



General Assembly

**Substitute Bill No. 5448**

February Session, 2024



**AN ACT CONCERNING SECURITY OF CERTAIN ELECTION WORKERS.**

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

1 Section 1. Section 1-217 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2024*):

3 (a) No public agency may disclose, under the Freedom of Information  
4 Act, from its personnel, medical or similar files, the residential address  
5 of any of the following persons employed by such public agency:

6 (1) A federal court judge, federal court magistrate, judge of the  
7 Superior Court, Appellate Court or Supreme Court of the state, or  
8 family support magistrate;

9 (2) A sworn member of a municipal police department, a sworn  
10 member of the Division of State Police within the Department of  
11 Emergency Services and Public Protection or a sworn law enforcement  
12 officer within the Department of Energy and Environmental Protection;

13 (3) An employee of the Department of Correction;

14 (4) An attorney-at-law who represents or has represented the state in  
15 a criminal prosecution;

16 (5) An attorney-at-law who is or has been employed by the Division

17 of Public Defender Services or a social worker who is employed by the  
18 Division of Public Defender Services;

19 (6) An inspector employed by the Division of Criminal Justice;

20 (7) A firefighter;

21 (8) An employee of the Department of Children and Families;

22 (9) A member or employee of the Board of Pardons and Paroles;

23 (10) An employee of the judicial branch;

24 (11) An employee of the Department of Mental Health and Addiction  
25 Services who provides direct care to patients;

26 (12) A member or employee of the Commission on Human Rights  
27 and Opportunities; or

28 (13) A state marshal appointed by the State Marshal Commission  
29 pursuant to section 6-38b.

30 (b) The business address of any person described in this section shall  
31 be subject to disclosure under section 1-210. The provisions of this  
32 section shall not apply to Department of Motor Vehicles records  
33 described in section 14-10.

34 (c) (1) Except as provided in subsections (a) and [(d)] (e) of this  
35 section, no public agency may disclose the residential address of any  
36 person listed in subsection (a) of this section from any record described  
37 in subdivision (2) of this subsection that is requested in accordance with  
38 the provisions of said subdivision, regardless of whether such person is  
39 an employee of the public agency, provided such person has (A)  
40 submitted a written request for the nondisclosure of the person's  
41 residential address to the public agency, and (B) furnished his or her  
42 business address to the public agency.

43 (2) Any public agency that receives a request for a record subject to  
44 disclosure under this chapter where such request (A) specifically names

45 a person who has requested that his or her address be kept confidential  
46 under subdivision (1) of this subsection, shall make a copy of the record  
47 requested to be disclosed and shall redact the copy to remove such  
48 person's residential address prior to disclosing such record, (B) is for an  
49 existing list that is derived from a readily accessible electronic database,  
50 shall make a reasonable effort to redact the residential address of any  
51 person who has requested that his or her address be kept confidential  
52 under subdivision (1) of this subsection prior to the release of such list,  
53 or (C) is for any list that the public agency voluntarily creates in  
54 response to a request for disclosure, shall make a reasonable effort to  
55 redact the residential address of any person who has requested that his  
56 or her address be kept confidential under subdivision (1) of this  
57 subsection prior to the release of such list.

58 (3) Except as provided in subsection (a) of this section, an agency shall  
59 not be prohibited from disclosing the residential address of any person  
60 listed in subsection (a) of this section from any record other than the  
61 records described in subparagraphs (A) to (C), inclusive, of subdivision  
62 (2) of this subsection.

63 (d) (1) Except as provided in subsections (a) and (e) of this section and  
64 subject to the provisions of subdivisions (2) and (3) of this subsection,  
65 no public agency of a municipality may disclose, under the Freedom of  
66 Information Act, from a public record, including any record described  
67 in subdivision (2) of subsection (c) of this section, the residential address  
68 of any person who is a municipal clerk, registrar of voters, deputy  
69 registrar of voters, election official described in section 9-258, primary  
70 official described in section 9-436 or audit official described in section 9-  
71 320f, regardless of whether such person is an employee of the public  
72 agency, provided such person has (A) submitted a written request for  
73 the nondisclosure of the person's residential address to the public  
74 agency, and (B) furnished (i) his or her business address to the public  
75 agency, or (ii) if such person does not have a business address, the  
76 address of the town or city hall or the municipal building in which the  
77 office of the registrars of voters of such municipality is located.

78       (2) (A) If a person submits a written request described in subdivision  
79 (1) of this subsection prior to the ninetieth day preceding an election, the  
80 prohibition in said subdivision against disclosing such person's  
81 residential address shall take effect on the ninetieth day preceding such  
82 election and shall expire on the ninetieth day following such election.

83       (B) If a person submits a written request described in subdivision (1)  
84 of this subsection on or after the ninetieth day preceding an election, the  
85 prohibition in said subdivision against disclosing such person's  
86 residential address shall take effect upon such submission and shall  
87 expire on the ninetieth day following such election.

88       (3) The provisions of this subsection shall not be construed to prohibit  
89 the disclosure of the residential address of any person described in  
90 subdivision (1) of this subsection in the case where such residential  
91 address appears on a public record by virtue of such person holding any  
92 elective or appointive state or municipal office other than municipal  
93 clerk, registrar of voters or deputy registrar of voters.

94       [(d)] (e) The provisions of this section shall not be construed to  
95 prohibit the disclosure without redaction of any document, as defined  
96 in section 7-35bb, any list prepared under title 9, or any list published  
97 under section 12-55.

98       [(e)] (f) No public agency or public official or employee of a public  
99 agency shall be penalized for violating a provision of this section, unless  
100 such violation is wilful and knowing. Any complaint of such a violation  
101 shall be made to the Freedom of Information Commission. Upon receipt  
102 of such a complaint, the commission shall serve upon the public agency,  
103 official or employee, as the case may be, by certified or registered mail,  
104 a copy of the complaint. The commission shall provide the public  
105 agency, official or employee with an opportunity to be heard at a  
106 hearing conducted in accordance with the provisions of chapter 54,  
107 unless the commission, upon motion of the public agency, official or  
108 employee or upon motion of the commission, dismisses the complaint  
109 without a hearing if it finds, after examining the complaint and

110 construing all allegations most favorably to the complainant, that the  
111 public agency, official or employee has not wilfully and knowingly  
112 violated a provision of this section. If the commission finds that the  
113 public agency, official or employee wilfully and knowingly violated a  
114 provision of this section, the commission may impose against such  
115 public agency, official or employee a civil penalty of not less than twenty  
116 dollars nor more than one thousand dollars. Nothing in this section shall  
117 be construed to allow a private right of action against a public agency,  
118 public official or employee of a public agency.

119 Sec. 2. Section 9-364a of the general statutes is repealed and the  
120 following is substituted in lieu thereof (*Effective July 1, 2024*):

121 (a) As used in this section, "election worker" means any municipal  
122 clerk, registrar of voters, deputy registrar of voters, election official  
123 described in section 9-258, primary official described in section 9-436 or  
124 recanvass official described in section 9-311, and "personal identifying  
125 information" has the same meaning as provided in section 53a-129a.

126 (b) Any person who influences or attempts to influence by force or  
127 threat the vote, or by force, threat, bribery or corrupt means, the speech,  
128 of any other person [in] at a primary, caucus, referendum, convention  
129 or election; [or] any person who influences or attempts to influence by  
130 force, threat or harassment any election worker in the performance of  
131 any duty under the provisions of this title related to election  
132 administration at a primary, referendum, election or recanvass; any  
133 person who wilfully and fraudulently suppresses or destroys any vote  
134 or ballot properly given or cast or, in counting such votes or ballots,  
135 wilfully miscounts or misrepresents the number thereof; and any  
136 presiding or other officer of a primary, caucus or convention who  
137 wilfully announces the result of a ballot or vote of such primary, caucus  
138 or convention, untruly and wrongfully, shall be guilty of a class C  
139 felony.

140 (c) Any person who, with intent to harass, terrorize or alarm any  
141 election worker, or to influence any election worker in the performance

142 of any duty under this title related to election administration at a  
143 primary, referendum, election or recanvass, publicly discloses the  
144 personal identifying information of such election worker shall be guilty  
145 of a class A misdemeanor;

146 (d) Any election worker described in subsection (b) or (c) of this  
147 section, as applicable, shall have a civil cause of action against the  
148 person who, with respect to such election worker, violated said  
149 subsection.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2024	1-217
Sec. 2	July 1, 2024	9-364a

**JUD**      *Joint Favorable Subst.*