

**SENATE . . . . . No. 792**

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**The Commonwealth of Massachusetts**

**In the Year Two Thousand Nine**

An Act to allow municipalities to conduct fingerprint based background checks of federal records for employment and licensing purposes..

*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, as so appearing in the 2006 Official  
2 Edition, is hereby amended by inserting at the end thereof the following new section:-

3 “Section 178B1/2. Municipalities in the Commonwealth may, by local ordinance, require  
4 applicants for licenses in specified occupations to submit a full set of fingerprints for the purpose  
5 of conducting a state and national criminal history records check pursuant to Sections 168 and  
6 172 of Chapter 6 of the General Laws and 28 U.S.C. §534. Fingerprint submissions hereunder  
7 are authorized to be submitted by the licensing authority to the State Police Identification Unit  
8 through the Criminal History Systems Board for a state criminal records check and to the Federal  
9 Bureau of Investigation for a national criminal records check.

10 Municipalities may by local ordinance establish the appropriate fee charged to applicants  
11 for administering such a fingerprinting system. For purposes pursuant to Section 2LLL of  
12 Chapter 29 of the General Laws, \$30 of said fee shall be deposited into the Firearms Fingerprint

- 13 Identity Verification Trust Fund; and the remainder of said fee may be retained by the licensing
- 14 authority for costs associated with the administration of the system.”