



General Assembly

January Session, 2025

Raised Bill No. 7212

LCO No. 6224



Referred to Committee on JUDICIARY

Introduced by:
(JUD)

AN ACT CONCERNING THE TRUST ACT.

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

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 Section 54-192h of the general statutes is repealed and the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

3 (a) For the purposes of this section:

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

10 (2) "Civil immigration detainer" means a request from a federal
11 immigration authority to a local or state law enforcement agency for a
12 purpose including, but not limited to:

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

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

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

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

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

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

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

39 (6) "ICE access" means any of the following actions taken by a law
40 enforcement officer with respect to an individual who is stopped by a
41 law enforcement officer with or without the individual's consent,
42 arrested, detained or otherwise under the control of a law enforcement
43 official or agency:

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

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

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

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

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

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

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

69 (7) "Judicial officer" means any judge of the state or federal judicial
70 branches and any federal magistrate judge. "Judicial officer" does not
71 mean an immigration judge;

72 (8) "Law enforcement agency" means any agency for which a law

73 enforcement officer is an employee of or otherwise paid by or acting as
74 an agent of;

75 (9) "Law enforcement officer" means:

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

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

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

83 (D) Each judicial marshal, state marshal and adult or juvenile
84 probation officer;

85 (E) Each state's attorney, assistant state's attorney, supervising state's
86 attorney, special deputy assistant state's attorney and each officer,
87 employee or other person otherwise paid by or acting as an agent of the
88 Division of Criminal Justice; and

89 (F) Each officer, employee or other person otherwise paid by or acting
90 as an agent of the Board of Pardons and Paroles;

91 (10) "Bail commissioner or intake, assessment or referral specialist"
92 means an employee of the Judicial Branch whose duties are described in
93 section 54-63d; [and]

94 (11) "School police or security department" means any police or
95 security department of (A) the constituent units of the state system of
96 higher education, as defined in section 10a-1, (B) a public school, or (C)
97 a local or regional school district; and

98 (12) "Public agency" has the same meaning as provided in section 1-
99 200.

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

103 (A) Arrest or detain an individual pursuant to a civil immigration
104 detainer unless (i) the detainer is accompanied by a warrant issued or
105 signed by a judicial officer, (ii) the individual has been convicted of a
106 class A or B felony offense, or (iii) the individual is identified as a
107 possible match in the federal Terrorist Screening Database or similar
108 database;

109 (B) Expend or use time, money, facilities, property, equipment,
110 personnel or other resources to communicate with a federal
111 immigration authority regarding the custody status or release of an
112 individual targeted by a civil immigration detainer, except as provided
113 in subsection [(e)] (f) of this section;

114 (C) Arrest or detain an individual based on an administrative
115 warrant;

116 (D) Give a federal immigration authority access to interview an
117 individual who is in the custody of a law enforcement agency unless the
118 individual (i) has been convicted of a class A or B felony offense, (ii) is
119 identified as a possible match in the federal Terrorist Screening
120 Database or similar database, or (iii) is the subject of a court order issued
121 under 8 USC 1225(d)(4)(B); or

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

125 (2) The provisions of this subsection shall not prohibit submission by
126 a law enforcement officer of fingerprints to the Automated Fingerprints
127 Identification system of an arrested individual or the accessing of
128 information from the National Crime Information Center by a law
129 enforcement officer concerning an arrested individual.

130 (c) (1) No public agency or officer, employee or other person
131 otherwise paid by or acting as an agent of a public agency shall use
132 interpretation services provided by a federal immigration authority.

133 (2) Except as provided in subdivision (3) of this subsection, no public
134 agency or officer, employee or other person otherwise paid by or acting
135 as an agent of a public agency shall disclose, for the purpose of
136 enforcement of federal immigration law, or in response to a request or
137 inquiry of any kind referencing a person's immigration status: (A) A
138 person's address; (B) a person's workplace or hours of work; (C) a
139 person's school or school hours; or (D) the date, time or location of a
140 person's hearings, proceedings or appointments with the public agency
141 that are not matters of public record.

142 (3) A public agency or officer, employee or other person otherwise
143 paid by or acting as an agent of a public agency may disclose
144 information prohibited from disclosure under subdivision (3) of this
145 subsection or subsection (e) or (f) of this section, only (A) if required to
146 do so by a judicial warrant or subpoena signed by a judicial officer, (B)
147 to the extent that such information is publicly available and such
148 disclosure is under the same terms and conditions as available to the
149 general public, (C) if otherwise required by law, or (D) if the information
150 is required to advance an investigation into a violation of criminal law.

151 (d) Prior to responding to a request for notification of the release date
152 and time from custody of a law enforcement agency of an individual
153 suspected of violating a federal immigration law or who has been issued
154 a final order of removal, the law enforcement officer shall forward the
155 request to the head of the law enforcement agency for review.

156 ~~[(d)]~~ (e) Any confidential information of an individual who comes
157 into contact with a law enforcement officer may be disclosed to a federal
158 immigration authority only if such disclosure is:

159 (1) Authorized in writing by the individual to whom the information
160 pertains, or by the parent or guardian of such individual if the

161 individual is a minor or not legally competent to consent to such
162 disclosure;

163 (2) Necessary in furtherance of a criminal investigation of terrorism;
164 or

165 (3) Otherwise required by law.

166 [(e)] (f) (1) Upon receiving a civil immigration detainer, a law
167 enforcement agency shall provide a copy of the detainer to the affected
168 individual who is the subject of the detainer and inform the individual
169 whether the law enforcement agency intends to comply with the
170 detainer. If a law enforcement agency provides ICE with notification
171 that an individual is being, or will be released on a certain date, the law
172 enforcement agency shall promptly provide to the individual and to the
173 individual's attorney or shall make a good faith effort to contact one
174 other individual who the individual may designate, a copy of such
175 notification as well as the reason, in writing, that such law enforcement
176 agency is complying with the detainer.

177 (2) All records relating to ICE access maintained by law enforcement
178 agencies shall be deemed public records under the Freedom of
179 Information Act, as defined in section 1-200. Records relating to ICE
180 access include, but are not limited to, data maintained by the law
181 enforcement agency regarding the number and demographic data of
182 individuals to whom the agency has provided ICE access, the date ICE
183 access was provided to an individual, the type of ICE access provided
184 to an individual, the amount of resources expended on providing ICE
185 access and any communication between the law enforcement agency
186 and any federal immigration authority. No provision of this section
187 shall be construed to require disclosure of any record exempt from
188 disclosure under section 1-210 or 1-215.

189 (3) (A) Beginning January 1, 2020, the legislative body of any
190 municipality with a law enforcement agency that has provided ICE
191 access to an individual during the prior six months shall provide to the

192 Office of Policy and Management, on an ongoing basis every six months,
193 data regarding the number and demographic data of individuals to
194 whom the law enforcement agency has provided ICE access, the date
195 ICE access was provided to an individual and whether the ICE access
196 was provided as part of compliance with a civil immigration detainer or
197 through other means. Data may be provided in the form of statistics or,
198 if statistics are not maintained, as individual records, provided
199 personally identifiable information is redacted.

200 (B) Beginning January 1, 2026, each public agency shall provide to the
201 Office of Policy and Management, on an ongoing basis every six months,
202 data regarding any request for disclosure of information, as described
203 in subsection (c) of this section, the date the request was made and the
204 response to the request, including whether any information was
205 disclosed in response to the request. Data may be provided in the form
206 of statistics or, if statistics are not maintained, as individual records,
207 provided personally identifiable information is redacted.

208 ~~[(f)]~~ (g) The Office of Policy and Management shall ensure that the
209 requirements of this section are disseminated to, and appropriate
210 training is provided for, all ~~[affected law enforcement agencies and~~
211 ~~school police or security departments and employees and agents of such~~
212 ~~law enforcement agencies and school police or security departments]~~
213 public agencies or officers, employees or other persons otherwise paid
214 by or acting as agents of a public agency. Such training may entail how
215 law enforcement officers and other officials performing similar duties
216 will adhere to the provisions of this section and how they will interact
217 with crime victims, criminal suspects and individuals cooperating with
218 law enforcement officers.

219 ~~[(g)]~~ (h) No provision of this section shall be construed to provide,
220 expand or ratify the legal authority of any law enforcement agency to
221 detain an individual based on a civil immigration detainer request.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>October 1, 2025</i>	54-192h
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Statement of Purpose:

To limit the type of information disclosed to a federal immigration authority and to expand such limitation to all public agencies.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]