

HOUSE No. 5910

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, May 5, 1975.

The committee on the Judiciary, to whom was referred so much of the recommendations of the Department of Youth Services (House, No. 358) as relates to the sealing of criminal files (accompanied by bill, House, No. 364), report recommending that the accompanying bill (House, No. 5910) ought to pass.

For the committee,

MICHAEL F. FLAHERTY.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Five.

AN ACT RELATIVE TO THE SEALING OF CRIMINAL FILES.

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

1 Chapter 276 of the General Laws is hereby amended by striking
2 out the fifth paragraph of section 100A, added by section 1 of
3 chapter 525 of the acts of 1974, and inserting in place thereof the
4 following paragraph: — An application for employment which
5 seeks information concerning prior arrests or convictions of the
6 applicant shall include the following statement: "An applicant for
7 employment with a sealed record on file with the commissioner of
8 probation may answer "no record" with respect to an inquiry
9 herein relative to prior arrests, criminal court appearances or
10 convictions. In addition, any applicant for employment may
11 answer "no record" with respect to any inquiry relative to prior
12 arrests, court appearances and adjudications in all cases of
13 delinquency or as a child in need of services which did not result
14 in a complaint transferred to the superior court for criminal
15 prosecution."