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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF CHILDREN
YOUTH AND FAMILIES

Introduced By: Representatives Carnevale, Kilmartin, Almeida, Gablinske, and Hearn

Date Introduced: February 25, 2010

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Chapter 42-72 of the General Laws entitled "Department of Children,
2 Youth, and Families" is hereby amended by adding thereto the following section:
3 **42-72-37. Criminal records check - Employee.** -- Any person seeking employment with
4 the department of children, youth and families shall apply to the bureau of criminal identification
5 (BCI), department of attorney general, state police, or local police department where they reside,
6 for a national and state criminal records check. The check will conform to the applicable federal
7 standards including the taking of fingerprints to identify the applicant. The director will determine
8 by rule those items of information appearing on a criminal records check which constitute
9 disqualifying information because the information would indicate that employment could
10 endanger the health or welfare of a child or children and would be inconsistent with the purpose
11 and intent of the department of children, youth and families. Upon the discovery of any
12 disqualifying information with respect to an applicant for employment, the bureau of criminal
13 identification, state police or the local police department will inform the applicant in writing of
14 the nature of the disqualifying information; and, without disclosing the nature of the disqualifying
15 information, will notify the employer in writing that disqualifying information has been
16 discovered.

1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- DEPARTMENT OF CHILDREN
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1 This act would require the department of children, youth and families to apply to the
2 bureau of criminal identification, the state police, or local police department for a national and
3 state criminal records check of any applicant for employment. The director will promulgate rules
4 to determine what items of information would disqualify an applicant for employment.

5 This act would take effect upon passage.

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