



General Assembly

**Amendment**

January Session, 2019

LCO No. 9401



Offered by:  
REP. VERRENGIA, 20<sup>th</sup> Dist.

To: House Bill No. 7333

File No. 434

Cal. No. 286

**"AN ACT CONCERNING PUBLIC SAFETY."**

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

3 "Section 1. Section 1-125 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective July 1, 2019*):

5 (a) The directors, officers and employees of Connecticut  
6 Innovations, Incorporated, the Connecticut Higher Education  
7 Supplemental Loan Authority, the Connecticut Student Loan  
8 Foundation, the Connecticut Housing Finance Authority, the  
9 Connecticut Housing Authority, the Materials Innovation and  
10 Recycling Authority, including ad hoc members of the Materials  
11 Innovation and Recycling Authority, the Connecticut Health and  
12 Educational Facilities Authority, the Capital Region Development  
13 Authority, the Connecticut Airport Authority, the Connecticut Lottery  
14 Corporation, the Connecticut Health Insurance Exchange, the  
15 Connecticut Green Bank, the Connecticut Retirement Security

16 Authority, the Connecticut Port Authority and the State Education  
17 Resource Center and any person executing the bonds or notes of the  
18 agency shall not be liable personally on such bonds or notes or be  
19 subject to any personal liability or accountability by reason of the  
20 issuance thereof, nor shall any director or employee of the agency,  
21 including ad hoc members of the Materials Innovation and Recycling  
22 Authority, be personally liable for damage or injury, not wanton,  
23 reckless, wilful or malicious, caused in the performance of his or her  
24 duties and within the scope of his or her employment or appointment  
25 as such director, officer or employee, including ad hoc members of the  
26 Materials Innovation and Recycling Authority. The agency shall  
27 protect, save harmless and indemnify its directors, officers or  
28 employees, including ad hoc members of the Materials Innovation and  
29 Recycling Authority, from financial loss and expense, including legal  
30 fees and costs, if any, arising out of any claim, demand, suit or  
31 judgment by reason of alleged negligence or alleged deprivation of any  
32 person's civil rights or any other act or omission resulting in damage  
33 or injury, if the director, officer or employee, including ad hoc  
34 members of the Materials Innovation and Recycling Authority, is  
35 found to have been acting in the discharge of his or her duties or  
36 within the scope of his or her employment and such act or omission is  
37 found not to have been wanton, reckless, wilful or malicious.

38 (b) For each position of employment with a quasi-public agency, as  
39 defined in section 1-120, that involves access to federal tax information,  
40 the employing quasi-public agency shall, subject to the provisions of  
41 section 31-51i, require each applicant for, each employee applying for  
42 transfer to, and, at least every ten years, each current employee in such  
43 a position, to (1) state in writing whether such applicant or employee  
44 has been convicted of a crime or whether criminal charges are pending  
45 against such applicant or employee at the time of making such written  
46 statement and, if so, to identify the charges and court in which such  
47 charges are pending, and (2) be fingerprinted and submit to state and  
48 national criminal history records checks conducted in accordance with  
49 section 29-17a, as amended by this act.

50 Sec. 2. Section 29-17a of the general statutes is repealed and the  
51 following is substituted in lieu thereof (*Effective July 1, 2019*):

52 (a) If a criminal history records check is required pursuant to any  
53 provision of the general statutes, such check shall be requested from  
54 the State Police Bureau of Identification and shall be applicable to the  
55 individual identified in the request. The requesting party shall arrange  
56 for the fingerprinting of the individual or for conducting any other  
57 method of positive identification required by the State Police Bureau of  
58 Identification and, if a national criminal history records check is  
59 requested, by the Federal Bureau of Investigation. The fingerprints or  
60 other positive identifying information shall be forwarded to the State  
61 Police Bureau of Identification which shall conduct a state criminal  
62 history records check. If a national criminal history records check is  
63 requested, the State Police Bureau of Identification shall submit the  
64 fingerprints or other positive identifying information to the Federal  
65 Bureau of Investigation for a national criminal history records check,  
66 unless the Federal Bureau of Investigation permits direct submission of  
67 the fingerprints or other positive identifying information by the  
68 requesting party.

69 (b) The Commissioner of Emergency Services and Public Protection  
70 may charge fees for conducting criminal history background checks as  
71 follows:

72 (1) Except as provided in subdivision (2) or (3) of this subsection, for  
73 a person requesting (A) a state criminal history records check, the fee  
74 charged by the Department of Emergency Services and Public  
75 Protection for performing such check, and (B) a national criminal  
76 history records check, the fee charged by the Federal Bureau of  
77 Investigation for performing such check.

78 (2) For a state agency requesting a national criminal history records  
79 check of a person, the fee charged by the Federal Bureau of  
80 Investigation for performing such check. The state agency shall  
81 reimburse the Department of Emergency Services and Public

82 Protection for such cost. Unless otherwise provided by the provision of  
83 the general statutes requiring the criminal history records check, the  
84 state agency may charge the person a fee equal to the amount paid by  
85 the state agency under this subdivision.

86 (3) For an individual requesting a state or national criminal history  
87 records check related to such individual's service as a volunteer  
88 firefighter, the department may not charge a fee.

89 (c) The Commissioner of Emergency Services and Public Protection  
90 may provide an expedited service for persons requesting criminal  
91 history records checks in accordance with this section. Such expedited  
92 service shall include making the results of such records checks  
93 available to the requesting party through the Internet. The  
94 commissioner may enter into a contract with any person, firm or  
95 corporation to establish and administer such expedited service. The  
96 commissioner shall charge, in addition to the fees charged pursuant to  
97 subsection (b) of this section, a fee of fifty dollars for each expedited  
98 criminal history record check provided. The fee charged pursuant to  
99 subsection (b) of this section and the expedited service fee charged  
100 pursuant to this subsection shall be paid by the requesting party in  
101 such manner as may be required by the commissioner."

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| This act shall take effect as follows and shall amend the following sections: |              |        |
| Section 1   | July 1, 2019 | 1-125  |
| Sec. 2  | July 1, 2019 | 29-17a |