



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 Section 19a-40a of the general statutes is repealed and the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 Section 18-81l of the general statutes is repealed and the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25 repealed and the following is substituted in lieu thereof (*Effective from*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

GAE *Joint Favorable*