SENATE DOCKET, NO. 218 FILED ON: 1/18/2011

# SENATE . . . . . No. 176

## The Commonwealth of Massachusetts

PRESENTED BY:

***Steven A. Baddour***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act relative to ensuring the safety of children.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: |
|---|---|
| *Steven A. Baddour* | ☐ *[District]* ☐ |
| *Kay Khan* | *11th Middlesex* |

SENATE DOCKET, NO. 218 FILED ON: 1/18/2011

# SENATE . . . . . No. 176

By Mr. Baddour, a petition (accompanied by bill, Senate, No. 176) of Steven A. Baddour and Kay Khan for legislation to ensure the safety of children. Education.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *2337* OF 2009-2010.]

## The Commonwealth of Massachusetts

An Act relative to ensuring the safety of children.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

SECTION 1. Chapter 71 of the General Laws is hereby amended by striking out section 38R and inserting the following:-

Section 38R. The superintendent of any city, town or regional school district and leader, by whatever title the position is known, of a public, charter or accredited private school of any city, town or regional school district shall have access to and shall obtain all available criminal offender record information as well as a fingerprint national criminal history background check from the criminal history systems board of any prospective employee of the school department, who may have direct and unmonitored contact with children, including any individual who regularly provides school related transportation to children. The national criminal background check will include but not be limited to information obtained through the National Crime Information Center 2000. National Criminal Background checks shall be conducted by the Massachusetts State Police and then administered through the Criminal History Systems Board in Massachusetts. Such superintendent or leader shall obtain all available criminal offender record information and fingerprint national criminal history background check from the criminal history systems board on all such employees at the time of hire. Said superintendent or leader shall also have access to all criminal offender record information and fingerprint national criminal history background check of any subcontractor or laborer commissioned by the school committee of any city, town or regional school district to perform work on school grounds, and who may have direct and unmonitored contact with children.

20 Access to such information shall be obtained in accordance with sections 167 to 168,
21 inclusive, of chapter 6. A superintendent or leader obtaining information under this section shall
22 prohibit the dissemination of such information for any purpose other than to further the
23 protection of school children.