SENATE DOCKET, NO. 1222 FILED ON: 1/20/2011

SENATE . . . . . No. 795

The Commonwealth of Massachusetts

PRESENTED BY:

Brian A. Joyce

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 dissemination of criminal offender record information to providers of in-home cleaning services.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Brian A. Joyce	*Norfolk, Bristol, and Plymouth*

SENATE DOCKET, NO. 1222 FILED ON: 1/20/2011

SENATE . . . . . No. 795

By Mr. Joyce, a petition (accompanied by bill, Senate, No. 795) of Brian A. Joyce for legislation relative to dissemination of criminal offender record information to providers of in-home cleaning services. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *1723* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to dissemination of criminal offender record information to providers of in-home cleaning services.

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 6 of the General Laws, as appearing in the 2006 Official Edition, is hereby amended by inserting after section 172I the following section:

Section 172J Dissemination of criminal offender record information to providers of in-home cleaning services

For the purposes of this section the following term shall have the following meaning: "provider of in-home cleaning services" any individual, corporation, limited liability company, organization or association contracting to provide cleaning services in private residences.

Notwithstanding any provision of section 172, criminal offender information shall be available to any provider of in-home cleaning services, for the purpose of obtaining criminal offender record information on an applicant under final consideration for, or an individual currently employed in, a position that involves the provision of in-home cleaning services. Any such provider of in-home cleaning services shall obtain conviction and arrest data from the criminal history systems board on an applicant under final consideration for a position that involves the provision in-home cleaning services. Any provider of in-home cleaning services which obtain information under this section shall prohibit the dissemination of such information for any purpose.

17 A provider of in-home cleaning services may employ an individual for a position that
18 involves the provision of in-home cleaning services on a conditional basis prior to receiving the
19 results of such individual's criminal offender record check from the criminal history systems
20 board. No provider of in-home cleaning services shall be liable for civil damages to any
21 individual so conditionally employed and subsequently discharged by reason of information
22 received as a result of a criminal offender record information check completed pursuant to this
23 section.