



General Assembly

February Session, 2008

Raised Bill No. 5648

LCO No. 2002

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Referred to Committee on Public Safety and Security

Introduced by:
(PS)

**AN ACT PERMITTING MUNICIPAL POLICE DEPARTMENTS TO
CONDUCT CRIMINAL HISTORY RECORDS CHECKS.**

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

1 Section 1. Section 29-17a of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2008*):

3 (a) If a criminal history records check is required pursuant to any
4 provision of the general statutes, such check shall be requested from
5 the State Police Bureau of Identification or a municipal police
6 department and shall be applicable to the individual identified in the
7 request. The requesting party shall arrange for the fingerprinting of the
8 individual or for conducting any other method of positive
9 identification required by the State Police Bureau of Identification or
10 municipal police department and, if a national criminal history records
11 check is requested, by the Federal Bureau of Investigation. The
12 fingerprints or other positive identifying information shall be
13 forwarded to the State Police Bureau of Identification or municipal
14 police department which shall conduct a state criminal history records
15 check. If a national criminal history records check is requested, the
16 State Police Bureau of Identification or municipal police department

17 shall submit the fingerprints or other positive identifying information
18 to the Federal Bureau of Investigation for a national criminal history
19 records check, unless the Federal Bureau of Investigation permits
20 direct submission of the fingerprints or other positive identifying
21 information by the requesting party.

22 (b) The Commissioner of Public Safety or municipal police
23 department may charge fees for conducting criminal history
24 background checks as follows:

25 (1) Except as provided in subdivision (2) of this subsection, for a
26 person requesting (A) a state criminal history records check, the fee
27 charged by the Department of Public Safety or municipal police
28 department for performing such check, and (B) a national criminal
29 history records check, the fee charged by the Federal Bureau of
30 Investigation for performing such check.

31 (2) For a state agency requesting a national criminal history records
32 check of a person, the fee charged by the Federal Bureau of
33 Investigation for performing such check. The state agency shall
34 reimburse the Department of Public Safety or municipal police
35 department for such cost. Unless otherwise provided by the provision
36 of the general statutes requiring the criminal history records check, the
37 state agency may charge the person a fee equal to the amount paid by
38 the state agency under this subdivision.

39 (c) The Commissioner of Public Safety may provide an expedited
40 service for persons requesting criminal history records checks in
41 accordance with this section. Such expedited service shall include
42 making the results of such records checks available to the requesting
43 party through the Internet. The commissioner may enter into a contract
44 with any person, firm or corporation to establish and administer such
45 expedited service. The commissioner shall charge, in addition to the
46 fees charged pursuant to subsection (b) of this section, a fee of twenty-
47 five dollars for each expedited criminal history record check provided.
48 The fee charged pursuant to subsection (b) of this section and the

49 expedited service fee charged pursuant to this subsection shall be paid
50 by the requesting party in such manner as may be required by the
51 commissioner.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2008</i>	29-17a

Statement of Purpose:

To permit municipal police departments to conduct criminal history records checks.

[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.]