



General Assembly

February Session, 2022

**Raised Bill No. 5454**

LCO No. 3022



Referred to Committee on GOVERNMENT ADMINISTRATION  
AND ELECTIONS

Introduced by:  
(GAE)

***AN ACT CONCERNING THE DEPARTMENT OF ADMINISTRATIVE  
SERVICES AND CRIMINAL BACKGROUND CHECKS.***

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

1 Section 1. Section 19a-40a of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective from passage*):

3 The Commissioner of Public Health and the Commissioner of  
4 Administrative Services shall require each applicant for employment in,  
5 and each employee applying for transfer to, the vital records unit of the  
6 Department of Public Health to (1) state whether such applicant or  
7 employee has ever been convicted of a crime or whether criminal  
8 charges are pending against such applicant or employee at the time of  
9 application for employment or transfer, and (2) submit to state and  
10 national criminal history records checks. The criminal history records  
11 checks required pursuant to this section shall be conducted in  
12 accordance with section 29-17a.

13 Sec. 2. Section 18-81l of the general statutes is repealed and the  
14 following is substituted in lieu thereof (*Effective from passage*):

15 The [Department] Commissioner of Correction and the  
16 Commissioner of Administrative Services shall (1) require each  
17 applicant for a position that will involve direct contact with inmates to  
18 state whether such person has ever been convicted of a crime or whether  
19 criminal charges are pending against such person at the time of such  
20 person's application, and (2) require each applicant to submit to state  
21 and national criminal history records checks. The criminal history  
22 records checks required pursuant to this section shall be conducted in  
23 accordance with section 29-17a.

24 Sec. 3. Subsection (a) of section 14-9a of the general statutes is  
25 repealed and the following is substituted in lieu thereof (*Effective from*  
26 *passage*):

27 (a) The Department of Motor Vehicles and the Department of  
28 Administrative Services shall, subject to the provisions of section 31-51i,  
29 require each external applicant for a position of employment with the  
30 [department] Department of Motor Vehicles (1) to state whether the  
31 applicant has ever been convicted of a crime, to state whether criminal  
32 charges are pending against the applicant at the time of the application  
33 and, if so, to identify the charges and court in which they are pending,  
34 and (2) if offered employment with the [department] Department of  
35 Motor Vehicles, to be fingerprinted and to submit to state and national  
36 criminal history records checks. The criminal history records checks  
37 required by this section shall be in accordance with section 29-17a.

38 Sec. 4. Section 12-3c of the general statutes is repealed and the  
39 following is substituted in lieu thereof (*Effective from passage*):

40 The Commissioner of Revenue Services and the Commissioner of  
41 Administrative Services shall, subject to the provisions of section 31-51i,  
42 require each applicant for a position of employment with, each  
43 employee applying for transfer to and, at least once every [ten] five  
44 years, each current employee of, the Department of Revenue Services,  
45 to (1) state in writing whether such applicant or employee has ever been  
46 convicted of a crime or whether criminal charges are pending against  
47 such applicant or employee and, if so, to identify the charges and court

48 in which such charges are pending, and (2) be fingerprinted and submit  
49 to state and national criminal history records checks. The criminal  
50 history records checks required by this section shall be conducted in  
51 accordance with section 29-17a.

52 Sec. 5. Subsection (a) of section 17a-6a of the general statutes is  
53 repealed and the following is substituted in lieu thereof (*Effective from*  
54 *passage*):

55 (a) The Commissioner of Children and Families and the  
56 Commissioner of Administrative Services shall (1) require each  
57 applicant for a position with the [department] Department of Children  
58 and Families to state in writing whether such person has ever been  
59 convicted of a crime or whether criminal charges are pending against  
60 such person at the time such person submits an application, and (2)  
61 require each applicant to submit to state and national criminal history  
62 records checks, in accordance with section 29-17a. The [commissioner]  
63 Commissioner of Children and Families shall also check the state child  
64 abuse registry established pursuant to section 17a-101k for the name of  
65 such applicant.

66 Sec. 6. Section 17a-227a of the general statutes is repealed and the  
67 following is substituted in lieu thereof (*Effective from passage*):

68 (a) The Commissioner of Developmental Services and the  
69 Commissioner of Administrative Services shall require each applicant  
70 who has been made an offer of conditional employment by the  
71 [department] Department of Developmental Services to be  
72 fingerprinted and submit to state and national criminal history records  
73 checks. The criminal history records checks required by this section shall  
74 be conducted in accordance with section 29-17a. Employment by the  
75 department shall be considered conditional until the results of the  
76 criminal history records checks are received and reviewed by the  
77 department.

78 (b) The [commissioner] Commissioner of Developmental Services  
79 may require providers licensed or funded by the department to provide

80 residential, day or support services to persons with intellectual  
 81 disability, to require each applicant who has been made an offer of  
 82 conditional employment and will have direct and ongoing contact with  
 83 persons and families receiving such services to submit to a check of such  
 84 applicant's state criminal background. If the department requires such  
 85 providers to have such applicants who have been made an offer of  
 86 conditional employment submit to such checks, the administrative costs  
 87 associated with such checks shall be considered an allowable cost on the  
 88 annual cost report. Employment by a provider licensed or funded by the  
 89 department shall be considered conditional until the results of the  
 90 background checks have been received and reviewed by the provider.

91 Sec. 7. Section 5-207a of the general statutes is repealed and the  
 92 following is substituted in lieu thereof (*Effective from passage*):

93 For each position of employment with the state of Connecticut that  
 94 involves exposure to federal tax information, the employing agency and  
 95 the Department of Administrative Services shall, subject to the  
 96 provisions of section 31-51i, require each applicant for, each employee  
 97 applying for transfer to, and, at least every [ten] five years, each current  
 98 employee of such a position, to (1) state in writing whether such  
 99 applicant or employee has been convicted of a crime or whether  
 100 criminal charges are pending against such applicant or employee at the  
 101 time of application for employment or transfer and, if so, to identify the  
 102 charges and court in which such charges are pending, and (2) be  
 103 fingerprinted and submit to state and national criminal history records  
 104 checks. The criminal history records checks required by this section shall  
 105 be conducted in accordance with section 29-17a.

|   |                     |           |
|---|---------------------|-----------|
| This act shall take effect as follows and shall amend the following sections: |                     |           |
| Section 1   | <i>from passage</i> | 19a-40a   |
| Sec. 2  | <i>from passage</i> | 18-81l    |
| Sec. 3  | <i>from passage</i> | 14-9a(a)  |
| Sec. 4  | <i>from passage</i> | 12-3c     |
| Sec. 5  | <i>from passage</i> | 17a-6a(a) |
| Sec. 6  | <i>from passage</i> | 17a-227a  |

|        |                     |        |
|--------|---------------------|--------|
| Sec. 7 | <i>from passage</i> | 5-207a |
|--------|---------------------|--------|

**Statement of Purpose:**

To (1) specify that, for certain positions with state agencies that require criminal background checks, the Department of Administrative Services shall also require such checks, and (2) require that current employees of certain such positions be subject to such checks every five years instead of every ten years.

*[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.]*