

1 HB798
2 120186-1
3 By Representatives Williams (P) and Ball
4 RFD: Judiciary
5 First Read: 30-MAR-10

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8 SYNOPSIS: Existing law allows an employer or
9 potential employer to access the criminal records
10 of an employee or potential employee. The criminal
11 records may contain information on crimes the
12 employee or potential employee was charged with but
13 acquitted of or charges that were dropped.

14 This bill would prohibit the criminal
15 records relating to a crime where a person is
16 charged but acquitted or where the charges are
17 dropped from being made available to an employer or
18 potential employer.

19
20 A BILL
21 TO BE ENTITLED
22 AN ACT

23
24 Relating to criminal records of employees or
25 potential employees; to prohibit the criminal records relating
26 to a crime where a person is charged but acquitted or where

1 the charges are dropped from being made available to an
2 employer or potential employer.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. (a) Notwithstanding any other provision
5 of law, the criminal records relating to a crime where a
6 person is charged but acquitted or where the charges are
7 dropped may not be made available to employers or potential
8 employers of the person.

9 (b) Nothing in this act shall prohibit the criminal
10 records relating to a crime where a person is charged but
11 acquitted or where the charges are dropped from being made
12 available to other jurisdictions, whether local, state, or a
13 jurisdiction in another state.

14 Section 2. All laws or parts of laws which conflict
15 with this act are repealed.

16 Section 3. This act shall become effective on the
17 first day of the third month following its passage and
18 approval by the Governor, or its otherwise becoming law.