

AN ACT CONCERNING THE RECOMMENDATIONS OF THE CONNECTICUT SENTENCING COMMISSION WITH RESPECT TO MISDEMEANOR SENTENCES

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

Section 1. Section 53a-26a is added to the Penal Code, to read:

Section 53a-26a. (a) Every offense which is prescribed by any law of the state to be punishable by imprisonment up to or not exceeding one year shall be punishable by imprisonment for a period not to exceed 364 days. This section shall apply to all offenses, regardless of the date the offense was committed. Any misdemeanor offense for which a person was sentenced to a term of imprisonment of one year shall still be regarded as a misdemeanor conviction.

(b) A person who was sentenced to a term of imprisonment of one year prior to the effective date of this legislation for an offense previously punishable by a term of imprisonment not to exceed one year may submit an application before the court that entered the judgment of conviction in the case to have the term of the sentence modified to the maximum term specified in subdivision (a). A motion for modification pursuant to this section may be filed with the court at any time and shall be granted notwithstanding the date of conviction.