



General Assembly

January Session, 2017

Amendment

LCO No. 8669



* H B 0 7 2 1 6 0 8 6 6 9 H D O *

Offered by:

REP. TONG, 147th Dist.
REP. STAFSTROM, 129th Dist.
SEN. KISSEL, 7th Dist.
SEN. DOYLE, 9th Dist.
REP. REBIMBAS, 70th Dist.

To: House Bill No. 7216

File No. 701

Cal. No. 457

"AN ACT CONCERNING FAMILY IMPACT STATEMENTS IN THE CASES OF DEFENDANTS WITH DEPENDENT CHILDREN."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2017*) (a) Prior to sentencing a
4 defendant convicted of a criminal offense for which a sentence of
5 imprisonment may be imposed, the court shall permit the defendant to
6 submit a family impact statement if the defendant is the parent or
7 guardian of a minor child and has physical custody of the minor child.
8 The court shall consider such family impact statement prior to
9 pronouncing any sentence.

10 (b) A family impact statement submitted by a defendant pursuant to
11 subsection (a) of this section may address the impact on the minor

12 child and other family members that would result if the defendant is
13 sentenced to a term of imprisonment, including, but not limited to, the
14 impact on the financial needs of the child and other family members,
15 the relationship between the defendant and the child, the availability
16 of community and family support for the child, the defendant's
17 employment history and available employment opportunities for the
18 defendant. Such family impact statement may also include the
19 defendant's statement regarding the programs available to rehabilitate
20 the defendant if the defendant is not sentenced to a term of
21 imprisonment, the seriousness of the offense and the defendant's
22 criminal history.

23 (c) Nothing in this section shall be construed as creating a basis for
24 vacating a conviction or ground for appellate relief in a criminal case."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2017	New section