



General Assembly

Amendment

January Session, 2003

LCO No. 6170

SB0094606170SD0

Offered by:

SEN. MURPHY, 16th Dist.

To: Subst. Senate Bill No. 946

File No. 563

Cal. No. 348

"AN ACT CONCERNING CRIMINAL HISTORY RECORDS CHECKS FOR EMPLOYEES WHO WORK WITH PERSONS WITH MENTAL RETARDATION."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. (NEW) (*Effective October 1, 2003*) (a) The Commissioner of
4 Mental Retardation shall require each applicant for employment in a
5 Department of Mental Retardation program that provides direct
6 services to persons with mental retardation to submit to a check of
7 such applicant's state criminal background.

8 (b) The commissioner may require private sector service providers
9 under contract with or licensed by the department to provide
10 residential, day or support services to persons with mental retardation,
11 to require each applicant for employment who will have direct and
12 ongoing contact with persons and families receiving such services to
13 submit to a check of such applicant's state criminal background. If the
14 department requires such providers to have such applicants submit to

15 such checks, the administrative costs associated with such checks shall
 16 be considered an allowable cost on the annual cost report.

17 (c) If such checks are conducted, no applicant shall be hired by the
 18 department or a private sector service provider until the results of such
 19 checks are available.

20 Sec. 2. (*Effective from passage*) The Commissioner of Mental
 21 Retardation shall prepare a report outlining the legislative, fiscal and
 22 logistical issues regarding a proposal to require each applicant for
 23 employment (1) in a Department of Mental Retardation program that
 24 provides direct services to persons with mental retardation, or (2) by a
 25 private sector service provider under contract with or licensed by the
 26 department to provide residential, day or support services to persons
 27 with mental retardation, to submit to a national criminal history
 28 records check. Such report shall describe the type of check to be done,
 29 the estimated cost of conducting such check, the legislative authority
 30 necessary for conducting such check, and any additional legislative,
 31 fiscal or logistical issues associated with conducting national criminal
 32 history records checks. Not later than January 1, 2004, the
 33 commissioner shall submit such report, in accordance with section 11-
 34 4a of the general statutes, to the joint standing committee of the
 35 General Assembly having cognizance of matters relating to public
 36 health."

This act shall take effect as follows:	
Section 1	<i>October 1, 2003</i>
Sec. 2	<i>from passage</i>