



# House of Representatives

General Assembly

**File No. 44**

February Session, 2006

House Bill No. 5126

*House of Representatives, March 20, 2006*

The Committee on Public Safety and Security reported through REP. DARGAN of the 115th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

## **AN ACT CONCERNING CRIMINAL HISTORY RECORDS CHECKS.**

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

1 Section 1. Section 29-11 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2006*):

3 (a) The bureau in the Division of State Police within the Department  
4 of Public Safety known as the State Police Bureau of Identification shall  
5 be maintained for the purposes of (1) [of] providing an authentic  
6 record of each person sixteen years of age or over who is charged with  
7 the commission of any crime involving moral turpitude, (2) [of]  
8 providing definite information relative to the identity of each person  
9 so arrested, (3) [of] providing a record of the final judgment of the  
10 court resulting from such arrest, unless such record has been erased  
11 pursuant to section 54-142a, and (4) [for] maintaining a central  
12 repository of complete criminal history record disposition information.  
13 The Commissioner of Public Safety is directed to maintain the State  
14 Police Bureau of Identification, which bureau shall receive, classify and  
15 file in an orderly manner all fingerprints, pictures and descriptions,

16 including previous criminal records as far as known of all persons so  
17 arrested, and shall classify and file in a like manner all identification  
18 material and records received from the government of the United  
19 States and from the various state governments and subdivisions  
20 thereof, and shall cooperate with such governmental units in the  
21 exchange of information relative to criminals. The State Police Bureau  
22 of Identification shall accept fingerprints of applicants for admission to  
23 the bar of the state and, to the extent permitted by federal law, shall  
24 exchange state, multistate and federal criminal history records with the  
25 State Bar Examining Committee for purposes of investigation of the  
26 qualifications of any applicant for admission as an attorney under  
27 section 51-80. The record of all arrests reported to the bureau after  
28 March 16, 1976, shall contain information of any disposition within  
29 ninety days after the disposition has occurred.

30 (b) Any cost incurred by the State Police Bureau of Identification in  
31 conducting any name search and fingerprinting of applicants for  
32 admission to the bar of the state shall be paid from fees collected by the  
33 State Bar Examining Committee.

34 (c) The Commissioner of Public Safety shall charge the following  
35 fees for the service indicated: (1) Name search, eighteen dollars; (2)  
36 fingerprint search, twenty-five dollars; (3) personal record search,  
37 twenty-five dollars; (4) letters of good conduct search, twenty-five  
38 dollars; (5) bar association search, twenty-five dollars; (6)  
39 fingerprinting, five dollars; (7) criminal history record information  
40 search, twenty-five dollars. Except as provided in subsection (b) of this  
41 section, the provisions of this subsection shall not apply to any federal,  
42 state or municipal agency.

43 (d) The Commissioner of Public Safety may adopt regulations, in  
44 accordance with the provisions of chapter 54, necessary to implement  
45 the provisions of the National Child Protection Act of 1993, the Violent  
46 Crime Control and Law Enforcement Act of 1994, the Volunteers for  
47 Children Act of 1998, and the National Crime Prevention and Privacy  
48 Compact as provided in section 29-164f to provide for national

49 criminal history records checks to determine an employee's or  
50 volunteer's suitability and fitness to care for the safety and well-being  
51 of children, the elderly and individuals with disabilities.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2006</i>	29-11

**PS**      *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

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***OFA Fiscal Note***

***State Impact:*** None

***Municipal Impact:*** None

***Explanation***

The bill allows the Commissioner of Public Safety to adopt regulations related to three federal laws and one state law. The bill is not anticipated to have a fiscal impact.

***The Out Years***

***State Impact:*** None

***Municipal Impact:*** None

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**OLR Bill Analysis**  
**HB 5126**

***AN ACT CONCERNING CRIMINAL HISTORY RECORDS CHECKS.***

**SUMMARY:**

This bill allows the public safety commissioner to adopt regulations to implement provisions of one state and three federal laws providing for national criminal history record checks to determine an employee's or volunteer's suitability and fitness to care for the safety and well-being of children, the elderly, and people with disabilities.

The federal laws are the 1993 National Child Protection Act, 1994 Violent Crime Control and Law Enforcement Act, and 1998 Volunteers for Children Act. The state law is the National Crime Prevention and Privacy Compact.

EFFECTIVE DATE: October 1, 2006

**COMMITTEE ACTION**

Public Safety and Security Committee

Joint Favorable

Yea 20 Nay 0 (03/07/2006)