



House of Representatives

General Assembly

File No. 175

February Session, 2018

Substitute House Bill No. 5220

House of Representatives, April 4, 2018

The Committee on Public Safety and Security reported through REP. VERRENGIA of the 20th Dist., Chairperson of the Committee on the part of the House, that the substitute bill ought to pass.

AN ACT AUTHORIZING THIRD-PARTY FINGERPRINTING SERVICES.

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

1 Section 1. Section 29-11 of the 2018 supplement to the general
2 statutes is repealed and the following is substituted in lieu thereof
3 (*Effective July 1, 2018*):

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

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

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

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

45 (d) The Commissioner of Emergency Services and Public Protection
46 may enter into one or more agreements with independent contractors
47 requiring such contractors to receive and transmit by electronic means

48 fingerprints and demographic information to the State Police Bureau
 49 of Identification for the processing of criminal history records checks.
 50 The commissioner shall require such contractors to: (1) Collect and
 51 remit the fee charged for fingerprinting, as provided in subsection (c)
 52 of this section, to the State Police Bureau of Identification, and (2)
 53 comply with terms and conditions as the commissioner may prescribe
 54 to protect and ensure the security, privacy, confidentiality and value of
 55 the fingerprints and demographic information received and
 56 transmitted by such contractors. The commissioner may authorize
 57 such contractors to charge a convenience fee, which shall not exceed
 58 fifteen dollars, for fingerprinting.

59 [(d)] (e) The Commissioner of Emergency Services and Public
 60 Protection may adopt regulations, in accordance with the provisions of
 61 chapter 54, necessary to implement the provisions of the National
 62 Child Protection Act of 1993, the Violent Crime Control and Law
 63 Enforcement Act of 1994, the Volunteers for Children Act of 1998, and
 64 the National Crime Prevention and Privacy Compact as provided in
 65 section 29-164f to provide for national criminal history records checks
 66 to determine an employee's or volunteer's suitability and fitness to care
 67 for the safety and well-being of children, the elderly and individuals
 68 with disabilities.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2018	29-11

PS *Joint Favorable Subst.*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note**State Impact:** None**Municipal Impact:** None**Explanation**

There is no fiscal impact expected from the bill, which permits the Department of Emergency Services and Public Protection (DESPP) to enter into a contract with a third party for fingerprinting services. There is a significant backlog within DESPP due to the volume of applications. The bill only permits the contractor to charge a convenience fee to applicants (in addition to the fee remitted to the state) for processing, leaving no cost to the agency.

The Out Years**State Impact:** None**Municipal Impact:** None

OLR Bill Analysis

sHB 5220

AN ACT AUTHORIZING THIRD-PARTY FINGERPRINTING SERVICES.

SUMMARY

This bill allows the emergency services and public protection commissioner to enter into one or more agreements with independent contractors to electronically take and transmit fingerprints and demographic information to the department for processing criminal history record checks.

Under the bill, the commissioner must require the contractor to (1) collect and remit the statutory fingerprinting fee (currently \$15) to the State Police Bureau of Identification and (2) comply with terms and conditions she prescribes to ensure the security, privacy, confidentiality, and value of the fingerprints and demographic information transmitted to the agency. The commissioner may allow contractors to charge a convenience fee for fingerprinting, which must not exceed \$15.

EFFECTIVE DATE: July 1, 2018

COMMITTEE ACTION

Public Safety and Security Committee

Joint Favorable Substitute

Yea 23 Nay 2 (03/16/2018)