

By Mr. Giordano of Methuen, petition of Larry F. Giordano relative to providing certain employers with access to criminal history records of employees who work with children. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT RELATIVE TO PROVIDING CERTAIN EMPLOYERS WITH ACCESS TO CRIMINAL HISTORY RECORDS OF CERTAIN EMPLOYEES WHO WORK WITH CHILDREN.

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

1 The first paragraph of section 172 of chapter 6 of the General
2 Laws, as most recently amended by chapter 31 of the Acts of 1982,
3 is hereby further amended by inserting after the first sentence the
4 following sentence: —

5 For purposes of clause (c), it shall be presumed that the public
6 interest in disseminating such information clearly outweighs the
7 interest in security and privacy when an employer or prospective
8 employer requests criminal history record information relating to
9 sexual assaults upon children or obscenity. Employer or
10 prospective employer shall include any organization, non-profit
11 or volunteer, where the individual seeks employment or volunteers
12 for a position which involves supervisory or disciplinary power
13 over a minor.

