

---

---

## **OLR Bill Analysis**

### **sHB 5428**

#### ***AN ACT CONCERNING THE POWERS AND DUTIES OF THE OFFICE OF THE INSPECTOR GENERAL.***

#### **SUMMARY**

This bill makes several changes to requirements for the inspector general to investigate deaths that (1) involve peace officer use of physical or deadly force or (2) occur in the custody of a peace officer, law enforcement agency, or the Department of Correction (DOC).

First, the bill limits the custodial death investigations to circumstances involving the death of someone in physical custody, rather than any custody (such as the legal custody of an individual on parole).

Existing law requires the inspector general to file a report with the chief state's attorney after investigating a death from a peace officer's use of force or that happens in a peace officer's or law enforcement agency's custody. Currently, the report must include (1) the incident's circumstances, (2) a determination on the use of force (whether it was justifiable), and (3) recommended future actions for the Office of the Inspector General (OIG). The bill requires the recommendations to be for the involved law enforcement agency rather than OIG. Relatedly, it allows the inspector general to issue a report on the death of someone in DOC physical custody, which may include any recommended actions for DOC to take.

Lastly, the bill (1) specifies that the inspector general's authority to issue subpoenas to compel a person's attendance and testimony in an investigation applies to investigative depositions and (2) makes a conforming change to the statute that lists OIG's duties by including investigating the death of someone in the physical custody of a peace officer, law enforcement agency, or DOC.

EFFECTIVE DATE: Upon passage

**BACKGROUND**

***Related Bills***

sSB 91, § 1 (File 491), and sSB 397, § 3 (File 399), both favorably reported by the Judiciary Committee, expand the inspector general’s investigatory authority for deaths involving peace officer use of force or that occur in an officer’s custody by applying it to deaths following the use of force by, or in the custody of, any federal law enforcement officer.

**COMMITTEE ACTION**

Judiciary Committee

Joint Favorable

Yea 32    Nay 4    (03/24/2026)