



General Assembly

January Session, 2001

**Amendment**

LCO No. 8543

Offered by:

SEN. COLEMAN, 2<sup>nd</sup> Dist.

To: Subst. House Bill No. 5732

File No. 834

Cal. No. 536

**"AN ACT CONCERNING IDENTIFICATION REQUIRED FOR  
CHECK CASHING."**

1 After line 27, add the following:

2 "Sec. 3. Section 10-221d of the general statutes is repealed and the  
3 following is substituted in lieu thereof:

4 (a) On and after July 1, 1994, each local and regional board of  
5 education shall (1) require each applicant for a position in a public  
6 school to state whether such person has ever been convicted of a crime  
7 or whether criminal charges are pending against such person at the  
8 time of [his] such person's application, and (2) require, subject to the  
9 provisions of subsection (d) of this section, each person hired by the  
10 board after July 1, 1994, to submit to state and national criminal history  
11 records checks within ninety days from the date of employment. Any  
12 local or regional board of education may require, subject to the  
13 provisions of subsection (d) of this section, any person hired prior to  
14 said date to submit to state and national criminal history records  
15 checks. [The board or a regional educational service center pursuant to

16 subsection (b) of this section shall request the state criminal history  
17 records check for each such person from the State Police Bureau of  
18 Identification. The board or such regional educational service center  
19 shall arrange for the fingerprinting of each such person and forward  
20 the fingerprints to said bureau which shall submit the fingerprints to  
21 the Federal Bureau of Investigation for a national criminal history  
22 records check. The board or the regional educational service center  
23 may charge each such person a fee for the national criminal history  
24 records check which shall not exceed the fee charged by the Federal  
25 Bureau of Investigation for performing the check.] The criminal history  
26 records checks required by this subsection shall be conducted in  
27 accordance with section 31 of this act. If the local or regional board of  
28 education receives notice of a conviction of a crime which has not  
29 previously been disclosed by such person to the board, the board may  
30 (A) terminate the contract of a certified employee, in accordance with  
31 the provisions of section 10-151, and (B) dismiss a noncertified  
32 employee provided such employee is notified of the reason for such  
33 dismissal, is provided the opportunity to file with the board, in  
34 writing, any proper answer to such criminal conviction and a copy of  
35 the notice of such criminal conviction, the answer and the dismissal  
36 order are made a part of the records of the board. The supervisory  
37 agent of a private school may require any applicant for a position in  
38 such school or any employee of such school to submit to state and  
39 national criminal history records checks in accordance with the  
40 procedures described in this subsection.

41 (b) If a local or regional board of education requests, a regional  
42 educational service center shall arrange for [fingerprinting pursuant to  
43 subsection (a) of this section and forward such fingerprints for state  
44 and national criminal history records checks] the fingerprinting of any  
45 person required to submit to state and national criminal history  
46 records checks pursuant to this section or for conducting any other  
47 method of positive identification required by the State Police Bureau of  
48 Identification or the Federal Bureau of Investigation and shall forward  
49 such fingerprints or other positive identifying information to the State

50 Police Bureau of Identification which shall conduct criminal history  
51 records checks in accordance with section 31 of this act. Such regional  
52 educational service centers shall provide the results of such checks to  
53 such local or regional board of education. Such regional educational  
54 service centers shall provide such results to any other local or regional  
55 board of education or regional educational service center upon the  
56 request of [the] such person. [fingerprinted.]

57 (c) State and national criminal history records checks for substitute  
58 teachers completed within one year prior to the date of employment  
59 with a local or regional board of education and submitted to the  
60 employing board of education shall meet the requirements of  
61 subdivision (2) of subsection (a) of this section. A local or regional  
62 board of education shall not require substitute teachers to submit to  
63 state and national criminal history records checks pursuant to  
64 subdivision (2) if they are continuously employed by such local or  
65 regional board of education. For purposes of this section, substitute  
66 teachers shall be deemed to be continuously employed by a local or  
67 regional board of education if they are employed at least one day of  
68 each school year by such local or regional board of education.

69 (d) The provisions of this section shall not apply to a person  
70 required to submit to a criminal history records check pursuant to the  
71 provisions of subsection (d) of section 14-44, as amended by this act.  
72 The provisions of subsection (a) of this section requiring state and  
73 national criminal history records checks shall, at the discretion of a  
74 local or regional board of education, apply to a person employed by a  
75 local or regional board of education as a teacher for a noncredit adult  
76 class or adult education activity, as defined in section 10-67, who is not  
77 required to hold a teaching certificate pursuant to section 10-145b for  
78 [his] such position.

79 Sec. 4. Section 12-559 of the general statutes is repealed and the  
80 following is substituted in lieu thereof:

81 Notwithstanding the provisions of section 4-8, the executive director

82 shall, with the advice and consent of the board, appoint unit heads for  
83 each of the units created within the division, who shall be exempt from  
84 classified service. Each unit head shall be qualified and experienced in  
85 the functions to be performed by [him] such unit head. The executive  
86 director may employ division stewards for thoroughbred racing,  
87 division judges for harness racing, greyhound racing and jai alai, and  
88 division veterinarians who shall be exempt from classified service, and  
89 may employ, subject to the provisions of chapter 67, such clerks,  
90 stenographers, inspectors, agents and other employees, as may be  
91 necessary to carry out the provisions of this chapter. [, all of whom  
92 shall be fingerprinted before being employed.] The executive director  
93 shall require such persons to submit to state and national criminal  
94 history records checks before being employed. The criminal history  
95 records checks required pursuant to this section shall be conducted in  
96 accordance with section 31 of this act. All persons employed pursuant  
97 to this section, with the exception of any steward, judge or  
98 veterinarian, shall be residents of the state at the time of and during  
99 the full term of their employment.

100 Sec. 5. Subsection (b) of section 12-578 of the general statutes is  
101 repealed and the following is substituted in lieu thereof:

102 (b) [Each] The executive director shall require each applicant for a  
103 license under subdivision (2) of subsection (a) of this section [shall be  
104 fingerprinted] to submit to state and national criminal history records  
105 checks before such license is issued. The criminal history records  
106 checks required pursuant to this subsection shall be conducted in  
107 accordance with section 31 of this act.

108 Sec. 6. Subsection (e) of section 12-586f of the general statutes is  
109 repealed and the following is substituted in lieu thereof:

110 (e) [Each] The executive director shall require each applicant for a  
111 casino gaming employee license, casino gaming service license or  
112 casino gaming equipment license [shall be fingerprinted] to submit to  
113 state and national criminal history records checks before such license is

114 issued. The criminal history records checks required pursuant to this  
115 subsection shall be conducted in accordance with section 31 of this act.

116 Sec. 7. Subsection (e) of section 12-586g of the general statutes is  
117 repealed and the following is substituted in lieu thereof:

118 (e) [Each] The executive director shall require each applicant for a  
119 casino gaming employee license, casino gaming service license or  
120 casino gaming equipment license [shall be fingerprinted] to submit to  
121 state and national criminal history records checks before such license is  
122 issued. The criminal history records checks required pursuant to this  
123 subsection shall be conducted in accordance with section 31 of this act.

124 Sec. 8. Section 12-802b of the general statutes is repealed and the  
125 following is substituted in lieu thereof:

126 (a) The executive director of the Division of Special Revenue may  
127 issue occupational licenses to employees of the Connecticut Lottery  
128 Corporation. In determining whether to grant a license to any such  
129 employee, the executive director may require the applicant to submit  
130 information as to such applicant's: (1) Financial standing and credit  
131 which shall, at the discretion of the executive director, be updated  
132 annually; (2) moral character; (3) criminal record, if any; (4) previous  
133 employment; (5) corporate, partnership or association affiliations; (6)  
134 ownership of personal assets; and (7) such other information as the  
135 executive director deems pertinent to the issuance of such license,  
136 provided the submission of such other information will assure the  
137 integrity of the state lottery.

138 (b) The executive director shall require each applicant for an  
139 occupational license to submit to state and national criminal history  
140 records checks before such license is issued. The criminal history  
141 records checks required pursuant to this subsection shall be conducted  
142 in accordance with section 31 of this act.

143 (c) The executive director may reject for good cause an application  
144 for a license and [he] may suspend or revoke for good cause any

145 license issued by [him] said executive director after a hearing held in  
146 accordance with the provisions of chapter 54. Except as otherwise  
147 provided in this section, such occupational license shall remain in  
148 effect and not be subject to renewal throughout the term of  
149 employment of any such employee holding such a license. Any  
150 employee of the Connecticut Lottery Corporation whose license is  
151 suspended or revoked, or any such applicant aggrieved by the action  
152 of the executive director concerning an application for a license, may  
153 appeal to the Gaming Policy Board not later than fifteen days after  
154 such decision.

155 Sec. 9. Section 12-815a of the general statutes is repealed and the  
156 following is substituted in lieu thereof:

157 [No] The executive director of the Division of Special Revenue shall  
158 require the person or business organization awarded the primary  
159 contract by the Connecticut Lottery Corporation to provide facilities,  
160 components, goods or services which are necessary for the operation of  
161 the activities of said corporation [may do so] to submit to state and  
162 national criminal history records checks. No such person or business  
163 organization may provide such facilities, components, goods or  
164 services unless such person or business organization submits to [and  
165 successfully completes] a state police background investigation in  
166 accordance with subsection (i) of section 12-574 or is issued a vendor  
167 license by the executive director of the Division of Special Revenue.  
168 The criminal history records checks required pursuant to this section  
169 shall be conducted in accordance with section 31 of this act.

170 Sec. 10. Subsection (d) of section 14-44 of the general statutes is  
171 repealed and the following is substituted in lieu thereof:

172 (d) Prior to issuing an operator's license bearing a school  
173 endorsement, the commissioner shall [request a state criminal history  
174 records check for each applicant from the State Police Bureau of  
175 Identification. The commissioner shall forward the fingerprints  
176 obtained pursuant to the provisions of subsection (b) of this section to

177 said bureau which shall submit the fingerprints to the Federal Bureau  
178 of Investigation for a national criminal history records check. A fee  
179 shall be charged by the commissioner for each such national criminal  
180 history records check which shall be equal to the fee charged by the  
181 Federal Bureau of Investigation for performing such check] require  
182 each applicant to submit to state and national criminal history records  
183 checks. The criminal history records checks required pursuant to this  
184 subsection shall be conducted in accordance with section 31 of this act.  
185 If notice of a state criminal history record is received, the commissioner  
186 may refuse to issue an operator's license bearing such endorsement  
187 and, in such case, shall immediately notify the applicant, in writing, of  
188 such refusal. Subject to the provisions of section 46a-80, if notice of a  
189 national criminal history record is received, the commissioner may  
190 withdraw the operator's license bearing a school endorsement  
191 immediately and, in such case, shall immediately notify the holder of  
192 such license and [his] the holder's employer, in writing, of such  
193 withdrawal.

194 Sec. 11. Section 17a-151 of the general statutes is repealed and the  
195 following is substituted in lieu thereof:

196 (a) The Commissioner of Children and Families shall investigate the  
197 conditions stated in each application made [to him] under the  
198 provisions of section 17a-145 and [request a criminal records check for  
199 any person applying under said section] shall require any person  
200 applying under said section to submit to state and national criminal  
201 history records checks. The commissioner shall investigate the  
202 conditions in each application under the provisions of section 17a-149  
203 and, if the commissioner finds such conditions suitable for the proper  
204 care of children, or for the placing out of children, under such  
205 standards for the promotion of the health, safety, morality and well-  
206 being of such children as [he] the commissioner prescribes, shall issue  
207 such license as is required as promptly as possible, without expense to  
208 the licensee. If, after [his] such investigation, the commissioner finds  
209 that the applicant, notwithstanding good faith efforts, is not able to  
210 fully comply with all the requirements [he] the commissioner

211 prescribes, but compliance can be achieved with minimal efforts, the  
212 commissioner may issue a provisional license for a period not to  
213 exceed sixty days. The provisional license may be renewed for  
214 additional sixty-day periods, but in no event shall the total of such  
215 periods be for longer than one year. Before issuing any license, the  
216 commissioner shall give to the selectmen of the town wherein such  
217 licensee proposes to carry on the licensed activity ten days' notice in  
218 writing that the issuance of such license is proposed, but such notice  
219 shall not be required in case of intention to issue such license to any  
220 corporation incorporated for the purpose of caring for or placing such  
221 children. Each license so issued shall specify whether it is granted for  
222 child-caring or child-placing purposes, shall state the number of  
223 children who may be cared for, shall be in force twenty-four months  
224 from date of issue, and shall be renewed for the ensuing twenty-four  
225 months, if conditions continue to be satisfactory to the commissioner.  
226 The commissioner shall also provide such periodical inspections and  
227 review as shall safeguard the well-being, health and morality of all  
228 children cared for or placed under a license issued by [him hereunder]  
229 the commissioner under this section and shall visit and consult with  
230 each such child and with the licensee as often as [he] the commissioner  
231 deems necessary but at intervals of not more than ninety days. Each  
232 licensee under the provisions of this section shall file annually with the  
233 commissioner a report containing such information concerning its  
234 functions, services and operation, including financial data, as the  
235 commissioner requires. Any license issued under this section may be  
236 revoked, suspended or limited by the commissioner for cause, after  
237 notice given to the person or entity concerned and after opportunity  
238 for a hearing thereon. Any party whose application is denied or whose  
239 license is revoked, suspended or limited by the commissioner may  
240 appeal from such adverse decision in accordance with the provisions  
241 of section 4-183. Appeals under this section shall be privileged in  
242 respect to the order of trial assignment.

243 (b) The criminal history records [check] checks required pursuant to  
244 subsection (a) of this section shall be [requested from the State Police

245 Bureau of Identification and shall be applicable to the persons  
246 identified on the application made pursuant to section 17a-145. The  
247 Commissioner of Children and Families shall arrange for  
248 fingerprinting of such persons. The fingerprints of such persons shall  
249 be forwarded to the State Police Bureau of Identification which shall  
250 conduct a state criminal history records check and submit the  
251 fingerprints to the Federal Bureau of Investigation for a national  
252 criminal history records check] conducted in accordance with section  
253 31 of this act.

254 (c) The commissioner shall adopt regulations, in accordance with  
255 chapter 54, to establish a staggered schedule for the renewal of licenses  
256 issued pursuant to sections 17a-145 and 17a-149.

257 Sec. 12. Subsection (a) of section 17b-749k of the general statutes is  
258 repealed and the following is substituted in lieu thereof:

259 (a) [On and after January 1, 1998, the] The Commissioner of Social  
260 Services shall, within available appropriations, [request a criminal  
261 records check for] require any person, other than a relative, providing  
262 child care services to a child in the child's home who receives a child  
263 care subsidy from the Department of Social Services to submit to state  
264 and national criminal history records checks. [Such criminal records  
265 check] The criminal history records checks required pursuant to this  
266 subsection shall be [requested from the State Police Bureau of  
267 Identification and the Federal Bureau of Investigation] conducted in  
268 accordance with section 31 of this act. The commissioner shall also  
269 request a check of the state child abuse registry established pursuant to  
270 section 17a-101k. [A fee shall be charged by the commissioner for each  
271 such national criminal history records check which shall be equal to  
272 the fee charged by the Federal Bureau of Investigation for performing  
273 such check. The Department of Social Services shall reimburse the  
274 Department of Public Safety for the actual cost for a national criminal  
275 history records check.]

276 Sec. 13. Section 17b-750 of the general statutes is repealed and the

277 following is substituted in lieu thereof:

278 No child care subsidy shall be paid to an unlicensed child care  
279 provider if such provider has been convicted of any crime involving  
280 sexual assault of a minor or serious physical injury to a minor or any  
281 crime committed in any other state or jurisdiction the essential  
282 elements of which are substantially the same as such crimes. If the  
283 commissioner has reason to believe that a provider of child care  
284 services has been so convicted, [he] the commissioner may demand  
285 that such provider be subject to state and national criminal history  
286 records checks. [The commissioner shall request the state criminal  
287 history records check for such provider from the State Police Bureau of  
288 Identification. The commissioner shall arrange for the fingerprinting of  
289 such provider and forward the fingerprints to said bureau which shall  
290 submit the fingerprints to the Federal Bureau of Investigation for a  
291 national criminal history records check. The commissioner may charge  
292 such provider a fee for the national criminal history records check  
293 which shall not exceed the fee charged by the Federal Bureau of  
294 Investigation for performing the check.] If criminal history records  
295 checks are required pursuant to this section, such checks shall be  
296 conducted in accordance with section 31 of this act.

297 Sec. 14. Section 18-811 of the general statutes is repealed and the  
298 following is substituted in lieu thereof:

299 The Department of Correction shall (1) require each applicant for a  
300 position that will involve direct contact with inmates to state whether  
301 such person has ever been convicted of a crime or whether criminal  
302 charges are pending against such person at the time of [his] such  
303 person's application, and (2) require each applicant to submit to state  
304 and national criminal history records checks. [The Department of  
305 Correction shall conduct a state criminal history records check for each  
306 applicant. Prior to employment, the Department of Correction shall  
307 arrange for the fingerprinting of each successful applicant and shall  
308 forward such fingerprints to the State Police Bureau of Identification  
309 which shall submit the fingerprints to the Federal Bureau of

310 Investigation for a national criminal history records check. The  
311 department may charge each applicant a fee for the national criminal  
312 history records check which shall not exceed the fee charged by the  
313 Federal Bureau of Investigation for performing the check.] The  
314 criminal history records checks required pursuant to this section shall  
315 be conducted in accordance with section 31 of this act.

316 Sec. 15. Section 19a-77a of the general statutes is repealed and the  
317 following is substituted in lieu thereof:

318 (a) Any retail establishment in this state may establish a drop-in  
319 supplementary child-care operation on the premises of such retail  
320 establishment in accordance with the following requirements:

321 (1) The hours of operation may only be between six o'clock a.m. and  
322 nine o'clock p.m.

323 (2) No child receiving care shall be less than three years nor more  
324 than ten years of age.

325 (3) A child may not receive more than two hours of care per day.

326 (4) The operation may immediately notify appropriate law  
327 enforcement or state agencies if any child receiving care at such  
328 operation is not picked up by a parent or guardian after three hours.

329 (5) A parent or guardian shall be on the premises at the retail  
330 establishment at all times while the child is receiving care.

331 (6) The retail establishment shall provide a clean and safe area for  
332 the drop-in supplementary child-care operation.

333 (7) At all times the operation shall provide (A) at least one child-care  
334 staff person for every ten children, and (B) at least one child-care staff  
335 person who is twenty years of age or older who has experience in child  
336 care.

337 (8) [All child-care staff shall be subject to a criminal records check.]

338 The operation shall submit the names of all child-care staff to the  
339 Commissioner of Public Health, who shall request a check of such  
340 names from the state child abuse registry established pursuant to  
341 section 17a-101k.

342 (b) Any retail establishment that establishes a drop-in  
343 supplementary child-care operation under subsection (a) of this section  
344 shall provide the Commissioner of Public Health with written notice of  
345 the establishment of such operation. The commissioner may monitor  
346 and inspect any such operation and shall investigate any complaint  
347 received by the commissioner concerning any such operation.

348 Sec. 16. Subsection (c) of section 19a-80 of the general statutes is  
349 repealed and the following is substituted in lieu thereof:

350 (c) [On and after October 1, 1997, the] The Commissioner of Public  
351 Health, within available appropriations, shall [request a fingerprint  
352 criminal records check of] require each prospective employee of a child  
353 day care center or group day care home in a position requiring the  
354 provision of care to a child to submit to state and national criminal  
355 history records checks. [Such fingerprint criminal records check shall  
356 be requested from the State Police Bureau of Identification and the  
357 Federal Bureau of Investigation.] The criminal history records checks  
358 required pursuant to this subsection shall be conducted in accordance  
359 with section 31 of this act. The commissioner shall also request a check  
360 of the state child abuse registry established pursuant to section 17a-  
361 101k. [A fee shall be charged by the commissioner for each such  
362 national fingerprint criminal history records check which shall be  
363 equal to the fee charged by the Federal Bureau of Investigation for  
364 performing such check. The Department of Public Health shall  
365 reimburse the Department of Public Safety for the actual cost for a  
366 national fingerprint criminal history records check.] Pursuant to the  
367 interagency agreement provided for in section 10-16s, the Department  
368 of Social Services may agree to transfer funds appropriated for  
369 [fingerprint] criminal history records checks to the Department of  
370 Public Health. [Not more than three months after July 1, 1997, the] The

371 commissioner shall notify each licensee of the provisions of this  
372 subsection.

373 Sec. 17. Subsection (b) of section 19a-87b of the general statutes is  
374 repealed and the following is substituted in lieu thereof:

375 (b) [On and after October 1, 1997, the] The Commissioner of Public  
376 Health, within available appropriations, shall [request a fingerprint  
377 criminal records check of] require each initial applicant or prospective  
378 employee of a family day care home in a position requiring the  
379 provision of care to a child to submit to state and national criminal  
380 history records checks. [Such fingerprint criminal records check shall  
381 be requested from the State Police Bureau of Identification and the  
382 Federal Bureau of Investigation.] The criminal history records checks  
383 required pursuant to this subsection shall be conducted in accordance  
384 with section 31 of this act. The commissioner shall also request a check  
385 of the state child abuse registry established pursuant to section 17a-  
386 101k. [A fee shall be charged by the commissioner for each such  
387 national fingerprint criminal history records check which shall be  
388 equal to the fee charged by the Federal Bureau of Investigation for  
389 performing such check. The Department of Public Health shall  
390 reimburse the Department of Public Safety for the actual cost for a  
391 national fingerprint criminal history records check. Not more than  
392 three months after July 1, 1997, the] The commissioner shall notify each  
393 licensee of the provisions of this subsection.

394 Sec. 18. Subsection (c) of section 19a-491b of the general statutes is  
395 repealed and the following is substituted in lieu thereof:

396 [(c) The Division of State Police within the Department of Public  
397 Safety shall assist the Department of Public Health in conducting  
398 criminal background investigations of persons described in  
399 subdivision (1) of subsection (a) of section 19a-491a.]

400 (c) The Commissioner of Public Health shall require each initial  
401 applicant described in subdivision (1) of subsection (a) of section 19a-  
402 491a to submit to state and national criminal history records checks.

403 The criminal history records checks required by this subsection shall  
404 be conducted in accordance with section 31 of this act.

405 Sec. 19. Section 21-40 of the general statutes is repealed and the  
406 following is substituted in lieu thereof:

407 The selectmen of any town and the chief of police of any city may  
408 grant licenses to suitable persons to be pawnbrokers and to carry on  
409 the business of lending money on the deposit or pledge of personal  
410 property, or of purchasing such property on condition of selling it back  
411 again at a stipulated price, or of purchasing such property from a  
412 person who is not a wholesaler, in such town or city respectively, and  
413 may revoke such licenses for cause; but the selectmen shall not grant  
414 such licenses for the carrying on of such business within the limits of  
415 any city. The person so licensed shall pay, for the benefit of any such  
416 city or town, respectively, to the authority granting such license a  
417 license fee of fifty dollars, and twenty-five dollars per year thereafter  
418 for renewal of such license, and shall, at the time of receiving such  
419 license, file, with the mayor of such city or the first selectman of such  
420 town, a bond to such city or town, with competent surety, in the penal  
421 sum of two thousand dollars, to be approved by such licensing  
422 authority, and conditioned for the faithful performance of the duties  
423 and obligations pertaining to the business so licensed. Each such  
424 license shall designate the place where such business is to be carried on  
425 and shall continue one year unless sooner revoked. No license shall be  
426 issued under this section by the selectmen or chief of police to any  
427 person who has been convicted of a felony. The selectmen or chief of  
428 police may [take the fingerprints of any applicant for such license and,  
429 if such fingerprints are taken, shall submit such fingerprints to the  
430 Federal Bureau of Investigation for a national criminal history records  
431 check] require any applicant for a license under this section to submit  
432 to state and national criminal history records checks. If the selectmen  
433 or chief of police require such criminal history records checks, such  
434 checks shall be conducted in accordance with section 31 of this act.

435 Sec. 20. Subsection (a) of section 21-100 of the general statutes is

436 repealed and the following is substituted in lieu thereof:

437 (a) No person may engage in or carry on the business of purchasing  
438 gold or gold-plated ware, silver or silver-plated ware, platinum ware,  
439 watches, jewelry, precious stones or coins unless such person is  
440 licensed by the chief of police or, if there is no chief of police, the first  
441 selectman of the municipality in which [he] such person intends to  
442 carry on such business; except that the provisions of this subsection  
443 shall not apply to the purchase of such items from a wholesaler by a  
444 manufacturer or retail seller whose primary place of business is located  
445 in this state. Such person shall pay an annual fee of ten dollars for such  
446 license. The license may be revocable for cause, which shall include,  
447 but not be limited to, failure to comply with any requirements for  
448 licensure specified by the licensing authority at the time of issuance. A  
449 chief of police or first selectman shall refuse to issue a license under  
450 this subsection to a person who has been convicted of a felony. A chief  
451 of police or first selectman may [take the fingerprints of an applicant  
452 for such license and, if such fingerprints are taken, shall submit such  
453 fingerprints to the Federal Bureau of Investigation for a national  
454 criminal history records check] require any applicant for a license to  
455 submit to state and national criminal history records checks. If the  
456 chief of police or first selectman requires such criminal history records  
457 checks, such checks shall be conducted in accordance with section 31 of  
458 this act. For the purposes of this subsection "wholesaler" means a  
459 person in the business of selling tangible personal property to be  
460 resold at retail or raw materials to be manufactured into suitable forms  
461 for use by consumers.

462 Sec. 21. Subsection (d) of section 22a-6m of the general statutes is  
463 repealed and the following is substituted in lieu thereof:

464 (d) In reviewing the application for a permit, registration, certificate  
465 or other license under the provisions of this title, the commissioner  
466 may require the applicant or, if the applicant is a business entity, any  
467 director, officer, partner or owner of more than five per cent of the  
468 total outstanding stock of any class of the applicant's business to

469 submit to state and national criminal history records checks. [The  
470 commissioner may request a state criminal history records check for  
471 each such applicant, director, officer, partner or stockholder from the  
472 State Police Bureau of Identification. The commissioner may arrange  
473 for each such applicant, director, officer, partner or stockholder to  
474 provide the information necessary to conduct such criminal history  
475 records checks to the State Police Bureau of Identification which shall  
476 submit such information to the Federal Bureau of Investigation for a  
477 national criminal history records check. The commissioner may charge  
478 each such applicant, director, officer, partner or stockholder a fee for  
479 the state criminal history records check which shall not exceed the fee  
480 the State Police Bureau of Identification is authorized to charge an  
481 individual for performing the check and a fee for the national criminal  
482 history records check which shall not exceed the fee charged by the  
483 Federal Bureau of Investigation for performing the check. The  
484 commissioner shall collect such fees and forward such fees to the  
485 Department of Public Safety.] If criminal history records checks are  
486 required, such checks shall be conducted in accordance with section 31  
487 of this act. The review by the commissioner of the criminal history of  
488 each such applicant, director, officer, partner or stockholder shall be  
489 limited to information regarding criminal convictions related to  
490 activities regulated under the environmental protection laws of this  
491 state, any other state or the federal government.

492 Sec. 22. Subsection (c) of section 22a-60 of the general statutes is  
493 repealed and the following is substituted in lieu thereof:

494 (c) If the commissioner finds that the information submitted for a  
495 registration of a license transfer under this section is insufficient for  
496 purposes of determining whether the proposed transferee is able to  
497 comply with the terms and conditions of the license, the commissioner  
498 may require such transferee to submit such additional information as  
499 the commissioner deems necessary to make such determination,  
500 including, but not limited to, any information necessary to complete  
501 [a] state and national criminal history records [check under] checks in  
502 accordance with subsection (d) of section 22a-6m, as amended by this

503 act.

504 Sec. 23. Section 29-29 of the general statutes is repealed and the  
505 following is substituted in lieu thereof:

506 (a) No permit for carrying any pistol or revolver shall be issued  
507 under the provisions of section 29-28 unless the applicant for [the  
508 same] such permit gives to the issuing authority, upon its request, full  
509 information concerning [his] such person's criminal record. [, and  
510 such] The issuing authority shall require the applicant to submit to  
511 state and national criminal history records checks. The issuing  
512 authority shall [thereupon] take a full description of such applicant  
513 and make an investigation concerning [his] such person's suitability to  
514 carry any such weapons.

515 (b) The issuing authority shall take the fingerprints of such  
516 applicant or conduct any other method of positive identification  
517 required by the State Police Bureau of Identification or the Federal  
518 Bureau of Investigation, unless the issuing authority determines that  
519 the fingerprints of such applicant have been previously taken and [his]  
520 such person's identity established and such applicant presents  
521 identification that the issuing authority verifies as valid. The issuing  
522 authority shall record the date the fingerprints were taken in the  
523 applicant's file and, within five business days of such date, shall  
524 forward such fingerprints [to the Federal Bureau of Investigation for a  
525 national criminal history records check] or other positive identifying  
526 information to the State Police Bureau of Identification which shall  
527 conduct criminal history records checks in accordance with section 31  
528 of this act.

529 (c) The issuing authority may, in [his] its discretion, issue such  
530 permit before a report from said bureau relative to such applicant's  
531 record has been received. Upon receipt of such report, the issuing  
532 authority shall inform the applicant and render a decision on the  
533 application within one week of the receipt of the report. If such report  
534 has not been received within eight weeks after a sufficient application

535 for a permit has been made, the issuing authority shall inform the  
536 applicant of such delay, in writing. No permit shall be issued if the  
537 issuing authority has reason to believe the applicant has ever been  
538 convicted of a felony.

539 Sec. 24. Subsection (a) of section 29-36g of the general statutes is  
540 repealed and the following is substituted in lieu thereof:

541 (a) Requests for eligibility certificates under section 29-36f shall be  
542 submitted to the Commissioner of Public Safety on application forms  
543 prescribed by the commissioner. No eligibility certificate for a pistol or  
544 revolver shall be issued under the provisions of said section unless the  
545 applicant for [the same] such certificate gives to the Commissioner of  
546 Public Safety, upon [his] the commissioner's request, full information  
547 concerning the applicant's criminal record and relevant information  
548 concerning the applicant's mental health history. [, and the] The  
549 commissioner shall require each applicant to submit to state and  
550 national criminal history records checks. The commissioner shall  
551 [thereupon] take a full description [and the fingerprints] of such  
552 applicant. The commissioner shall take the fingerprints of such  
553 applicant or conduct any other method of positive identification  
554 required by the State Police Bureau of Identification or the Federal  
555 Bureau of Investigation. The commissioner shall record the date the  
556 fingerprints were taken in the applicant's file [and shall forward such  
557 fingerprints to the Federal Bureau of Investigation for a national  
558 criminal history records check and to the State Police Bureau of  
559 Identification for a state criminal history records check] and shall  
560 conduct criminal history records checks in accordance with section 31  
561 of this act. The commissioner shall, within sixty days of receipt of the  
562 national criminal history records check from the Federal Bureau of  
563 Investigation, either approve the application and issue the eligibility  
564 certificate or deny the application and notify the applicant of the  
565 reason for such denial in writing.

566 Sec. 25. Section 29-145 of the general statutes is repealed and the  
567 following is substituted in lieu thereof:

568 Any person desiring to engage in the business of a professional  
569 bondsman shall apply to the Commissioner of Public Safety for a  
570 license therefor. Such application shall set forth under oath the full  
571 name, age, residence and occupation of the applicant, whether the  
572 applicant intends to engage in the business of a professional bondsman  
573 individually or in partnership or association with another or others,  
574 and, if so, the identity of each. It shall also set forth under oath a  
575 statement of the assets and liabilities of the applicant, and whether [he]  
576 the applicant has been charged with or convicted of crime, and such  
577 other information, including fingerprints and photographs, as said  
578 commissioner from time to time may require. The commissioner shall  
579 require the applicant to submit to state and national criminal history  
580 records checks. The criminal history records checks required pursuant  
581 to this section shall be conducted in accordance with section 31 of this  
582 act. No person who has been convicted of a felony shall be licensed to  
583 do business as a professional bondsman in this state. No person  
584 engaged in law enforcement or vested with police powers shall be  
585 licensed to do business as a professional bondsman.

586 Sec. 26. Section 29-152f of the general statutes is repealed and the  
587 following is substituted in lieu thereof:

588 Any person desiring to engage in the business of a bail enforcement  
589 agent shall apply to the Commissioner of Public Safety for a license  
590 therefor. Such application shall set forth under oath the full name, age,  
591 date and place of birth, residence and occupation of the applicant. It  
592 shall also set forth under oath a statement of whether the applicant has  
593 been charged with or convicted of crime, and such other information,  
594 including fingerprints and photographs, as required by the  
595 commissioner. [The commissioner shall submit the applicant's  
596 fingerprints to the Federal Bureau of Investigation for a national  
597 criminal history record check.] The commissioner shall require the  
598 applicant to submit to state and national criminal history records  
599 checks. The criminal history records checks required pursuant to this  
600 section shall be conducted in accordance with section 31 of this act.  
601 Within five years prior to the date of application, the applicant shall

602 have successfully completed a course in the criminal justice system  
603 consisting of not less than twenty hours of study approved by the  
604 commissioner. No person who has been convicted of a felony or any  
605 misdemeanor under section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62,  
606 53a-63, 53a-96, 53a-173, 53a-175, 53a-176, 53a-178 or 53a-181d, shall be  
607 licensed to do business as a bail enforcement agent in this state. No  
608 person engaged in law enforcement or vested with police powers shall  
609 be licensed to do business as a bail enforcement agent.

610 Sec. 27. Subsection (b) of section 29-155 of the general statutes is  
611 repealed and the following is substituted in lieu thereof:

612 (b) The commissioner shall require any applicant for a license under  
613 this section to submit to state and national criminal history records  
614 checks. Each applicant and, in the case of an association, corporation or  
615 partnership, each individual composing such association, corporation  
616 or partnership, shall submit with the application two complete sets of  
617 fingerprints on forms specified and furnished by the commissioner  
618 and two photographs, two inches wide by three inches high, taken  
619 within six months prior to the application. The criminal history records  
620 checks required pursuant to this subsection shall be conducted in  
621 accordance with section 31 of this act.

622 Sec. 28. Section 29-156a of the general statutes is repealed and the  
623 following is substituted in lieu thereof:

624 (a) Any licensee may employ as many agents, operators, assistants,  
625 guards, watchmen or patrolmen as [he] such licensee deems necessary  
626 for the conduct of [his] such licensee's business, provided such  
627 employees shall be of good moral character and at least eighteen years  
628 of age.

629 (b) Immediately upon hiring an agent, operator, assistant, guard,  
630 watchman or patrolman, the licensee shall make application to register  
631 such employee with the Commissioner of Public Safety. Such  
632 application shall be made on forms furnished by the commissioner,  
633 and, under oath of the employee, shall give [his] the employee's name,

634 address, date and place of birth, employment for the past five years,  
635 experience in the position applied for, any convictions for violations of  
636 the law and such other information as the commissioner may require,  
637 by regulation, to properly investigate the character, competency and  
638 integrity of the employee.

639 (c) The Commissioner of Public Safety shall require any applicant  
640 for a license under this section to submit to state and national criminal  
641 history records checks. The criminal history records checks required  
642 pursuant to this section shall be conducted in accordance with section  
643 31 of this act. The application for registration shall be accompanied by  
644 two sets of fingerprints of the employee and two photographs of the  
645 employee, two inches wide by two inches high, full-face, with and  
646 without head covering, taken within six months prior thereto, and a  
647 thirteen-dollar registration fee payable to the state. Subject to the  
648 provisions of section 46a-80, no person shall be approved for  
649 employment who has been convicted of a felony, any sexual offense or  
650 any crime that would tend to question [his] such person's honesty and  
651 integrity, or who has been refused a license under the provisions of  
652 this chapter for any reason except minimum experience, or whose  
653 license, having been granted, has been revoked or is under suspension.  
654 Upon being satisfied of the suitability of the applicant for employment  
655 the commissioner shall register the employee and so notify the licensee  
656 and place [his] the registration form and all related material on file  
657 with the Division of State Police within the Department of Public  
658 Safety.

659 (d) The licensee shall notify the commissioner within five days of  
660 the termination of employment of any registered employees.

661 (e) The commissioner may waive state and national criminal history  
662 records checks and the submission of fingerprints and photographs for  
663 any employee who has been employed by a licensed private detective  
664 or security service or agency within the previous six months.

665 Sec. 29. Section 29-349 of the general statutes is repealed and the

666 following is substituted in lieu thereof:

667 (a) The Commissioner of Public Safety shall have exclusive  
668 jurisdiction in the preparation of and may enforce reasonable  
669 regulations for the safe and convenient storage, transportation and use  
670 of explosives and blasting agents used in connection therewith, which  
671 regulations shall deal in particular with the quantity and character of  
672 explosives and blasting agents to be stored, transported and used, the  
673 proximity of such storage to inhabited dwellings or other occupied  
674 buildings, public highways and railroad tracks, the character and  
675 construction of suitable magazines for such storage, protective  
676 measures to secure such stored explosives and blasting agents and the  
677 abatement of any hazard that may arise incident to the storage,  
678 transportation or use of such explosives and blasting agents.

679 (b) No person, firm or corporation shall engage in any activity  
680 concerning the storage, transportation or use of explosives unless such  
681 person, firm or corporation has obtained a license therefor from the  
682 Commissioner of Public Safety. Such license shall be issued upon  
683 payment of a fee of fifty dollars and upon submission by the applicant  
684 of evidence of good moral character and of competence in the control  
685 and handling of explosives, provided, if such license is for the use of  
686 explosives, it may be issued only to an individual person after  
687 demonstration that [he] such individual is technically qualified to  
688 detonate explosives. Any such license to use explosives shall bear both  
689 the fingerprints of the licensee obtained by the Commissioner of Public  
690 Safety at the time of licensing, and [his] the licensee's photograph,  
691 furnished by [him] the licensee, of a size specified by the commissioner  
692 and taken not more than one year prior to the issuance of the license.  
693 Each such license shall be valid for one year from the date of its  
694 issuance, unless sooner revoked or suspended, and may be renewed  
695 annually thereafter upon a payment of thirty dollars.

696 (c) The Commissioner of Public Safety shall require any applicant  
697 for a license under this section to submit to state and national criminal  
698 history records checks. The criminal history records checks required

699 pursuant to this subsection shall be conducted in accordance with  
700 section 31 of this act.

701 [(c)] (d) No person shall manufacture, keep, store, sell or deal in any  
702 explosives unless [he] such person has a valid license under the  
703 provisions of subsection (b) and obtains from the Commissioner of  
704 Public Safety or from the fire marshal of the town where such business  
705 is conducted a written permit therefor, which permit shall not be valid  
706 for more than one year and for which [he] such person shall pay a fee  
707 of twenty-five dollars. If the permit is issued by the Commissioner of  
708 Public Safety, the commissioner shall forward a copy thereof to the  
709 local fire marshal. Such permit so granted shall definitely state the  
710 location of the building where such business is to be carried on or such  
711 explosive deposited and shall state that such building or premises  
712 complies with the regulations provided for in this section.

713 [(d)] (e) No person shall procure, transport or use any explosives  
714 unless [he] such person has a valid license under subsection (b) and  
715 has obtained a written permit therefor signed by the Commissioner of  
716 Public Safety or by the fire marshal of the town where such explosive  
717 is to be used, specifying the name of the purchaser, the amount to be  
718 purchased and transported and the purpose for which it is to be used.  
719 Any such permit to use explosives shall state the number of years [he]  
720 the permittee has been engaged in blasting activity. Such permit shall  
721 be valid for such period, not longer than one year, as is required to  
722 accomplish the purpose for which it was obtained. No carrier shall  
723 transport any such explosive until the vehicle transporting the  
724 explosive has been inspected and approved by the Department of  
725 Public Safety and unless such written permit accompanies the same  
726 and no person shall have in [his] such person's possession any such  
727 explosive unless [he] such person has a license and permit therefor.  
728 The fee for such inspection shall be twenty-five dollars. The fee for  
729 such permit shall be twenty dollars. Each person who has in [his] such  
730 person's custody or possession any explosive or any detonating caps  
731 for explosives shall keep the same either under personal observation or  
732 securely locked up.

733 [(e)] (f) Any license or permit issued under the provisions of this  
734 section may be suspended or revoked by the issuing authority for  
735 violation by the licensee or permittee of any provision of law or  
736 regulation relating to explosives or conviction of such licensee or  
737 permittee of any felony or misdemeanor. Suspension or revocation of a  
738 license shall automatically suspend or revoke the permit and the  
739 suspension or revocation of a permit shall automatically suspend or  
740 revoke the license.

741 [(f)] (g) Any person who, by himself or herself or by [his] such  
742 person's employee or agent or as the employee or agent of another,  
743 violates any provision of this section, or any regulation made by the  
744 Commissioner of Public Safety pursuant to the provisions of this  
745 section, shall be fined not more than ten thousand dollars or  
746 imprisoned not more than ten years or both.

747 [(g)] (h) As used in this section, "blasting agent" means any material,  
748 composition or mixture intended for blasting, consisting substantially  
749 of a fuel and oxidizer, none of the ingredients of which is an explosive  
750 as defined in section 29-343, and the finished product of which as  
751 mixed and packaged for use or shipment cannot be detonated by the  
752 test procedure established by regulations adopted by the  
753 Commissioner of Public Safety in accordance with chapter 54.

754 [(h)] (i) Notwithstanding the provisions of this section, the Labor  
755 Commissioner shall regulate the storage, transportation and use of  
756 explosives and blasting agents in places of employment insofar as such  
757 activities relate to employee health and safety, provided such  
758 regulations shall be no less stringent than those prepared and enforced  
759 by the Commissioner of Public Safety pursuant to this section.

760 Sec. 30. Subsection (h) of section 38a-660 of the general statutes is  
761 repealed and the following is substituted in lieu thereof:

762 (h) In addition to all other requirements prescribed in this section,  
763 each applicant for a license shall furnish satisfactory evidence to the  
764 commissioner that: (1) The applicant is at least eighteen years of age;

765 (2) the applicant is a citizen of the United States; and (3) the applicant  
766 has never been convicted of a felony or any misdemeanor under  
767 section 21a-279, 53a-58, 53a-61, 53a-61a, 53a-62, 53a-63, 53a-96, 53a-173,  
768 53a-175, 53a-176, 53a-178 or 53a-181d. [Such applicant shall also] The  
769 commissioner shall require each applicant to submit to a background  
770 investigation, including an investigation of any prior criminal activity,  
771 to be conducted by the Division of Criminal Justice, [utilizing the  
772 Federal Bureau of Investigation and other law enforcement agencies.  
773 All processing fees incurred as a result of such investigation shall be  
774 paid by the applicant.] The Division of Criminal Justice shall require  
775 each applicant to submit to state and national criminal history records  
776 checks. Such criminal history records checks shall be conducted in  
777 accordance with section 31 of this act.

778 Sec. 31. (NEW) (a) If a criminal history records check is required  
779 pursuant to any provision of the general statutes, such check shall be  
780 requested from the State Police Bureau of Identification and shall be  
781 applicable to the individual identified in the request. The requesting  
782 party shall arrange for the fingerprinting of the individual or for  
783 conducting any other method of positive identification required by the  
784 State Police Bureau of Identification and, if a national criminal history  
785 records check is requested, by the Federal Bureau of Investigation. The  
786 fingerprints or other positive identifying information shall be  
787 forwarded to the State Police Bureau of Identification which shall  
788 conduct a state criminal history records check. If a national criminal  
789 history records check is requested, the State Police Bureau of  
790 Identification shall submit the fingerprints or other positive identifying  
791 information to the Federal Bureau of Investigation for a national  
792 criminal history records check, unless the Federal Bureau of  
793 Investigation permits direct submission of the fingerprints or other  
794 positive identifying information by the requesting party.

795 (b) The Commissioner of Public Safety may charge fees for  
796 conducting criminal history background checks as follows:

797 (1) Except as provided in subdivision (2) of this subsection, for a

798 person requesting (A) a state criminal history records check, the fee  
799 charged by the Department of Public Safety for performing such check,  
800 and (B) a national criminal history records check, the fee charged by  
801 the Federal Bureau of Investigation for performing such check.

802 (2) For a state agency requesting a national criminal history records  
803 check of a person, the fee charged by the Federal Bureau of  
804 Investigation for performing such check. The state agency shall  
805 reimburse the Department of Public Safety for such cost. Unless  
806 otherwise provided by the provision of the general statutes requiring  
807 the criminal history records check, the state agency may charge the  
808 person a fee equal to the amount paid by the state agency under this  
809 subdivision.

810 Sec. 32. This act shall take effect July 1, 2001, except that sections 1  
811 and 2 shall take effect October 1, 2001."