

State of Connecticut

Division of Criminal Justice

Office of the Chief State's Attorney



# Elements of Offenses Commonly Seen at the Juvenile Review Board

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	ASSAULT & THREATENING
53a-61. Assault 3 <sup>rd</sup>	(1) With intent to cause physical injury to another person, he
A misdemeanor	causes such injury to such person or to a third person; or
	(2) he recklessly causes serious physical injury to another
	person; or
	(3) with criminal negligence, he causes physical injury to
	another person by means of a deadly weapon, a dangerous
	instrument or an electronic defense weapon.
53a-61a. Assault	(1) Commit assault in the third degree and the victim is:
of an elderly,	(2) at least 60 years old, is blind or physically disabled, or
blind, disabled or	(3) a person with intellectual disability, and the actor is not a
pregnant person	person with intellectual disability.
or a person with	, and the second
intellectual	
disability 3 <sup>rd</sup>	
A misdemeanor	
One year not	
suspendable	
53a-61aa.	(1) threaten to commit any crime involving the use of a
Threatening 1 <sup>st</sup>	hazardous substance with the intent to
D or C felony	(a) terrorize another person,
	(b) cause the evacuation of a building, place of assembly or
	facility of public transportation, or
	(c) otherwise cause serious public inconvenience, or
	(2) threaten to commit such crime in reckless disregard of the
	risk of causing such terror, evacuation or inconvenience;
	(3) threaten to commit any crime of violence with the intent to
	(a) cause evacuation of a building, place of assembly or
	facility of public transportation, or
	(b) otherwise to cause serious public inconvenience, or
	(4) threaten to commit such crime in reckless disregard of the
	risk of causing such evacuation or inconvenience;
	(5) commit threatening 2 <sup>nd</sup> and use or is armed with and
	threatens the use of or displays or represents by their words
	or conduct that they possess a pistol, revolver, shotgun, rifle,
	machine gun or other firearm; or
	(6) violate (1) - (4) with the intent to cause an evacuation of a
	building or the grounds of a:
	(a) house of religious worship,
	(b) religiously-affiliated community center,
	(c) public or nonpublic preschool, school or institution of
	higher education, or
	(d) day care center
53a-62.	(1) By physical threat, intentionally place or attempt to place
Threatening 2 <sup>nd</sup>	another person in fear of imminent serious physical injury,
A misdemeanor or	(2) threaten to commit any crime of violence

D felony	(a) with the intent to terrorize another person, or
	(b) in reckless disregard of the risk of causing such terror, or
	(c) commit threatening and the person threatened is in a
	building or on the grounds of a:
	(1) house of religious worship,
	(2) religiously-affiliated community center,
	(3) public or nonpublic preschool, school or institution of
	higher education, or
	(4) day care center,
53a-63. Reckless	(1) with extreme indifference to human life,
endangerment 1st	(2) recklessly engages in conduct which creates a risk of
A misdemeanor	serious physical injury to another person.
53a-64. Reckless	(1) recklessly engages in conduct which creates a risk of
endangerment 2 <sup>nd</sup>	physical injury to another person.
B misdemeanor	

	SEX OFFENSES
53a-72a. Sexual	(1) compel another person to submit to sexual contact
assault 3 <sup>rd</sup>	
	(A) by the use of force against any person, or
D or C felony	(B) by the threat of use of force against any person, which
(victim <16) (PA 19-93)	reasonably causes the other person to fear physical injury
<u> </u>	to themselves or a third person, or
	(2) subjects another person to sexual contact and the other person
	is mentally incapacitated or impaired because of mental
	disability or disease to the extent they cannot give consent, or
	(3) engages in sexual intercourse with a relative.
53a-73a. Sexual	(1) subject another person to sexual contact who is:
assault 4 <sup>th</sup>	(A) under 13 and the actor is more than two years older, or
A misdemeanor	(B) 13 or 14 and the actor is more than three years older, or
or D felony	(C) physically helpless, or
(victim <16)	(D) under 18 and the actor is the person's guardian or
	otherwise responsible for their general supervision of the person's welfare; or
	(2) such person subjects another person to sexual contact without their consent; or
	(3) such person engages in sexual contact with an animal or dead body;
53a-96.	Restrain another person's movement with the intent to interfere
Unlawful	substantially with that person's liberty.
restraint 2 <sup>nd</sup>	additions that the polocito instruction.
A misdemeanor	

	DUDGLADY
	BURGLARY
53a-103. Burglary	Enter or remain unlawfully in a building (may include a car) with
3 <sup>rd</sup> D felony	intent to commit a crime therein.
53a-107. Criminal	(1) Knowing they are not licensed or privileged to do so, enter
trespass 1 <sup>st</sup>	or remain in a building or any other premises, or on public
A misdemeanor	land, after being told to leave or not to enter by the owner or
	other authorized person.
53a-108. Criminal	Knowing they are not licensed or privileged to do so, enter or
trespass 2 <sup>nd</sup>	remain in a building or on public land.
B misdemeanor	
53a-109. Criminal	Knowing they are not licensed or privileged to do so:
trespass 3 <sup>rd</sup>	(1) enter or remain in premises or public land which are
C or B	posted, fenced or otherwise enclosed in a manner designed
misdemeanor	to exclude intruders, or which belong to the state and are
	appurtenant to any state institution; or
	(2) enter or remain in any premises for the purpose of hunting,
	trapping or fishing;
Affirmative defenses:	
(1) The building was abandoned; or	
(2) the premises, at the time of the entry or remaining, were open to the public and the	
actor complied with all lawful conditions imposed on access to or remaining in the	
premises; or	
(3) the actor reasonably believed that the owner of the premises, or a person	

empowered to license access thereto, would have licensed them to enter or

Knowing they are not licensed or privileged to do so, enter or remain in or on any premises without intent to harm any

remain, or that he was licensed to do so.

property.

53a-110a. Simple

**Infraction** (Adult

charge for 16 & 17

trespass

year olds)

	DAMAGE TO PROPERTY
53a-114. Reckless	Intentionally start a fire or cause an explosion, whether on his
burning	own property or another's, and thereby recklessly places a
D felony	building of another in danger of destruction or damage.
53a-115. Criminal	Intentionally and with no right to do so:
mischief 1st	(1) damage the tangible property of another in an amount over
D felony	\$1,500, or
	(2) damages or tampers with
	<ul> <li>(A) any tangible property owned by the state, a municipality or a person for fire alarm or police alarm purposes,</li> <li>(B) any telecommunication system operated by the state police or a municipal police department,</li> <li>(C) any emergency medical or fire service dispatching system.</li> </ul>

53a-116. Criminal mischief 2 <sup>nd</sup> A misdemeanor	<ul> <li>(D) any fire suppression equipment owned by the state, a municipality, a person or a fire district, or</li> <li>(E) any fire hydrant or hydrant system owned by the state or a municipality, a person, a fire district or a private water company.</li> <li>Intentionally and with no right to do so:</li> <li>(1) damage the tangible property of another in an amount over \$250; or</li> <li>(2) damage the tangible property owned by the state or a municipality that is located on public in an amount exceeding \$250.</li> </ul>
53a-117. Criminal mischief 3 <sup>rd</sup>	With no right to do so: (1) Intentionally or recklessly
B misdemeanor	<ul> <li>(A) damage tangible property of another, or owned by the state or a municipality that is located on public land, or</li> <li>(B) tamper with the tangible property of another, or property owned by the state or a municipality that is located on public land, and thereby places the property in danger of damage; or</li> <li>(2) damage the tangible property of another, or property owned by the state or a municipality that is located on public land, by negligence involving the use of any potentially harmful or destructive force or substance, including, but not limited to, fire, explosives, flood, avalanche, collapse of building, poison gas or radioactive material; or</li> </ul>
53a-117a. Criminal mischief 4 <sup>th</sup> C misdemeanor	With no right to do so, intentionally or recklessly:  (1) damage or tamper with any fire hydrant or hydrant system owned by the state or a municipality, fire district or private water company; or  (2) damage, tamper with or remove any tangible property
	owned by the state, a municipality or a person for fire alarm, smoke detection and alarm, fire suppressant or police alarm purposes;

## LARCENY

# 53a-119. Larceny defined.

- (1) With intent to deprive another of property or to appropriate the same to himself or a third person,
- (2) wrongfully takes, obtains or withholds such property from an owner.

Larceny includes, but is not limited to:

- (1) Embezzlement.
- (2) Obtaining property by false pretenses.
- (3) Obtaining property by false promise.
- (4) Acquiring property lost, mislaid or delivered by mistake.
- (5) Extortion.

- (6) Theft of services.
- (7) Receiving stolen property.
- (8) Shoplifting.
- (9) Obtaining property through fraudulent use of an automated teller machine.

# **Shoplifting**

Any owner, agent or employee of a retail establishment, who observes any person concealing or attempting to conceal goods displayed for sale, or transporting such goods from the premises without payment therefor, may question such person as to their name and address and, if the owner, agent or employee has reasonable grounds to believe that the person was attempting to commit larceny of the goods on the premises, they may detain the person to summon the police to the premises. Any person questioned by such owner, agent or employee shall promptly identify himself by name and address. No other information shall be required of such person until a police officer has taken them into custody.

police officer has taken them into custody.		
53a-119b Using	(1) Operate, use, or cause to be operated or used, any	
motor vehicle or	motor vehicle or vessel without the owner's consent; or	
vessel without	(2) Obtain the consent of the owner to use the motor vehicle	
owner's permission.	by fraudulent means, statement or representations.	
1 <sup>st</sup> offense:		
A misdemeanor		
Subsequent offense:		
D felony		
Interfering or	(1) Put into motion the engine of any motor vehicle while it is	
tampering with a	standing without the permission of the owner; or	
motor vehicle.	(2) Intentionally and without right to do so, damage any motor	
1 <sup>st</sup> offense: A	vehicle or damages or removes any of its parts or	
misdemeanor	components.	
Subsequent offense:	'	
D felony		
	Commit larceny and:	
53a-122. Larceny 1 <sup>st</sup> B felony	Commit larceny and: (1) the property or service is obtained by extortion,	
53a-122. Larceny 1st		
53a-122. Larceny 1st	(1) the property or service is obtained by extortion,	
53a-122. Larceny 1st	<ul><li>(1) the property or service is obtained by extortion,</li><li>(2) the value of the property or service exceeds \$20,000,</li></ul>	
53a-122. Larceny 1 <sup>st</sup> B felony	<ul><li>(1) the property or service is obtained by extortion,</li><li>(2) the value of the property or service exceeds \$20,000,</li><li>(3) the property is obtained by defrauding a public community</li></ul>	
53a-122. Larceny 1st	<ul><li>(1) the property or service is obtained by extortion,</li><li>(2) the value of the property or service exceeds \$20,000,</li><li>(3) the property is obtained by defrauding a public community in excess of \$2,000</li></ul>	
53a-122. Larceny 1 <sup>st</sup> B felony  53a-123. Larceny 2 <sup>nd</sup>	<ul> <li>(1) the property or service is obtained by extortion,</li> <li>(2) the value of the property or service exceeds \$20,000,</li> <li>(3) the property is obtained by defrauding a public community in excess of \$2,000</li> <li>Commit larceny, and:</li> </ul>	
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53a-122. Larceny 1 <sup>st</sup> B felony  53a-123. Larceny 2 <sup>nd</sup>	<ul> <li>(1) the property or service is obtained by extortion,</li> <li>(2) the value of the property or service exceeds \$20,000,</li> <li>(3) the property is obtained by defrauding a public community in excess of \$2,000</li> <li>Commit larceny, and:</li> <li>(1) the value of the property or service exceeds \$10,000</li> <li>(2) the property, regardless of its nature or value, is taken from the person of another,</li> </ul>	
53a-122. Larceny 1 <sup>st</sup> B felony  53a-123. Larceny 2 <sup>nd</sup>	<ol> <li>(1) the property or service is obtained by extortion,</li> <li>(2) the value of the property or service exceeds \$20,000,</li> <li>(3) the property is obtained by defrauding a public community in excess of \$2,000</li> <li>Commit larceny, and:</li> <li>(1) the value of the property or service exceeds \$10,000</li> <li>(2) the property, regardless of its nature or value, is taken from the person of another,</li> <li>(3) the property is obtained by defrauding a public community</li> </ol>	
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53a-122. Larceny 1 <sup>st</sup> B felony  53a-123. Larceny 2 <sup>nd</sup>	<ul> <li>(1) the property or service is obtained by extortion,</li> <li>(2) the value of the property or service exceeds \$20,000,</li> <li>(3) the property is obtained by defrauding a public community in excess of \$2,000</li> <li>Commit larceny, and:</li> <li>(1) the value of the property or service exceeds \$10,000</li> <li>(2) the property, regardless of its nature or value, is taken from the person of another,</li> <li>(3) the property is obtained by defrauding a public community and the value is \$2,000 or less,</li> <li>(4) the property, regardless of its nature or value, is obtained</li> </ul>	
53a-122. Larceny 1 <sup>st</sup> B felony  53a-123. Larceny 2 <sup>nd</sup>	<ol> <li>(1) the property or service is obtained by extortion,</li> <li>(2) the value of the property or service exceeds \$20,000,</li> <li>(3) the property is obtained by defrauding a public community in excess of \$2,000</li> <li>Commit larceny, and:</li> <li>(1) the value of the property or service exceeds \$10,000</li> <li>(2) the property, regardless of its nature or value, is taken from the person of another,</li> <li>(3) the property is obtained by defrauding a public community and the value is \$2,000 or less,</li> <li>(4) the property, regardless of its nature or value, is obtained by embezzlement, false pretenses or false promise and</li> </ol>	

(5) the property, regardless of its value, consists of wire, cable or other equipment used in the provision of telecommunications service and the taking of such property causes an interruption in the provision of emergency telecommunications service.
Commit larceny and:
(1) The property is a motor vehicle, with a value of \$10,000 or less;
(2) the value of the property or service exceeds two thousand dollars;
Evidence of (1) forcible entry, (2) forcible removal of ignition, or (3) alteration, mutilation or removal of a vehicle identification number is prima facie evidence (A) that the person in control or possession of such motor vehicle knows or should have known that such motor vehicle is stolen, and (B) that such person possesses such motor vehicle with larcenous intent.
Commit larceny and the value of the property or service
exceeds \$1,000.
Commit larceny and the value of the property or service
exceeds \$500.
Commits larceny and the value of the property or service is
\$500 or less.

PUBLIC PEACE	
	_
53a-180aa.	With intent to cause inconvenience, annoyance or alarm, or
Breach of the	recklessly creating a risk thereof, place in a public place or in a
peace 1 <sup>st</sup>	place or manner likely to be discovered by another person a
D felony	nonfunctional imitation of
	(1) an explosive or incendiary device or
	(2) a hazardous substance.
53a-181. Breach	With intent to cause inconvenience, annoyance or alarm, or
of the peace 2 <sup>nd</sup>	recklessly creating a risk thereof,
B misdemeanor	(1) Engage in fighting or in violent, tumultuous or threatening
	behavior in a public place; or
	(2) assaults or strikes another; or
	(3) threatens to commit any crime against another or their property; or
	(4) publicly exhibits, distributes, posts up or advertises any
	offensive, indecent or abusive matter concerning any person; or
	·
	(5) in a public place, uses abusive or obscene language or makes an obscene gesture; or

	(6) create a public and hazardous or physically offensive
	condition by any act which they are not licensed or
53a-181a.	privileged to do.  With intent to cause inconvenience, annoyance or alarm, or
Creating a public	· · · · · · · · · · · · · · · · · · ·
disturbance	recklessly creating a risk thereof, (1) engage in fighting or in violent, tumultuous or threatening
Infraction	behavior; or
(Adult charge for	(2) annoy or interfere with another person by offensive
16 & 17 year olds)	conduct; or
, , , , , , , , , , , , , , , , , , , ,	(3) makes unreasonable noise.
53a-182.	With intent to cause inconvenience, annoyance or alarm, or
Disorderly	recklessly creating a risk thereof,
conduct	(1) Engage in fighting or in violent, tumultuous or threatening
C misdemeanor	behavior; or
	(2) by offensive or disorderly conduct, annoys or interferes with
	another person; or
	(3) makes unreasonable noise; or
	(4) without lawful authority, disturbs any lawful assembly or
	meeting of persons; or
	(5) obstruct vehicular or pedestrian traffic; or
	(6) congregate with other persons in a public place and
	refuses to comply with a reasonable official request or order to disperse; or
	(7) commit simple trespass and observes, in other than a
	casual or cursory manner, another person
	(A) without the knowledge or consent of such other person,
	(B) while such other person is inside a dwelling, and not in
	plain view, and
	(C) under circumstances where such other person has a
	reasonable expectation of privacy.
53a-183.	(1) By telephone, he addresses another in or uses indecent or
Harassment 2 <sup>nd</sup>	obscene language; or
C misdemeanor	(2) with intent to harass, annoy or alarm another person,
	communicate with a person by telegraph or mail, by
	electronically transmitting a facsimile through connection
	with a telephone network, by computer network or by any
	other form of written communication, in a manner likely to
	cause annoyance or alarm; or (3) with intent to harass, annoy or alarm another person, he
	makes a telephone call, whether or not a conversation
	ensues, in a manner likely to cause annoyance or alarm.
	2.10000, in a mariner intery to educe armoyance or alarm.

SEXTING RELATED OFFENSES	
53a-189a.	(1) with malice, knowingly photographs, films, videotapes or
Voyeurism	otherwise records the image of another person
D or C felony	(A) without their knowledge and consent,

	(B) while the person is not in plain view, and
	(C) under circumstances where they have a reasonable
	expectation of privacy, or
	· · · · · · · · · · · · · · · · · · ·
	(2) with the intent to arouse or satisfy their sexual desire, they
	knowingly photograph, film, videotape or otherwise record
	the image of another person
	(A) without their knowledge and consent,
	(B) while they are not in plain view, and
	(C) under circumstances where they have a reasonable
	expectation of privacy, or
	(D) they commit simple trespass and observe, in other
	than a casual or cursory manner, another person
	(1) without their knowledge or consent,
	(2) while such other person is inside a dwelling and
	not in plain view, and
	(3) under circumstances where they have a
	reasonable expectation of privacy, or
	(E) knowingly photographs, films, videotapes or otherwise
	records the genitals, pubic area or buttocks of another
	person or the undergarments or stockings that clothe
	the genitals, pubic area or buttocks of another person
	(1) without their knowledge and consent and
	(2) while such genitals, pubic area, buttocks,
	undergarments or stockings are not in plain view.
53a-189b.	(1) disseminate a photograph, film, videotape or other
Disseminating	recorded image of another person without the consent of
voyeuristic	such other person and
material	(2) knowing that such photograph, film, videotape or image
D felony	was taken, made or recorded in violation of section 53a-
Dictorry	189a.
53a-189c.	(1) intentionally disseminates by electronic or other means a
Unlawful	photograph, film, videotape or other recorded image of
dissemination of	(A) the genitals, pubic area or buttocks of another person
an intimate image	with less than a fully opaque covering of such body
A misdemeanor	part, or the breast of such other person who is female
Amisacincano	with less than a fully opaque covering of any portion of
	such breast below the top of the nipple, or
	(B) another person engaged in sexual intercourse, and
	(2) disseminates the image without the consent of the other
	person, knowing that the other person understood that the
	image would not be so disseminated, and
	,
	(3) the other person suffers harm as a result of such
E20 406h	dissemination.
53a-196h.	(1) (A) Under 18
Possessing or	(B) knowingly possess any visual depiction of child
transmitting child	pornography involving the sender under 16

pornog	graphy by
minor	(sexting)
A misc	lemeanor

- (C) that was knowingly and voluntarily transmitted by means of an electronic communication device by the sender
- (2) (A) Under 16
  - (B) knowingly and voluntarily transmit by means of an electronic communication device
  - (C) to a person under 18
  - (D) a visual depiction of child pornography involving the sender

#### Definitions:

- (1) "Child pornography" means any visual depiction including any photograph, film, videotape, picture or computer-generated image or picture, whether made or produced by electronic, digital, mechanical or other means, of sexually explicit conduct, where the production of such visual depiction involves the use of a person under sixteen years of age engaging in sexually explicit conduct, provided whether the subject of a visual depiction was a person under sixteen years of age at the time the visual depiction was created is a question to be decided by the trier of fact.
- (2) "Sexually explicit conduct" means actual or simulated (A) sexual intercourse, including genital-genital, oral-genital, anal-genital or oral-anal physical contact, whether between persons of the same or opposite sex, or with an artificial genital, (B) bestiality, (C) masturbation, (D) sadistic or masochistic abuse, or (E) lascivious exhibition of the genitals or pubic area of any person.

#### Affirmative defenses:

### (1) the defendant

- (A) possessed fewer than three visual depictions, other than a series of images in electronic, digital or other format, which is intended to be displayed continuously, or a film or videotape, of child pornography,
- (B) did not knowingly purchase, procure, solicit or request such visual depictions or knowingly take any other action to cause such visual depictions to come into the defendant's possession, and
- (C) promptly and in good faith, and without retaining or allowing any person, other than a law enforcement agency, to access any visual depiction or copy thereof, took reasonable steps to destroy each such visual depiction or reported the matter to a law enforcement agency and afforded that agency access to each such visual depiction, or
- (2) the defendant possessed a visual depiction of a nude person under sixteen years of age for a bona fide artistic, medical, scientific, educational, religious, governmental or judicial purpose.

TOBACCO & VAPING PRODUCTS		
PA 19-13(14)(b)	sells, gives or delivers to any person under 21 cigarettes or a tobacco product	
PA 19-13(14)(c)	misrepresents their age to purchase cigarettes or a tobacco product	
PA 19-13(15)(c)	Requires seller of tobacco products to require proof of age if person appears to be under 30	
PA 19-13(16)(b)	sells, gives or delivers to any person under 21 an electronic nicotine delivery system or vapor product in any form	
PA 19-13(16)(c)	misrepresents their age to purchase an electronic nicotine delivery system or vapor product in any form	
PA 19-13(16)(g)	Requires seller of an electronic nicotine delivery system or vapor product to require proof of age if person appears to be under 30	
PA 19-13(17)(b)(1)	No person shall smoke:  (A) In any building or portion of a building, partially enclosed shelter on a rail platform or bus shelter owned and operated or leased and operated by the state or any political subdivision thereof;  (B) in any area of a health care institution;  (C) in any area of a retail food store;  (D) in any restaurant;  (E) in any area of an establishment with a permit issued for the sale of liquor or the bar area of a bowling establishment  (F) within a school building or on the grounds of such school;  (G) within a child care facility or on the grounds of such child care facility, including a family child care home, when a child enrolled in the home is present;  (H) in any passenger elevator, provided there is posted in such elevator a sign which indicates that smoking is prohibited  (I) in any dormitory in any public or private institution of higher education;	
PA 19-13(18)(b)(1)	No person shall use an electronic nicotine delivery system or vapor product:  (A) In any building or portion of a building owned and operated or leased and operated by the state or any political subdivision thereof;  (B) in any area of a health care institution;  (C) in any area of a retail food store;  (D) in any restaurant;  (E) in any area of an establishment  (F) within a school building or on the grounds of such school;  (G) within a child care facility or on the grounds of such child care facility, including a family child care home when a child enrolled in such home is present; (H) in any	

passenger elevator, provided there is posted in such
elevator a sign which indicates that such use is prohibited;
(I) in any dormitory in any public or private institution of higher
education;

#### **Definitions**

"Electronic nicotine delivery system" means an electronic device used in the delivery of nicotine or other substances to a person inhaling from the device, and includes, but is not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe or electronic hookah and any related device and any cartridge or other component of such device, including, but not limited to, electronic cigarette liquid; "Vapor product" means any product that employs a heating element, power source, electronic circuit or other electronic, chemical or mechanical means, regardless of shape or size, to produce a vapor that may include nicotine and is inhaled by the user of such product. "Vapor product" does not include a medicinal or therapeutic product that is (A) used by a licensed health care provider to treat a patient in a health care setting, (B) used by a patient, as prescribed or directed by a licensed health care provider in any setting, or (C) any drug or device, as defined in the federal Food, Drug and Cosmetic Act, 21 USC 321, as amended from time to time, any combination product, as described in said act, 21 USC 353(g), as amended from time to time, or any biological product, as described in 42 USC 262, as amended from time to time, and 21 CFR 600.3, as amended from time to time, authorized for sale by the United States Food and Drug Administration;

"Tobacco products" means any product, regardless of form, that is made from or otherwise contains tobacco, but shall not include any cigarette, any electronic nicotine delivery system or any vapor product.

"Cigarette" means and includes any roll for smoking made wholly or in part of tobacco, irrespective of size or shape, and irrespective of whether the tobacco is flavored, adulterated or mixed with any other ingredient, where such roll has a wrapper or cover made of paper or any other material, except where such wrapper is wholly or in the greater part made of tobacco and such roll weighs over three pounds per thousand, provided, if any roll for smoking has a wrapper made of homogenized tobacco or natural leaf tobacco, and the roll is a cigarette size so that it weighs three pounds or less per thousand, such roll is a cigarette and subject to the tax imposed by part I and part II of this chapter;

NOTE: PA 19-13 increased the age to purchase cigarettes, tobacco products and vapor products and increased the fine for related violations but, intentionally or in error, they deleted the language from the statutes that made the possession by a minor of such items illegal.

#### **DRUG OFFENSES**

21a-267(a). Penalty for use or possession of drug paraphernalia.

C misdemeanor

Use or possess with intent to use drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain or conceal, or to ingest, inhale or otherwise introduce into the human body, any controlled substance, other than under ½ ounce of marijuana.

21a-267(c). Penalty for use or possession w/in 1,500 feet of a school A misdemeanor with minimum 1 year in prison for adults

- (1) Use or possess drug paraphernalia within one thousand five hundred feet of a school and(2) not a student in such school
- 21a-267(d). Penalty for use or possession of drug paraphernalia for use with under ½ ounce of marijuana.

  Infraction Juvenile charge for 16 & 17 year olds
- (1) use or possess with intent to use drug paraphernalia to plant, propagate, cultivate, grow, harvest, manufacture, compound, convert, produce, process, prepare, test, analyze, pack, repack, store, contain or conceal, or to ingest, inhale or otherwise introduce into the human body, (2) for use with less than one-half ounce of marijuana

21a-277(a). Penalty for illegal manufacture, distribution, sale, prescription, dispensing any controlled substance that is a narcotic or hallucinogenic substance Maximum of 15 years in prison and \$50,000 fine for adults for 1st offense

Manufacture, distribute, sell, prescribe, dispense, compound, transport with the intent to sell or dispense, possess with the intent to sell or dispense, offer, give or administer to another person any controlled substance that is a narcotic or hallucinogenic substance

21a-277(b). Penalty for illegal manufacture, distribution, sale, prescription, dispensing any controlled substance other than a narcotic or hallucinogenic substance Maximum of 7 years in prison and \$25,000 fine for adults for 1st offense

Manufacture, distribute, sell, prescribe, dispense, compound, transport with the intent to sell or dispense, possess with the intent to sell or dispense, offer, give or administer to another person, except as authorized in this chapter or chapter 420f, any controlled substance <u>other</u> <u>than</u> a narcotic or hallucinogenic substance.

21a-279(a). Penalty for

Possess or have under control any quantity of any

illegal possession of any quantity of a controlled substance other than under ½ ounce of marijuana A misdemeanor	controlled substance, <u>other than</u> less than ½ ounce of marijuana.
21a-279(b). Penalty for possession within 1,500 feet of a school.  A misdemeanor with Minimum 1 year in prison for adult	<ul><li>(1) Possess any quantity of a controlled substance within one thousand five hundred feet of a school and</li><li>(2) not a student in such school</li></ul>
21a-279a. Penalty for possession of under ½ ounce of marijuana. Violation Juvenile charge for 16 & 17 year olds	Possess under ½ ounce of marijuana

MISCELLANEOUS OFFENSES
(1) Impersonate another and does an act in such
assumed character with intent to obtain a benefit or to
injure or defraud another; or
(2) with intent to defraud, deceive or injure another, uses
an electronic device to impersonate another and it
results in personal injury or financial loss to another or
the initiation of judicial proceedings against another.
Obstructs, resists, hinders or endangers any peace
officer, special policeman, motor vehicle inspector or
firefighter in the performance of such peace officer's,
special policeman's, motor vehicle inspector's or
firefighter's duties.
Knowing the information reported, conveyed or circulated
to be false or baseless, such person:
(1) Initiates or circulates a false report or warning of an
alleged occurrence or impending occurrence of a fire,
explosion, catastrophe or emergency under
circumstances in which it is likely that public alarm or
inconvenience will result;
(2) reports, by word or action, to any official or quasi-
official agency or organization having the function of
dealing with emergencies involving danger to life or
property, an alleged occurrence or impending
occurrence of a fire, explosion or other catastrophe or
emergency which did not in fact occur or does not in

	fact exist; or
	(3) Does either with intent to cause a large scale emergency response (swatting).
53a-180c. Falsely reporting an incident 2 <sup>nd</sup> A misdemeanor	<ul> <li>Knowing the information reported, conveyed or circulated to be false or baseless, such person gratuitously reports to a law enforcement officer or agency: <ol> <li>the alleged occurrence of an offense or incident which did not in fact occur,</li> <li>an allegedly impending occurrence of an offense or incident which in fact is not about to occur, or</li> <li>false information relating to an actual offense or incident or to the alleged implication of some person therein.</li> </ol> </li> </ul>
53a-180d. Misuse of the	(1) dials or otherwise causes E 9-1-1 to be called for the
emergency 9-1-1 system	purpose of making a false alarm or complaint, or
B misdemeanor	(2) purposely reports false information which could result in the dispatch of emergency services.
53a-183b. Interfering with an emergency call Class A misdemeanor	<ul> <li>(1) With the intent of preventing another person from making or completing a 9-1-1 telephone call or a telephone call or radio communication to any law enforcement agency to request police protection or report the commission of a crime,</li> <li>(2) physically or verbally prevents or hinders such other person from making or completing such telephone call or radio communication.</li> </ul>
53a-185. Loitering on	Loiters or remains in or about a school building or
school grounds C misdemeanor	grounds, not having any reason or relationship involving
misuemeanor	custody of or responsibility for a pupil or any other license or privilege to be there.

This document was prepared on December 11, 2019 and is intended only as a general description of the elements of the offenses that commonly come to Juvenile Review Boards. Before any formal action is taken in a case, the relevant Connecticut General Statutes should be researched.

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