication, food, the use of bathroom facilities, or sleep; subjecting the person in custody to the threat of harm or to the threat of harm to other persons; or, when in the case of persons under the age of 17, deception is used to extract admissions, confessions or statements.	4/24/2023	BOG	End of 2023 leg. session

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Human Rights and Responsibilities Section	Section	Racial Profiling by Law Enforcement	The Human Rights and Responsibilities Section supports legislation that would eliminate racial profiling except where racial or ethnic status is used in combination with other identifying factors when seeking to apprehend a specific suspect whose racial or ethnic status is part of the description of the suspect.	4/24/2023	BOG	End of 2023 leg. session
International Law Section	Section	Alien Tort Claims	The International Law Section supports the enactment of a state-based alien tort claims act.	12/14/2020	HOD	End of 2023 leg. session
International Law Section	Section	Choice of Courts	The International Law Section supports ratification of the Hague Convention of 30 June 2005 on Choice of Court Agreement. The convention was concluded with significant input from the United States. It was signed by the United States on January 19, 2009. It will promote the enforcement of judgments multi-nationally.	10/19/2020	HOD	End of 2023 leg. session
International Law Section	Section	Choice of Law	The International Law Section supports the enactment of a commercial choice of law statute. This draft bill substantially tracks New York general obligation §5- 1401[1] and §5-1402. The predictability of contractual provisions is very important in commercial transactions, including international trade. A commercial contractual provision between parties of equal bargaining position should mean what it says. Currently under Connecticut law, such a provision might not be enforced because a transaction has no "reasonable relationship" to Connecticut.	10/19/2020	HOD	End of 2023 leg. session
International Law Section	Section	Hague Foreign Judgments	The International Law Section supports the ratification of the Hague Convention on the Recognition and Enforcement of Foreign Judgments in Civil or Commercial Matters (July 2, 2019). The convention was recently concluded with significant input from the United States. It will promote the enforcement of judgments multi-nationally.	10/19/2020	HOD	End of 2023 leg. session
International Law Section	Section	Mediation Convention	The International Law Section supports the ratification of United Nations Convention on International Settlement Agreements Resulting from Mediation (New York, 2018) (the "Singapore Convention on Mediation"). This convention was signed by the United States on July 8, 2019. It promotes the expedited enforcement of settlement agreements.	10/19/2020	HOD	End of 2023 leg. session

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International Law Section	Section	UNCITRAL Model Law	The International Law Section supports the 2005 revisions to the UNCITRAL Model Law on International Commercial Arbitration (the original version is enacted in Connecticut General Statutes Title 50a). The revisions clarify a number of points not well covered when the Model Law was drafted in 1985: interim measures of protection and to modernize the form required for an arbitration agreement.	10/19/2020	HOD	End of 2023 leg. session
LGBTQ Section	Section	Uniform Parentage Act	The LGBTQ section supports the Uniform Parentage Act with proposed amendments regarding presumed parentage and findings on de facto parentage.	3/16/2020	HOD	End of 2022 leg. session
Litigation Section	Section	Court Reporters	The Litigation Section supports any state legislation requiring the state licensing of shorthand reporters to ensure the integrity and competence of court reporters.	10/19/2020	HOD	End of 2023 leg. session
Litigation Section	Section	Tax Appeals	The Litigation Section opposes legislation which proposes to prohibit contingency attorneys' fee agreements in certain appeals of property tax assessments to the Connecticut Superior Court.	3/16/2020	HOD	End of 2023 leg. session
Litigation Section	Section	Uniform Interstate Depositions and Discovery Act	The Litigation Section supports legislation adopting the Connecticut Uniform Interstate Deposition and Discovery Act (UIDDA). The law will allow out-of-state attorneys with an out-of-state proceeding to apply to a court clerk to have a subpoena without initiating a standalone proceeding.	3/28/2022	HOD	End of 2024 leg. session
Paralegals Section	Section	Remote Notarization Generally	The Real Property, Estates and Probate, and Paralegals Sections oppose legislation that permits legal documents to be notarized remotely. The process of online notarization increases the chances of fraud and signing documents under duress, as well as making it easier to violate UPL laws.	2/21/2021	BOG	End of 2022 leg. session
Planning and Zoning Section	Section	Access to Public Records	The Real Property and the Planning and Zoning Sections support the CBA lobbying the Governor's office to provide guidance/instructions to municipalities and other governmental agencies to provide reasonable, physical access to government offices for the purpose of accessing and researching public records, including Land Records, which in the reasonable opinion of the person seeking access, cannot be reasonably accessed online.	10/19/2020	HOD	End of 2023 leg. session
Planning and Zoning Section	Section	Land Use Appeals	The Planning and Zoning Section supports legislation such as SB938 on land use appeals in which a Superior Court hearing would no longer be required for the settlement of an appeal.	3/22/2021	HOD	End of 2023 leg. session

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Planning and Zoning Section	Section	Zoning Variances	The Planning and Zoning Section supports legislation that would amend CGSA Sec. 8-6 to authorize the zoning board of appeals to have the authority to grant a Use Variance and an Area Variance.	3/22/2021	HOD	End of 2023 leg. session
Real Property	Section	Proposed Bill 7255 (2025)	The Real Property Section supports the creation of a study group or otherwise working to amend Proposed Substitute Bill No. 7255 (2025) and similar legislation to achieve the goals of the legislation in a workable manner while also protecting the security of judges.	4/14/2025	EC	2025 leg. session end
Real Property Section	Section	Access to Public Records	The Real Property and the Planning and Zoning Sections support the CBA lobbying the Governor's office to provide guidance/instructions to municipalities and other governmental agencies to provide reasonable, physical access to government offices for the purpose of accessing and researching public records, including Land Records, which in the reasonable opinion of the person seeking access, cannot be reasonably accessed online.	10/19/2020	HOD	End of 2023 leg. session
Real Property Section	Section	Attorneys Unnecessary for Closings	The Real Property Section opposes SB321, AAC Real Estate Closings and Mortgage Loan Transactions, permitting non-attorneys to represent the legal interests of parties to real estate closings and using preferred attorneys by mortgage lenders, plus it's the unauthorized practice of law.	3/22/2021	HOD	End of 2023 leg. session
Real Property Section	Section	Infinite Duration of the Succession, Estate and Probate Fee Liens	The Estates and Probate and Real Property Sections support legislation to address the fact that a) Probate Court fee liens and estate/successions tax liens are of infinite duration; and b) property is sometimes conveyed or mortgaged without such liens being cleared.	10/21/2019	HOD	End of 2022 leg. session
Real Property Section	Section	Mortgage Recording Act	The Real Property Section opposes legislation such as HB5287, An Act Establishing a Mortgage Recording Tax, which would impose a tax on the privilege of recording a mortgage on real property located in Connecticut and an additional tax on the buyer.	3/22/2021	HOD	End of 2023 leg. session
Real Property Section	Section	Online Recording, Indexing, and Searching of Municipal Land Records	The Real Property Section opposes legislation such as raised Bill 6648 (2023), An Act Concerning the Online Recording, Indexing, and Searching of Municipal Land Records and Maps. More study is needed prior to determining whether a statewide online system should be utilized.	4/24/2023	BOG	End of 2023 leg. session

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Real Property Section	Section	Real Estate Abutting a Way	The Real Property Section opposes legislation such as HB5373, an Act Concerning Real Estate Abutting a Way, which is unnecessary, as is construing any instrument conveying real property to include grantor's fee interest in a way abutting the real property.	3/22/2021	HOD	End of 2023 leg. session
Real Property Section	Section	Remote Notarization Generally	The Real Property, Estates and Probate, and Paralegals Sections oppose legislation that permits legal documents to be notarized remotely. The process of online notarization increases the chances of fraud and signing documents under duress, as well as making it easier to violate UPL laws.	2/22/2021	BOG	End of 2022 leg. session
Real Property Section	Section	Remote Notarization in Real Property Transactions	The Real Property Section supports legislation in SB99, An Act Establishing a Working Group to Study Remote Notarial Acts and the Revised Uniform Law on Notarial Acts, provided certain amendments are made to the proposed model act. It is felt that SB99 does not fully protect the attorney, the client, the practice, and creates the possibility of UPL without our proposed amendments.	3/28/2022	HOD	End of 2024 leg. session
Real Property Section	Section	Remote Notarization Working Group	The Real Property Section supports legislation in SB99, An Act Establishing a Working Group to Study Remote Notarial Acts and the Revised Uniform Law on Notarial Acts, provided certain amendments are made to the proposed model act. It is felt that SB99 does not fully protect the attorney, the client, the practice, and creates the possibility of UPL without our proposed amendments. .	2/21/2022	EC	End of 2022 leg. session
Real Property Section	Section	Section 47-36aa	The Real Property Section supports amending subsection (c) of section 47-36aa of the General Statutes.	11/20/2023	BOG	End of 2024 leg. session
Real Property Section	Section	Smoke and Carbon Monoxide Detector Affidavit	The Real Property Section supports amending Bill 6580 (2023) regarding the requirements of the smoke and carbon monoxide detector affidavit.	4/24/2023	BOG	End of 2023 leg. session
Real Property Section	Section	State-Wide Tax on Real Property	The Real Property and the Tax Law Sections oppose legislation (SB171, An Act Establishing a State-Wide Tax on Real Property), establishing a one mill state-wide tax on commercial and residential real property, with the first three hundred thousand dollars of the assessed value of a residential property exempt from the tax, being passed on to the tenants.	3/22/2021	HOD	End of 2023 leg. session

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Real Property Section	Section	Validating Provision in PA 19-85	The Real Property Section supports an amendment to Public Act 19-85 to modify the exception to the validating provision from "such instrument fails to state the consideration reflecting fair market value" to "such instrument reflects the granting of an interest in the property for no or nominal consideration" or words to that effect.	3/22/2021	HOD	End of 2023 leg. session
Tax Law Section	Section	Legislator Access to Taxpayer Returns	The Tax Section opposes legislation such as SB443 (2022), which would allow legislators to view taxpayer returns and return information without any form of background check on the legislators or staff that view the information.	3/28/2022	HOD	End of 2024 leg. session
Tax Law Section	Section	Right to Refund	The Tax Section opposes legislation such as HB5473 (2022) because it forecloses a taxpayer's right to a refund in a manner which contradicts existing law.	3/28/2022	HOD	End of 2024 leg. session
Tax Law Section	Section	State-Wide Tax on Real Property	The Real Property and the Tax Law Sections oppose legislation (SB171, An Act Establishing a State-Wide Tax on Real Property), establishing a one mill state-wide tax on commercial and residential real property, with the first three hundred thousand dollars of the assessed value of a residential property exempt from the tax, being passed on to the tenants.	3/22/2021	HOD	End of 2023 leg. session
Veterans and Military Affairs	Section	Exclusion of Disability Compensation	The Veterans and Military Affairs Section supports a proposal for the Public Defender Services Commission to enact a rule or measure requiring the uniform exclusion of disability compensation received by a veteran from one's gross annual income when determining one's income eligibility for public defender services.	6/27/2022	HOD	6/27/2025
Veterans and Military Affairs Section	Section	Defining "Veteran"	The Veterans and Military Affairs Section supports legislation to alter the definition of "veteran" to be more inclusive by amending § 27-103 (a) (2) to include any person that the United States Department of Veterans Affairs (the "VA") has determined eligible for certain federal veterans benefits by reason of an administrative determination made pursuant to 38 C.F.R. § 3.12 and/or 38 C.F.R. § 3.360.	12/14/2020	HOD	End of 2023 leg. session

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Veterans and Military Affairs Section	Section	Mental Health Resources for Veterans	The Veterans and Military Affairs Section supports legislation to expand the VA commissioner's obligations requiring the commissioner in consultation with the Mental Health and Addictions Commissioner to collect data to better identify mental health needs of members of the armed forces and direct resources to address such needs, hopefully leading to more efficient use of resources to provide aid.	10/21/2019	HOD	End of 2022 leg. session
Veterans and Military Affairs Section	Section	Occupational and Professional Licenses	The Veterans and Military Affairs Section opposes sections of proposed legislation in SB19, An Act Concerning the Occupational and Professional Licenses of Military Members' Spouses, whereas the present language opens the process beyond military spouses.	2/21/2022	EC	End of 2022 leg. session
Workers Compensation Section	Section	Burial Costs	The Workers Compensation Section supports legislation to support an increase in the burial expense contained in C.G.S. section 31-306(1) from the current amount of \$4,000.00 up to \$10,000.00.	12/14/2020	HOD	End of 2023 leg. session
Workers Compensation Section	Section	Medical Records	The Workers Compensation Section supports legislation that would require the prompt delivery of medical records in workers' compensation cases.	12/13/2021	HOD	End of 2024 leg. session
Workers Compensation Section	Section	Occupational and Professional Licenses	The Veterans and Military Affairs Section opposes legislation such as sections of proposed SB19 (2022), An Act Concerning the Occupational and Professional Licenses of Military Members' Spouses, because the present language opens the process beyond military spouses.	3/28/2022	HOD	End of 2024 leg. session
Diversity, Equity, and Inclusion Committee	Comm.	Rule 8.4 (7)	The Diversity, Equity, and Inclusion Committee, along with a number of sections and committees, support a proposal to the Rules Committee of the Superior Court that amends Rule 8.4 (Misconduct) of the Connecticut Rules of Professional Conduct to make it professional misconduct for an attorney to engage in discrimination or harassment in the practice of law by engaging in conduct that the lawyer knows or reasonably should know is harassment or discrimination on the basis of race, color, ancestry, sex, pregnancy, religion, national origin, ethnicity, disability, status as a veteran, age, sexual orientation, gender identity, gender expression or marital status in conduct related to the practice of law. This paragraph does not limit the ability of a lawyer to accept, decline or withdraw from a representation.	9/10/2020	HOD	End of 2023 leg. session

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Pro Bono Committee	Comm.	Access to Legal Counsel for Indigent Individuals in Removal Proceedings	The Pro Bono Committee and the Human Rights and Responsibilities Section support legislation to establish a right to legal representation for indigent respondents in hearings pending at the Connecticut Executive Office for Immigration Review.	10/21/2019	HOD	End of 2022 leg. session
Pro Bono Committee	Comm.	Advance Rental Payments	The Pro Bono Committee opposes such legislation as HB5344 (2022), An Act Concerning Advance Rental Payments, which if enacted would remove the limits on the amounts of advance rental payments a landlord may charge a tenant.	3/28/2022	HOD	End of 2024 leg. session
Pro Bono Committee	Comm.	Legal Counsel to Civil Matters	The Pro Bono Committee supports legislation that would reconstitute a task force to improve access to legal counsel in civil matters by examining the feasibility of establishing a program that provides legal services to individuals in civil matters.	10/21/2019	HOD	End of 2022 leg. session
Pro Bono Committee	Comm.	Limiting Security Deposits	The Pro Bono Committee opposes such legislation as HB5345 (2022), An Act Concerning Security Deposits, which if enacted would remove the limits on security deposits that a landlord may require from a tenant.	3/28/2022	HOD	End of 2024 leg. session
Pro Bono Committee	Comm.	Pro Bono Practice in Limited Circumstances	The Standing Committee on Professional Ethics and the Pro Bono Committee support a proposal to amend Rule 5.5 of the Rules of Professional Conduct to include pro bono practice under limited circumstances as a new category of permissible practice in Connecticut by emeritus attorneys licensed and in good standing in other jurisdictions.	3/16/2020	HOD	3/16/2023
Pro Bono Committee	Comm.	Right to Counsel for Immigrant Children	The Pro Bono Committee supports legislation that would amend the general statutes to ensure that the children of immigrants are represented in issues regarding their well-being.	10/21/2019	HOD	End of 2022 leg. session
Pro Bono Committee	Comm.	Right to Housing	The Pro Bono Committee supports legislation such as SB194 to establish a right to housing in Connecticut, providing for the right to protection from housing loss, which implicates government programs such as eviction prevention programs and legal assistance in evictions.	3/23/2021	HOD	End of 2023 leg. session
Pro Bono Committee	Comm.	Rule 1.8 (e)	The Standing Committee on Professional Ethics and the Pro Bono Committee support amending Rule 1.8 (e) of the Connecticut Practice Book to permit a lawyer representing a client pro bono to provide modest gifts to the client to pay for basic living expenses.	3/22/2021	HOD	3/22/2024

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Special Committee on the CT Standards of Title	Comm.	Proposed Standard 23.2	The Special Committee on the CT Standards of Title supports Proposed Standard 23.2, which modifies the creation, scope, and duration of the Connecticut Estate Tax Lien. The proposal reconciles differences between the Connecticut Estate Tax Lien and the federal estate tax lien.	4/25/2022	BOG	4/25/2023
Standing Committee on Professional Ethics	Comm.	Lawyer Advertising	The Standing Committee on Professional Ethics supports recommending to the Rules Committee of the Superior Court that Rules 7.1-7.5 of the Connecticut Rules of Professional Conduct be amended to conform our state's Rules with the American Bar Association's amendment, at its August 2018 meeting, of the provisions concerning lawyer advertising in the Model Rules of Professional Conduct.	3/18/2019	HOD	3/18/2022
Standing Committee on Professional Ethics	Comm.	Practice Pending (Rule 5.5)	The Standing Committee on Professional Ethics supports a proposed amendment to Rule 5.5 of the Connecticut Rules of Professional Conduct (Unauthorized Practice of Law) which would create a new category of permissible temporary practice that would permit a lawyer who has relocated to Connecticut from another state to practice in Connecticut provided that he or she seeks admission in Connecticut (by exam, motion, or transfer of UBE score) within a reasonable time after relocating.	12/16/2019	HOD	12/16/2022
Standing Committee on Professional Ethics	Comm.	Pro Bono Practice in Limited Circumstances	The Standing Committee on Professional Ethics and the Pro Bono Committee support a proposal to amend Rule 5.5 of the Rules of Professional Conduct to include pro bono practice under limited circumstances as a new category of permissible practice in Connecticut by emeritus attorneys licensed and in good standing in other jurisdictions.	3/16/2020	HOD	3/16/2023
Standing Committee on Professional Ethics	Comm.	Remote Practice	The Standing Committee on Professional Ethics supports amending the Connecticut Rules of Practice (2-44A) and the Rules of Professional Conduct (Rule 5.5) to provide "To the extent that a lawyer is physically present in this jurisdiction and remotely engages in the practice of law as authorized under the laws of another United States jurisdiction in which that lawyer is admitted in good standing, and that lawyer is not disbarred or suspended from the practice of law in any jurisdiction, such conduct does not constitute the unauthorized practice of law in this jurisdiction."	12/13/2021	HOD	12/13/2024

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
Standing Committee on Professional Ethics	Comm.	Rule 1.8 (e)	The Standing Committee on Professional Ethics and the Pro Bono Committee support amending Rule 1.8 (e) of the Connecticut Practice Book to permit a lawyer representing a client pro bono to provide modest gifts to the client to pay for basic living expenses.	3/22/2021	HOD	3/22/2024
CBA Policing Task Force	Task Force	Accreditation Standards	The CBAPTF supports recommending that the accreditation standards for law enforcement agencies be revised to allow chiefs the option of selecting compliance with the Connecticut Police Officer Standards and Training Council Tier III standards of the national Commission on Accreditation for Law Enforcement Agencies Accreditation standards. Those opting to achieve Tier III accreditation by 2025 should reach Tier I by 2021 and Tier II accreditation by 2023. HOD approved 12/14/20; expired end of 2023 legislative session.	12/14/2020	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Behavioral Health Assessment	The Police Accountability Task Force supports amending the law to prohibit discharging, disciplining, discriminating, or otherwise penalizing a police officer because of the results of a behavioral health assessment. HOD approved 3/22/21; expired end of 2023 legislative session.	3/22/2021	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Citizen Complaints	The CBAPTF supports recommending that the Connecticut Police Officer Standards and Training Council be tasked with updating the current model form and developing a standardized, statewide reporting form and process for reporting citizen complaints. HOD approved 12/14/20; expired end of 2023 legislative session.	12/14/2020	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Commission for Creation of Civilian Interviews and a CCC Exchange Program	The Policing Task Force supports recommendations (#18) that the Legislature appoint a Commission to Create: (A) Municipal Civilian Interview Panels to Participate in Police Hiring, Review and Promotion Decisions as part of Accreditation Standards, and (B) A Community, Cops and Culture Exchange Program ("CCC Exchange Program"); and POST require that all police departments adopt these recommendations. HOD approved 10/19/21; expired end of 2024 legislative session.	10/19/2021	HOD	End of 2024 leg. session
CBA Policing Task Force	Task Force	Comprehensive Public Reports	The CBAPTF supports recommending that public reports issued by the Inspector General involving police use of deadly force should include a comprehensive set of facts to ensure public confidence in the investigative process. HOD approved 12/14/20; expired end of 2023 legislative session.	12/14/2020	HOD	End of 2023 leg. session

CBA Recently Expired Legislative and Policy Positions

CBA Group	Position Level	Title	Position	Date Approved	Type of Approval	Date of Expiration
CBA Policing Task Force	Task Force	Crisis Response	The Policing Task Force supports recommendations (#19) that the Legislature: 1) implement the federally mandated 988 crisis hotline system; 2) enhance and expand behavioral health crisis response and suicide prevention services statewide; and 3) fund the system through SAMSHA and DMHAS grants, reimbursements from private and public insurers, and funds raised by imposing a federally-authorized excise tax on commercial mobile services or IP enabled voice services. HOD approved 10/19/21; expired end of 2024 legislative session.	3/22/2021	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Early Intervention System	The Police Accountability Task Force supports recommending through PA 20-1 that certain police departments develop and implement an early intervention system ("EIS") pilot program to detect and prevent adverse incidents. HOD approved 3/22/21; expired end of 2023 legislative session.	3/22/2021	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Establish CRB	The Police Accountability Task Force supports amending PA 20-1 (17) to require all communities with police departments, or under the jurisdiction of the Connecticut State Police Resident Trooper Program, establish a CRB (if one does not already exist). HOD approved 3/22/21; expired end of 2023 legislative session.	3/22/2021	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Factual Observation Data	The Police Accountability Task Force supports recommending through PA20-1 that factual observations be derived from data regarding deadly force incidents in Connecticut. HOD approved 3/22/21; expired end of 2023 legislative session. (Pass HB6462)	3/22/2021	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Inspector General Candidates	The CBA Policing Task Force supports an amendment of Section 33(a) of Special Session Public Act 20-1, An Act Concerning Police Accountability, HB6004, to be changed so that candidates outside of the State Criminal Justice Commission are eligible for the position of Inspector General and for positions within the staff of the Inspector General's Office. HOD approved 10/19/20; expired end of 2023 legislative session.	10/19/2020	HOD	End of 2023 leg. session
CBA Policing Task Force	Task Force	Minimum Standards for CRB	The Police Accountability Task Force supports recommendations that municipalities consider certain minimum standards when creating a Civilian Review Board pursuant to Section 17 of PA 20-1 ("AAC Police Accountability") HOD approved 3/22/21; expired end of 2023 legislative session.	3/22/2021	HOD	End of 2023 leg. session