

**HOUSE . . . . . No. 3403**

The Commonwealth of Massachusetts

PRESENTED BY:

***Walter F. Timilty***

*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 strengthening background checks.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Walter F. Timilty</i>	<i>7th Norfolk</i>
<i>Kimberly N. Ferguson</i>	<i>1st Worcester</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Brian M. Ashe</i>	<i>2nd Hampden</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>Dennis A. Rosa</i>	<i>4th Worcester</i>
<i>Michael D. Brady</i>	<i>9th Plymouth</i>
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>
<i>Steven S. Howitt</i>	<i>4th Bristol</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>
<i>James M. Murphy</i>	<i>4th Norfolk</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>

*Robert L. Hedlund*  
*David M. Rogers*

*Plymouth and Norfolk*  
*24th Middlesex*

**HOUSE . . . . . No. 3403**

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By Mr. Timilty of Milton, a petition (accompanied by bill, House, No. 3403) of Walter F. Timilty and others relative to strengthening background checks of persons licensed by the Department of Early Education and Care. Education.

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The Commonwealth of Massachusetts

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act relative to strengthening background checks.

*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. Subsection (a) of section 7 of chapter 15D of the General Laws, as amended  
2 by section 29 of chapter 38 of the acts of 2013, is hereby further amended by adding the  
3 following paragraph:-

4           (iv) As part of the department’s licensing and background record check process, the  
5 department shall enter into an interagency service agreement with the disabled persons protection  
6 commission established by section 2 of chapter 19C to allow for the sharing of information  
7 resulting from investigations of allegations of abuse or neglect pursuant to section 5 of said  
8 chapter for present or prospective employees or other persons providing child care or support  
9 services with the potential for unsupervised contact with children in any program or facility  
10 licensed, approved or funded by the department.

11           SECTION 2. Section 38R of chapter 71 of the General Laws, as appearing in the 2012  
12 Official Edition, is hereby amended by inserting after the first paragraph the following  
13 paragraph:-

14           In a manner prescribed by the board of elementary and secondary education, the school  
15 committee and superintendent of any city, town or regional school district and the principal or  
16 other administrator, by whatever title the position may be known, of a public or private school,  
17 including a special education school program approved pursuant to chapter 71B, shall also obtain  
18 periodically the sharing of information resulting from investigations of allegations of abuse or  
19 neglect pursuant to section 5 of said chapter 19C for any current or prospective employee within  
20 the school district who may have direct and unmonitored contact with children.