

**HOUSE . . . . . No. 4140**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act providing standards allowing camps to conduct criminal history record checks of climbing wall instructors..

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

1 SECTION 1. Chapter 6 of the General Laws is hereby amended by inserting after section  
2 172J the following section:--

3 Section 172K. Notwithstanding section 172 or any other general or special law to the  
4 contrary, any children’s camp or school that plans to employ or accept as a volunteer for a  
5 climbing wall or challenge course program, a person who is or has previously been the subject of  
6 a record check pursuant to sections 172G, 172H, 172I or section 38R of chapter 71, shall not be  
7 required to conduct a second record check by reason of such person's employment or  
8 volunteering for a climbing wall or challenge course program, within 12 months of the previous  
9 record check. Such camp or school may either simultaneously submit to the criminal history  
10 systems board applications for a record check under sections 172G, 172H, 172I or section 38R of  
11 chapter 71 and this section, or use the information obtained within the prior 12 months under  
12 sections 172G, 172H, 172I or section 38R of chapter 71 for the purpose of the climbing wall or  
13 challenge course program. If the camp or school submits simultaneous applications, the criminal

14 history systems board shall conduct the most comprehensive record check required by either  
15 application, and the results of such record check shall satisfy the camp or school's obligations to  
16 request record information with respect to both job functions. The camp or school may also  
17 disseminate information obtained under this section to the department of public safety. The  
18 criminal history systems board shall only assess the camp or school 1 fee for simultaneous  
19 requests filed pursuant to this section.

20 Information obtained pursuant to this section shall not be disseminated for any purpose  
21 other than to further the protection of children.

22 SECTION 2. This act shall take effect as of July 1, 2009.