

SENATE No. 795

The Commonwealth of Massachusetts

PRESENTED BY:

Brian A. Joyce

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to dissemination of criminal offender record information to providers of in-home cleaning services.

PETITION OF:

NAME:

Brian A. Joyce

DISTRICT/ADDRESS:

Norfolk, Bristol and Plymouth

SENATE No. 795

By Mr. Joyce, a petition (accompanied by bill, Senate, No. 795) of Brian A. Joyce for legislation relative to dissemination of criminal offender record information to providers of in-home cleaning services. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1723 OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to dissemination of criminal offender record information to providers of in-home cleaning services.

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 appearing in the 2006 Official
2 Edition, is hereby amended by inserting after section 172I the following section:

3 Section 172J Dissemination of criminal offender record information to providers of in-
4 home cleaning services

5 For the purposes of this section the following term shall have the following meaning:
6 “provider of in-home cleaning services” any individual, corporation, limited liability company,
7 organization or association contracting to provide cleaning services in private residences.

8 Notwithstanding any provision of section 172, criminal offender information shall be
9 available to any provider of in-home cleaning services, for the purpose of obtaining criminal

10 offender record information on an applicant under final consideration for, or an individual
11 currently employed in, a position that involves the provision of in-home cleaning services. Any
12 such provider of in-home cleaning services shall obtain conviction and arrest data from the
13 criminal history systems board on an applicant under final consideration for a position that
14 involves the provision in-home cleaning services. Any provider of in-home cleaning services
15 which obtain information under this section shall prohibit the dissemination of such information
16 for any purpose.

17 A provider of in-home cleaning services may employ an individual for a position that
18 involves the provision of in-home cleaning services on a conditional basis prior to receiving the
19 results of such individual's criminal offender record check from the criminal history systems
20 board. No provider of in-home cleaning services shall be liable for civil damages to any
21 individual so conditionally employed and subsequently discharged by reason of information
22 received as a result of a criminal offender record information check completed pursuant to this
23 section.