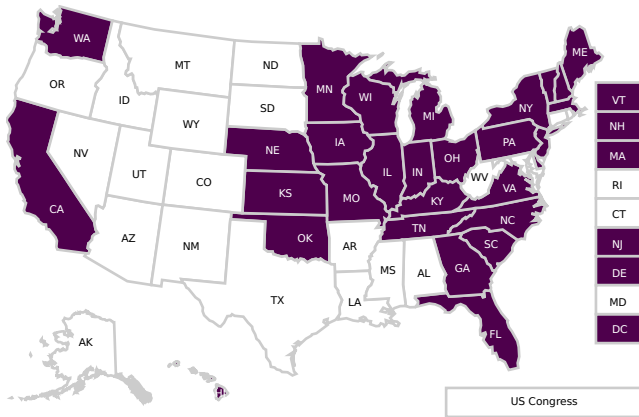




# MASTER BILL LIST - JANUARY 2020

Last Updated: January 08, 2020

## Bills by State



## Bills by Issue

[Access \(31\)](#)

State	Bill Number	Last Action	Status
DE	SB 97	Signed By Governor 2019 07 04	Enacted

**Title**

AN ACT TO AMEND CHAPTER 85, TITLE 11 OF THE DELAWARE CODE RELATING TO THE NATIONAL CRIME PREVENTION AND PRIVACY COMPACT.

**Description**

This Act ratifies the National Crime Prevention and Privacy Compact, 34 U.S.C. §40316 (formerly cited as 42 U.S.C. § 14616), a requirement that allows Delaware to join the Compact as a Party State. The Compact serves as the infrastructure by which states can exchange criminal records for noncriminal justice purposes according to the laws of the requesting state and provide reciprocity among the states to share records without charging each other for the information.

**Primary Sponsors**

Bruce Ennis, Lumpy Carson

State	Bill Number	Last Action	Status
HI	HB 1309	Carried Over To 2020 Regular Session 2019 12 01	In House

**Title**

Relating To The Uniform Information Practices Act.

**Description**

Includes the nonadministrative functions of the Judiciary in the definition of "agency" for purposes of the Uniform Information Practices Act. Allows persons to bring actions or make appeals under the Uniform Information Practices Act directly in the Supreme Court. Allows agencies to appeal decisions of the Office of Information Practices to the Supreme Court.

**Primary Sponsors**

Scott Saiki

State	Bill Number	Last Action	Status
HI	SB 1115	Carried Over To 2020 Regular Session 2019 12 01	In Senate

**Title**

Relating To The Uniform Information Practices Act.

**Description**

Includes the nonadministrative functions of the Judiciary in the definition of "agency" for purposes of the Uniform Information Practices Act. Allows persons to bring actions or make appeals under the Uniform Information Practices Act directly in the Supreme Court. Allows agencies to appeal decisions of the Office of Information Practices to the Supreme Court.

**Primary Sponsors**

Gil Keith-Agaran

State	Bill Number	Last Action	Status
IL	HB 289	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Crim Id-Child Abduction

**Description**

Amends the Criminal Identification Act. Provides that when a person has been convicted of child abduction, the victim of the offense may request that the State's Attorney of the county in which the conviction occurred file a verified petition with the presiding trial judge at the petitioner's trial to have a court order entered to seal the records of the circuit court clerk in connection with the proceedings of the trial court concerning that offense.

**Primary Sponsors**

Jonathan Carroll, David McSweeney

State	Bill Number	Last Action	Status
IL	SB 1216	Rule 3 9 A Re Referred To Assignments 2019 03 22	Failed sine die

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**Title**

Foia-Fail To Disclose-Penalty

**Description**

Amends the Freedom of Information Act. Provides that a public body that asserts that a record is exempt from disclosure has the burden of proving by clear and convincing evidence that release of the record would harm an interest protected by the asserted exemption. Removes the requirement that, before imposing specified civil penalties, the court find that a public body willfully and intentionally failed to comply with the Act or otherwise acted in bad faith. Provides that in assessing the civil penalty, the court shall consider in aggravation or mitigation, among other factors, whether the public body acted in bad faith and the extent to which the public body delayed the resolution of the request or lawsuit. Provides that, under specified circumstances, the court shall (rather than may) impose an additional penalty of up to \$1,000 for each day the violation continues.

**Primary Sponsors**

Tom Cullerton

**Title**

Sos-Private Information

**Description**

Amends the Illinois Identification Card Act and the Illinois Vehicle Code. Provides that "personally identifying information" includes, among other things, an individual's date of birth, height, weight, hair color, eye color, email address, and registration plate number. Restricts the release of personally identifying information within the Secretary of State's office to employees who have a need to know the information for issuance of driver's licenses, permits, or identification cards and investigation of fraud or misconduct. Provides that the Secretary may release highly restricted personal information only to: (1) officers and employees of the Secretary who have a need to access the information for the issuance of driver's licenses, permits, or identification cards and investigation of fraud or misconduct, (2) law enforcement officials for a criminal or civil law enforcement investigation, (3) the State Board of Elections for the purpose of providing the signature for completion of voter registration, and (4) any other entity the Secretary has authorized by rule. Provides that photos, signatures, and documents proving an applicant's identity for the obtainment of an identification card or driver's license are confidential and shall not be disclosed except to: (i) the individual to whom the card was issued, upon written request, (ii) officers and employees of the Secretary of State who have a need to have access to the stored images for purposes of issuing and controlling driver's licenses, permits, or identification cards and investigation of fraud or misconduct, (iii) law enforcement officials for a civil or criminal law enforcement investigation, and (iv) other entities that the Secretary may exempt by rule. Provides that the Secretary retains the right to require additional verification regarding the validity of a request from law enforcement to access social security information and that, if social security information is disclosed by the Secretary for official purposes, no liability shall rest with the Office of the Secretary of State or any of its officers or employees. Effective immediately. Removes registration plate numbers from the definition of "personally identifying information". Provides that the Secretary of State may authorize (rather than exempt) by rule certain entities to access personal information that is otherwise protected from disclosure.

**Primary Sponsors**

Martin Sandoval, Fran Hurley, Luis Arroyo, John D'Amico

**Title**

Foia-Arrest/Criminal Records

**Description**

Amends the Freedom of Information Act. Exempts from inspection and copying a law enforcement record created for law enforcement purposes if the public body that is the recipient of the request did not create the record and did not participate in or have a role in any of the events that are the subject of the record.

Provides that if a public body receives a request for a law enforcement record created for law enforcement purposes that it did not create, the public body shall direct the requester to the public body that created the law enforcement record. Deletes language exempting from inspection and copying a law enforcement record created for law enforcement purposes and contained in a shared electronic record management system if the law enforcement agency that is the recipient of the request did not create the record, did not participate in or have a role in any of the events which are the subject of the record, and only has access to the record through the shared electronic record management system. Replaces everything after the enacting clause with the provisions of the introduced bill, and replaces references to "public body" in the amendatory language with references to "law enforcement agency". Restores language exempting from inspection and copying a law enforcement record created for law enforcement purposes and contained in a shared electronic record management system if the law enforcement agency that is the recipient of the request did not create the record, did not participate in or have a role in any of the events which are the subject of the record, and only has access to the record through the shared electronic record management system. Deletes language: exempting from inspection and copying a law enforcement record created for law enforcement purposes if the law enforcement agency that is the recipient of the request did not create the record and did not participate in or have a role in any of the events that are the subject of the record; and providing that if a law enforcement agency receives a request for a law enforcement record created for law enforcement purposes that it did not create, the law enforcement agency shall direct the requester to the law enforcement agency that created the law enforcement record. Instead exempts from inspection and copying a law enforcement record that is: (i) created by a law enforcement agency other than the law enforcement agency that is the recipient of the request; and (ii) attached as an exhibit to a law enforcement record created by the law enforcement agency that is the recipient of the request, if the law enforcement agency notifies the requester of the additional law enforcement records available from different law enforcement agencies and the law enforcement agencies the requester ma... (click bill link to see more).

**Primary Sponsors**

Terry Link, Jay Hoffman

State	Bill Number	Last Action	Status
KY	HB 88	To Small Business Information Technology H 2020 01 07	In House

#### Title

AN ACT relating to government data by providing for the adoption of an open data standard to allow for centralization of government data sets at a uniquely identified uniform Web site resource locator address.

#### Description

Create new sections of KRS Chapter 42 to define "agency strategic data architecture plan," "application programming interface," "data," "data portal," "data set," "machine-readable," "metadata," "open operating standard," "public data set," "state agency," "technical data standard," and "voluntary consensus standards body"; create an open operating standard for the Commonwealth of Kentucky; require public data sets available on the Internet to be accessible through a single, Web-based data portal with external search capabilities maintained by the Commonwealth Office of Technology; establish requirements for operation of the data portal; establish standards for prioritizing of data sets; to create the data working group and establish its duties and functions; require the Auditor of Public Accounts to examine and verify compliance with the provisions of the Act; establish the Kentucky Data Governance and Management Advisory Board; amend KRS 12.050 to include agency data officers; amend KRS 42.732 to provide that the Kentucky Information Technology Advisory Council shall advise the data working group on inclusion of data sets to be included in the open data portal; amend KRS 42.726 require the Commonwealth Office of Technology to develop, implement, and manage the sharing of data and data set development by all state agencies; establish a short title.

#### Primary Sponsors

Rob Wiederstein

State	Bill Number	Last Action	Status
MA	HD 817	Hearing Rescheduled To 10 07 2019 From 01 00 Pm 04 00 Pm In Gardner Auditorium 2019 09 23	Failed sine die

#### Title

An Act in protection of personal identity

#### Description

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 243) of Carmine Lawrence Gentile relative to the protection of personal identity. Consumer Protection and Professional Licensure.

#### Primary Sponsors

Carmine Gentile

State	Bill Number	Last Action	Status
MA	HD 2082	Hearing Scheduled For 06 10 2019 From 01 00 Pm 03 00 Pm In B 1 2019 06 05	Failed sine die

**Title**

An Act further regulating access to public records

**Description**

By Mr. Cabral of New Bedford, a petition (accompanied by bill, House, No. 2676) of Antonio F. D. Cabral and James K. Hawkins relative to further regulating access to public records. State Administration and Regulatory Oversight.

**Primary Sponsors**

Tony Cabral

State	Bill Number	Last Action	Status
MA	HD 3635	Hearing Rescheduled To 10 08 2019 From 11 00 Am 05 00 Pm In A 1 2019 10 03	Failed sine die

**Title**

An Act providing easier and greater access to record sealing

**Description**

By Ms. Malia of Boston, a petition (accompanied by bill, House, No. 3378) of Elizabeth A. Malia and others relative to the sealing of and access to sealed court records. The Judiciary.

**Primary Sponsors**

Liz Malia

State	Bill Number	Last Action	Status
MA	S 1838	Hearing Scheduled For 06 10 2019 From 01 00 Pm 03 00 Pm In B 1 2019 06 05	Failed sine die

**Title**

An Act expanding access to public records

**Description**

By Mr. Eldridge, a petition (accompanied by bill, Senate, No. 1838) of James B. Eldridge for legislation to expand access to public records. State Administration and Regulatory Oversight.

**Primary Sponsors**

Jamie Eldridge

State	Bill Number	Last Action	Status
ME	LD 764 (HP 569)	Signed By The Governor Emergency Measure 2019 06 20	Enacted

**Title**

Resolve, To Create the Criminal Records Review Committee

**Primary Sponsors**

Rachel Talbot Ross

State	Bill Number	Last Action	Status
ME	LD 1575 (HP 1137)	Carried Over To Any Special Or Regular Sessions Or Both Of The 129th Legislature Pursuant To Joint Order Hp 1322 2019 06 20	Failed sine die

**Title**

An Act To Improve the Freedom of Access Laws of Maine

**Primary Sponsors**

Thom Harnett

State	Bill Number	Last Action	Status
ME	LD 1964 (HP 1408)	None	

**Title**

An Act To Limit Access to Juvenile Case Records and Protect the Confidentiality of Juvenile History Record Information

**Primary Sponsors**

Rachel Talbot Ross

State	Bill Number	Last Action	Status
ME	LD 1759 (SP 589)	Carried Over To Any Special Or Regular Sessions Or Both Of The 129th Legislature Pursuant To Joint Order Hp 1322 2019 06 20	Failed sine die

**Title**

An Act Regarding the Electronic Data and Court Records Filed in the Electronic Case Management System of the Supreme Judicial Court

**Primary Sponsors**

Mike Carpenter

State	Bill Number	Last Action	Status
MO	HB 1686	Prefiled H 2019 12 11	In House

**Title**

Limits access to certain court records

**Primary Sponsors**

Bruce DeGroot

State	Bill Number	Last Action	Status
NH	HB 637	Signed By Governor Sununu 07 29 2019 Chapter 297 Eff 07 01 2019 2019 07 30	Enacted

**Title**

relative to criminal history background checks by employers and public agencies.

**Primary Sponsors**

Erin Hennessey

**Bill Summary:** Last edited by Brent Smoyer at Jan 18, 2019, 6:40 PM  
Requires the division of state police to maintain an electronic database containing public criminal history record information which would be accessible to those seeking to obtain public criminal history record information about an applicant for employment or license. Removes notary requirement for record acquisition.



State	Bill Number	Last Action	Status
NH	SB 173	Committee Report Inexpedient To Legislate Vote 19 0 Cc Hc 50 P 5 2019 11 15	In House

**Title**  
relative to criminal history background checks by employers and public agencies.

**Primary Sponsors**  
Bob Giuda

**Bill Summary:** Last edited by Brent Smoyer at Jan 23, 2019, 5:12 PM  
Requires the division of state police to maintain an electronic database containing public criminal history record information which would be accessible to those seeking to obtain public criminal history record information about an applicant for employment or license. Removes notary requirement for record acquisition. Companion to HB 637 (2019)

State	Bill Number	Last Action	Status
NJ	A 4894	Introduced Referred To Assembly State And Local Government Committee 2019 01 17	In Assembly

**Title**  
Creates Open Public Records Act Study Commission.

**Primary Sponsors**  
Ron Dancer

State	Bill Number	Last Action	Status
NJ	S 3648	Introduced In The Senate Referred To Senate State Government Wagering Tourism Historic Preservation Committee 2019 05 13	In Senate

**Title**  
Establishes Open Public Records Act Study Commission.

**Primary Sponsors**  
Kristin Corrado, Nicholas Scutari

State	Bill Number	Last Action	Status
NJ	S 3854	Introduced In The Senate Referred To Senate State Government Wagering Tourism Historic Preservation Committee 2019 06 03	In Senate

**Title**  
Makes certain changes to law providing access to government records.

**Primary Sponsors**  
Joe Cryan

State	Bill Number	Last Action	Status
NJ	S 4221	Introduced In The Senate Referred To Senate State Government Wagering Tourism Historic Preservation Committee 2019 11 14	In Senate

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**Title**

Makes certain changes to public access of government records.

**Primary Sponsors**

Fred Madden

State	Bill Number	Last Action	Status
OK	HB 1159	Second Reading Referred To Judiciary Committee Then To Appropriations Committee 2019 03 18	Failed sine die

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**Title**

Court records; authorizing certain entities and persons to obtain birth date information; effective date.

**Primary Sponsors**

Rande Worthen, Paul Scott

State	Bill Number	Last Action	Status
PA	HB 283	Removed From Table 2019 10 23	Failed sine die

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**Title**

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, in preliminary provisions, further providing for definitions; in procedure, further providing for written requests; and, in judicial review, further providing for fee limitations.

**Primary Sponsors**

Justin Simmons

State	Bill Number	Last Action	Status
SC	H 3273	Member S Request Name Added As Sponsor Toole 2019 03 11	Failed sine die

**Title**

Vulnerable Adult Maltreatment Registry

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, To Enact The "Vulnerable Adult Maltreatment Registry Act" By Adding Article 6 To Chapter 35, Title 43 So As To Require The South Carolina Law Enforcement Division And The South Carolina Department Of Social Services To Determine Whether Certain Reports Of Vulnerable Adult Abuse, Neglect, Or Exploitation Are Indicated And Whether There Is A Known Perpetrator Of The Maltreatment And To Establish A Right Of Administrative Appeal And Judicial Review; To Provide For The Placement Of Certain Persons Determined To Have Abused, Neglected, Or Exploited A Vulnerable Adult On The Maltreatment Registry; To Provide For Limited Access To The Vulnerable Adult Maltreatment Registry; And To Prohibit The Release Of Reports Of Vulnerable Adult Maltreatment, With Exceptions, And To Create A Criminal Penalty For The Unauthorized Release Of Information; To Amend Section 43-35-10, Relating To Terms Defined In The "Omnibus Adult Protection Act", So As To Add A Definition For "Maltreatment"; To Amend Sections 43-35-15 And 43-35-40, Relating To Responsibilities Of Certain Investigative Entities To Investigate Reports Of Vulnerable Adult Maltreatment, Section 43-35-45, Relating To Vulnerable Adult Protection Hearings, And Section 43-35-85, Relating To Penalties For Committing Vulnerable Adult Maltreatment, So As To Make Conforming Changes.

**Primary Sponsors**

Garry Smith

State	Bill Number	Last Action	Status
TN	HB 1054	Action Def In Public Service Employees Subcommittee To First Calendar Of 2020 2019 04 03	Failed sine die

**Title**

Libraries - As introduced, allows a library board to submit its annual financial report to the county or city legislative body electronically. - Amends TCA Title 10; Title 29; Title 38; Title 39; Title 40 and Title 41.

**Bill Summary:** Last edited by Brent Smoyer at Mar 29, 2019, 5:25 PM  
Became a shell bill for mugshot access.

**Primary Sponsors**

Mark Hall

State	Bill Number	Last Action	Status
WA	HB 1080	Public Hearing In The House Committee On Public Safety At 1 30 Pm 2019 01 28	Failed sine die

**Title**  
Creating a domestic violence offender registry.

**Primary Sponsors**  
Brad Klippert

State	Bill Number	Last Action	Status
WA	HB 1667	Effective Date 7 28 2019 2019 05 13	Enacted

**Title**  
Concerning public records request administration.

**Primary Sponsors**  
Larry Springer

State	Bill Number	Last Action	Status
WA	SB 5667	First Reading Referred To State Government Tribal Relations Elections 2019 01 28	Failed sine die

**Title**  
Concerning public records request administration.

**Primary Sponsors**  
Randi Becker

State	Bill Number	Last Action	Status
WA	SB 5725	Public Hearing In The Senate Committee On Transportation At 3 30 Pm 2019 02 14	Failed sine die

**Title**  
Concerning abstracts of driving records.

**Primary Sponsors**  
Steve Hobbs

Accuracy (18)

State	Bill Number	Last Action	Status
CA	SB 299	April 30 Set For First Hearing Canceled At The Request Of Author 2019 04 29	Failed sine die

#### Title

Personal information: minors: internet website: connected devices.

#### Description

SB 299, as amended, Jackson. Personal information: minors: internet website: connected devices. Existing law requires a business that owns, licenses, or maintains personal information about a California resident to implement and maintain reasonable security procedures and practices appropriate to the nature of the information, to protect the personal information from unauthorized access, destruction, use, modification, or disclosure. Existing federal law requires an operator of an internet website or online service directed to a child, as defined, or an operator of an internet website or online service that has actual knowledge that it is collecting personal information from a child to provide notice of what information is being collected and how that information is being used, and to give the parents of the child the opportunity to refuse to permit the operator's further collection of information from the child. Existing law prohibits an operator of an internet website, online service, online application, or mobile application, as specified, from marketing or advertising specified types of products or services to a minor. Existing law prohibits an operator from knowingly using, disclosing, compiling, or allowing a third party to use, disclose, or compile, the personal information of a minor for the purpose of marketing or advertising specified types of products or services. This bill would prohibit an operator of an internet website, online service, online application, or mobile application directed to minors, or an operator of an internet website, online service, online application, or mobile application that has actual knowledge that a minor is using its internet website, online service, online application, or mobile application, from using the personal information of a minor to direct content to the minor, or a group of individuals who are similar to the minor, based upon the minor's actual or perceived race, ethnicity, religion, physical or mental disability, medical condition, gender identity, gender expression, sexual orientation, sex, or socioeconomic background, or any other factor used as a proxy for identifying any of those characteristics. Existing law, beginning on January 1, 2020, requires a manufacturer of a connected device, as those terms are defined, to equip the device with a reasonable security feature or features that are appropriate to the nature and function of the device, appropriate to the information it may collect, contain, or transmit, and designed to protect the device and any information contained therein from unauthorized access, destruction, use, modification, or disclosure, as specified. This bill, beginning on January 1, 2021, would require a manufacturer of a connected device directe... (click bill link to see more).

#### Primary Sponsors

Hannah-Beth Jackson

State	Bill Number	Last Action	Status
DC	B 23-0005	Notice Of Intent To Act On B 23 0005 Published In The District Of Columbia Register 2019 01 11	Failed sine die

**Title**  
Criminal Record Accuracy Assurance Act of 2019

**Description**  
BILL SUMMARY - As introduced it prohibits the reporting of criminal history information related to records that have been sealed, expunged, or set aside, or that did not result in a conviction. It authorizes the Office of Human Rights to adjudicate complaints filed under this act and establishes penalties for noncompliance.

**Primary Sponsors**  
Robert White

**Bill Summary:** Last edited by Brent Smoyer at Jan 8, 2019, 6:11 PM  
A criminal history provider shall not provide information relating to the following: 1) an infraction, arrest, or a charge that did not result in conviction; 2) A record that has been expunged, sealed, or set aside; or 3) a record that the criminal history provider knows is inaccurate. A criminal history provider shall not include criminal history information in a criminal history report if the criminal history information has not been updated to reflect changes to the information occurring 60 days or more before the date the criminal history report is provided. Establishes penalties \$1,000 to \$5,000 per violation.

State	Bill Number	Last Action	Status
GA	HB 549	House Second Readers 2019 03 04	Failed sine die

**Title**  
Georgia Crime Information Center; fees associated with filing for record restrictions or the inspection and correction of criminal records; reduce

**Description**  
A BILL to be entitled an Act to amend Article 2 of Chapter 3 of Title 35 of the O.C.G.A., relating to the Georgia Crime Information Center, so as to reduce the fees associated with filing for record restrictions or the inspection and correction of criminal records; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Primary Sponsors**  
Sandra Scott, Billy Mitchell, Kim Schofield, Winfred Dukes

State	Bill Number	Last Action	Status
HI	SB 424	Carried Over To 2020 Regular Session 2019 12 01	In Senate

**Title**  
Relating To Criminal Records.

**Description**  
Establishes the Uniform Criminal Records Accuracy Act in the State.

**Primary Sponsors**  
Karl Rhoads

State	Bill Number	Last Action	Status
IL	SB 1599	Public Act 101 0431 2019 08 20	Enacted

**Title**

Consumer Fraud-Criminal Record

**Description**

Amends the Consumer Fraud and Deceptive Business Practices Act in relation to the dissemination of criminal record information. In provisions making it an unlawful practice for a person or entity that publishes for profit a person's criminal record information to fail to correct an error in the individual's criminal record information under specified circumstances, provides that those provisions also apply to other dissemination of the information and to publication in a criminal history report. Provides that nothing in the Act shall be construed to restrict or limit the ability of an aggrieved party to proceed through established federal or State remedies or other alternative methods of redress for similar offenses. Replaces everything after the enacting clause with contents of the bill as introduced except that the provision relating to the construction of the Act not restricting or limiting the ability to seek other remedies for similar offenses is changed to refer to similar violations rather than offenses. Makes a technical change. Removes provision regarding construction of the Act and providing that the Act does not restrict the ability to seek alternative remedies.

**Primary Sponsors**

Jacqui Collins, Elgie Sims, Kam Buckner

State	Bill Number	Last Action	Status
MA	HD 267	Hearing Scheduled For 04 09 2019 From 01 00 Pm 05 00 Pm In A 2 2019 04 02	Failed sine die

**Title**

An Act relative to employee references

**Description**

By Mr. Zlotnik of Gardner, a petition (accompanied by bill, House, No. 1693) of Jonathan D. Zlotnik relative to employee reference liability. Labor and Workforce Development.

**Primary Sponsors**

Jon Zlotnik

State	Bill Number	Last Action	Status
MI	SB 653	Referred To Committee On Insurance And Banking 2019 11 13	Failed sine die

**Title**

Consumer protection; identity theft; information protected under identity theft protection act; revise. Amends sec. 3 of 2004 PA 452 (MCL 445.63). TIE BAR WITH: SB 0654'19, SB 0655'19, SB 0652'19

**Primary Sponsors**

Ed McBroom

State	Bill Number	Last Action	Status
MN	SF 2906	Referred To Judiciary And Public Safety Finance And Policy 2019 05 17	Failed sine die

**Title**  
Uniform Criminal Records Accuracy Act

**Primary Sponsors**  
Melisa Franzen

State	Bill Number	Last Action	Status
NJ	A 2486	Introduced Referred To Assembly Judiciary Committee 2018 02 01	Failed sine die

**Title**  
Requires criminal background check for name change and prohibits persons convicted of certain crimes from changing their name.

**Primary Sponsors**  
Nancy Munoz

State	Bill Number	Last Action	Status
NJ	A 2886	Introduced Referred To Assembly Judiciary Committee 2018 02 01	Failed sine die

**Title**  
Establishes criminal background check and judgement search requirement for name change; prohibits name change in certain circumstances.

**Primary Sponsors**  
John McKeon

State	Bill Number	Last Action	Status
NJ	A 5055	Substituted By S 3452 2 R 2019 05 23	In Assembly

**Title**  
Requires certain consumer reporting agencies to make consumer reports available to consumers in Spanish and certain other languages.

**Primary Sponsors**  
Yvonne Lopez, Jamal Holley, Gary Schaer



State	Bill Number	Last Action	Status
NJ	A 5407	Introduced Referred To Assembly Law And Public Safety Committee 2019 05 20	In Assembly

**Title**

The "Uniform Criminal Records Accuracy Act.

**Primary Sponsors**

Carol Murphy

State	Bill Number	Last Action	Status
NJ	A 5807	Introduced Referred To Assembly Judiciary Committee 2019 11 07	In Assembly

**Title**

Imposes certain duties on persons or entities engaged in business pertaining to criminal records and imposes penalties for disseminating expunged record; increases maximum fine for current disorderly persons offense.

**Primary Sponsors**

Annette Quijano

State	Bill Number	Last Action	Status
NJ	S 3452	Approved P L 2019 C 183 2019 07 19	Enacted

**Title**

Requires certain consumer reporting agencies to make consumer reports available to consumers in Spanish and certain other languages.

**Primary Sponsors**

Teresa Ruiz, Nellie Pou, Yvonne Lopez, Jamal Holley, Gary Schaefer

State	Bill Number	Last Action	Status
NJ	S 3893	Introduced In The Senate Referred To Senate Judiciary Committee 2019 06 03	In Senate

**Title**

The "Uniform Criminal Records Accuracy Act.

**Primary Sponsors**

Linda Greenstein

State	Bill Number	Last Action	Status
NY	A 1184	Referred To Higher Education 2019 05 29	Failed sine die

#### Title

Relates to mandatory reporting of certain convictions, professional misconduct and/or adverse employment actions

#### Description

Requires mandatory reporting of certain convictions, professional misconduct and/or adverse employment actions; defines terms; further requires all licensees to report to the education department any conviction of a crime in any jurisdiction within thirty days after the entry of a judgment of conviction; authorizes the commissioner or deputy commissioner for the professions to issue a summary suspension order under certain circumstances; further authorizes the district attorney to give written notice to the department of education upon the conviction of a felony or misdemeanor of any person holding a license pursuant to title eight of the education law; makes related provisions.

#### Primary Sponsors

Deborah Glick

State	Bill Number	Last Action	Status
NY	S 6240	Referred To Higher Education 2019 05 28	Failed sine die

#### Title

Relates to mandatory reporting of certain convictions, professional misconduct and/or adverse employment actions

#### Description

Requires mandatory reporting of certain convictions, professional misconduct and/or adverse employment actions; defines terms; further requires all licensees to report to the education department any conviction of a crime in any jurisdiction within thirty days after the entry of a judgment of conviction; authorizes the commissioner or deputy commissioner for the professions to issue a summary suspension order under certain circumstances; further authorizes the district attorney to give written notice to the department of education upon the conviction of a felony or misdemeanor of any person holding a license pursuant to title eight of the education law; makes related provisions.

#### Primary Sponsors

Toby Stavisky

State	Bill Number	Last Action	Status
PA	HB 978	Referred To State Government 2019 03 26	Failed sine die

#### Title

An Act amending the act of February 14, 2008 (P.L.6, No.3), known as the Right-to-Know Law, in access, further providing for requests; and, in procedure, further providing for redaction.

**Bill Summary:** Last edited by Brent Smoyer at Mar 29, 2019, 4:01 PM SSN Redaction.

#### Primary Sponsors

Dave Hickernell

## Ban-the-Box (35)

State	Bill Number	Last Action	Status
CA	AB 1372	In Committee Set Second Hearing Hearing Canceled At The Request Of Author 2019 07 09	Failed sine die

### Title

Employers: prohibited disclosure of information: arrest or detention.

### Description

AB 1372, as amended, Grayson. Employers: prohibited disclosure of information: arrest or detention. Existing law prohibits an employer from asking an applicant to disclose, or from utilizing as a factor in determining any condition of employment, information concerning an arrest or detention that did not result in a conviction, or information concerning a referral or participation in, any pretrial or posttrial diversion program, except as specified. Existing law also prohibits an employer, as specified, from asking an applicant to disclose, or from utilizing as a factor in determining any condition of employment, information concerning a conviction that has been judicially dismissed or ordered sealed, except in specified circumstances. Applicants for employment as peace officers, or with the Department of Justice, or with other criminal justice agencies, or persons already employed as peace officers, are an exception to these prohibitions, so that information about applicants for these positions or employees may be disclosed or sought. Existing law makes it a crime to intentionally violate these provisions. This bill would additionally include persons already employed as nonsworn members of a criminal justice agency, as specified, within the exception to these prohibitions, so that information about these employees may be disclosed or sought. Existing law authorizes a criminal justice agency to release criminal history information under certain circumstances, including the release of information concerning an arrest or detention of a peace officer, or applicant for a position as a peace officer, which did not result in conviction or information concerning a referral to and participation in any postarrest diversion program or deferred entry of judgment program to a government agency employer of that peace officer or applicant. This bill would also authorize a criminal justice agency to release that information concerning a nonsworn employee of a criminal justice agency, or an applicant for a nonsworn position within a criminal justice agency, to a government agency employer of that nonsworn employee or applicant.

### Primary Sponsors

Tim Grayson

State	Bill Number	Last Action	Status
CA	SB 776	Set For Hearing January 15 2020 01 07	In Senate

#### Title

College admissions: criminal history inquiry: prohibition.

#### Description

SB 776, as amended, Skinner. College admissions: criminal history inquiry: prohibition. Existing law establishes the California Community Colleges, the California State University, the University of California, independent institutions of higher education, and private postsecondary educational institutions as the segments of postsecondary education in this state. This bill would prohibit a postsecondary educational institution in this state from inquiring about a prospective student's criminal history on an initial application form or at any time during the admissions process before the institution's final decision relative to the prospective student's application for admission. By imposing new duties on community college districts, this bill would impose a state-mandated local program. The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Primary Sponsors

Nancy Skinner

State	Bill Number	Last Action	Status
DC	B 23-0440	Notice Of Intent To Act On B 23 0440 Published In The District Of Columbia Register 2019 09 27	Failed sine die

#### Title

Removing Barriers to Occupational Licensing for Returning Citizens Amendment Act of 2019

#### Description

The Chairman is referring this legislation sequentially to the Committee on Judiciary and Public Safety and the Committee of the Whole (section 3) and then to the Committee of the Whole with comments from the Committee on Facilities and Procurement. BILL SUMMARY - As introduced Bill 23-440 establishes a uniform standard for occupational licensing boards to consider only pending criminal accusations or prior convictions directly related to the occupation for which the license is sought. Adverse decisions must be subject to mitigating evidence submitted by the applicant. The Mayor and the Deputy Mayor for Public Safety and Justice are required to submit reports to the Council involving adverse decisions and their collateral consequences.

#### Primary Sponsors

Charles Allen, David Grosso, Brianne Nadeau, Anita Bonds, Mary Cheh, Kenyan McDuffie, Robert White

State	Bill Number	Last Action	Status
FL	HB 473	Now In Business Professions Subcommittee 2019 11 07	In House

**Title**

Background Screening

**Description**

Prohibits employers from excluding applicants from initial interview for employment under certain conditions; provides exceptions; provides civil penalty; requires DEO to enforce act.

**Primary Sponsors**

Anika Omphroy

State	Bill Number	Last Action	Status
FL	SB 616	Referred To Commerce And Tourism Governmental Oversight And Accountability Appropriations 2019 11 06	In Senate

**Title**

Background Screening

**Description**

Prohibiting employers from excluding applicants from an initial interview for employment under certain conditions; providing a civil penalty; providing applicability; providing exceptions; requiring the Department of Economic Opportunity to enforce the act, etc.

**Primary Sponsors**

Bobby Powell

State	Bill Number	Last Action	Status
IA	HF 64	Subcommittee Grassley Dolecheck And Hunter 2019 01 28	Failed sine die

**Title**

A bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

**Primary Sponsors**

Bruce Hunter, Art Staed, Sharon Steckman, Mary Mascher, Jeff Kurtz, Vicki Lensing, Beth Wessel-Kroeschell

**Bill Summary:** Last edited by Brent Smoyer at Jan 23, 2019, 5:06 PM  
Ban the box - Screening allowed after selection for interview.

State	Bill Number	Last Action	Status
IA	HF 163	Subcommittee Grassley Dolecheck And Hunter 2019 02 04	Failed sine die

**Title**

A bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

**Bill Summary:** Last edited by Brent Smoyer at Jan 30, 2019, 5:53 PM

Ban the Box - screening can occur when interview is conducted or, barring interview, upon conditional offer.

**Primary Sponsors**

Art Staed, Cindy Winckler, Bruce Hunter, Vicki Lensing, Monica Kurth, Charlie McConkey, Marti Anderson, John Forbes, Scott Ourth, Lindsay James, Sharon Steckman, Molly Donahue, Mary Mascher, Jo Oldson, Timothy Kacena, Smith, R

State	Bill Number	Last Action	Status
IA	HF 472	Introduced Referred To Labor 2019 02 21	Failed sine die

**Title**

A bill for an act prohibiting public employers from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

**Primary Sponsors**

Ashley Hinson, Mary Wolfe

State	Bill Number	Last Action	Status
IA	SF 142	Subcommittee Schultz Bisignano And Koelker 2019 02 05	Failed sine die

**Title**

A bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

**Bill Summary:** Last edited by Brent Smoyer at Jan 30, 2019, 5:34 PM

Ban the box - criminal screening can be done when the applicant is interviewing or, if there is no interview, upon conditional offer.

**Primary Sponsors**

Tony Bisignano

State	Bill Number	Last Action	Status
IA	SF 390	Subcommittee Recommends Amendment And Passage 2019 03 05	Failed sine die

#### Title

A bill for an act prohibiting public employers from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

**Bill Summary:** Last edited by Brent Smoyer at Mar 5, 2019, 3:24 PM  
Ban the box- screening can occur after selection for initial interview.

#### Primary Sponsors

Liz Mathis, Zumbach

State	Bill Number	Last Action	Status
IL	HB 217	Third Reading Standard Debate Lost 040 060 000 2019 04 12	Failed

#### Title

Crim History In College Apps

#### Description

Creates the Criminal History in College Applications Act. Provides that a public university or community college may not inquire about or consider an applicant's criminal history information at any time during the admission decision-making process, except as required by federal law or specified provisions of the Department of State Police Law of the Civil Administrative Code of Illinois or the Medical School Matriculant Criminal History Records Check Act, if applicable. Allows a public university or community college to use a multi-institution application, even if the application inquires about criminal history, but requires the public university or community college to disregard the information for the admission process. Allows a public university or community college to inquire about criminal history for certain purposes after the admission decision-making process, but forbids a public university or community college from rescinding an admission offer based on the information. Authorizes a public university or community college to provide certain information. Effective immediately. Replaces everything after the enacting clause. Reinserts the provisions of the introduced bill with the following changes. Changes the applicability of the Criminal History in College Applications Act to colleges rather than public colleges. Defines "college" as a public or private institution of higher education authorized to confer degrees by the Board of Higher Education, including a college or university, professional school, or technical school. Effective immediately.

#### Primary Sponsors

Anne Stava-Murray, Jehan Gordon-Booth, Camille Lilly, Mary Flowers, LaToya Greenwood

State	Bill Number	Last Action	Status
KS	HB 2259	Referred To Committee On Commerce Labor And Economic Development 2019 02 13	Failed sine die

**Title**  
Providing for fair consideration for employment to persons with records of conviction.

**Bill Summary:** Last edited by Brent Smoyer at Feb 13, 2019, 5:50 PM  
Ban the box- Screening allowed after conditional offer. Limits consideration of sealed, expunged, or non-conviction records.

**Primary Sponsors**  
Gail Finney

State	Bill Number	Last Action	Status
ME	LD 760 (HP 565)	Pursuant To Joint Rule 310 3 Placed In Legislative Files Dead 2019 04 11	Failed

**Title**  
An Act To Prohibit the University of Maine System, the Maine Community College System and the Maine Maritime Academy from Considering the Criminal Records of Applicants

**Primary Sponsors**  
Rachel Talbot Ross

State	Bill Number	Last Action	Status
MI	HB 4326	Bill Electronically Reproduced 03 12 2019 2019 03 13	Failed sine die

**Title**  
Labor; fair employment practices; employer inquiries regarding criminal history; prohibit before offer of employment is made. Creates new act.

**Primary Sponsors**  
Cynthia Johnson

State	Bill Number	Last Action	Status
NC	HB 46	Ref To The Com On Commerce If Favorable Judiciary If Favorable Regulatory Reform If Favorable Finance If Favorable Pensions And Retirement If Favorable Rules Calendar And Operations Of The House 2019 02 12	Failed sine die

**Title**  
Economic Security Act of 2019.

**Bill Summary:** Last edited by Brent Smoyer at Feb 12, 2019, 4:26 PM  
BTB - Allows for screening after initial offer.

**Primary Sponsors**  
Susan Fisher, Pricey Harrison



State	Bill Number	Last Action	Status
NC	HB 460	Ref To Com On Rules And Operations Of The Senate 2019 05 07	Failed sine die

**Title**  
Official State Battleship.

**Bill Summary:** Last edited by Brent Smoyer at Mar 29, 2019, 4:12 PM  
Public entity Ban the Box - screen after the conditional offer

**Primary Sponsors**  
Holly Grange, Jon Hardister, Rena Turner

State	Bill Number	Last Action	Status
NC	HB 834	Ref To Com On Rules Calendar And Operations Of The House 2019 04 18	Failed sine die

**Title**  
Ban the Box.

**Bill Summary:** Last edited by Brent Smoyer at Apr 18, 2019, 4:40 PM  
Ban the box - Consideration after selection for an interview.

**Primary Sponsors**  
Kandie Smith

State	Bill Number	Last Action	Status
NC	SB 137	Ref To Com On Rules And Operations Of The Senate 2019 02 27	Failed sine die

**Title**  
Economic Security Act.

**Primary Sponsors**  
Valerie Foushee, Terry Van Duyn, Smith

State	Bill Number	Last Action	Status
NC	SB 502	Ref To Com On Rules And Operations Of The Senate 2019 04 03	Failed sine die

**Title**  
"Ban the Box".

**Primary Sponsors**  
Mujtaba Mohammed, Floyd McKissick

State	Bill Number	Last Action	Status
NC	SB 545	Ref To Com On Rules And Operations Of The Senate 2019 04 03	Failed sine die

**Title**  
Fair Chance Hiring.

**Bill Summary:** Last edited by Brent Smoyer at Apr 9, 2019, 6:51 PM  
Public employment ban the box - offer after conditional offer.

**Primary Sponsors**  
Jim Davis

State	Bill Number	Last Action	Status
NE	LB 254	Title Printed Carryover Bill 2020 01 08	In Legislature

**Title**  
Adopt the Fair Chance Hiring Act

**Primary Sponsors**  
John McCollister

State	Bill Number	Last Action	Status
NH	HB 253	Committee Report Referred To Interim Study 01 08 2020 Sc 47 2019 11 20	In Senate

**Title**  
relative to criminal records checks in the employee application process.

**Bill Summary:** Last edited by Brent Smoyer at Jan 4, 2019, 5:44 PM  
BTB - May not inquire about criminal history on initial application.  
Inquiry may be made during the employment interview.

**Primary Sponsors**  
Michael Cahill

State	Bill Number	Last Action	Status
NJ	A 5711	Introduced Referred To Assembly Housing And Community Development Committee 2019 08 23	In Assembly

**Title**  
Fair Chance in Housing Act"; establishes certain housing rights of persons with criminal records.

**Primary Sponsors**  
Benjie Wimberly, Verlina Reynolds-Jackson

State	Bill Number	Last Action	Status
NJ	S 4040	Introduced In The Senate Referred To Senate Community And Urban Affairs Committee 2019 08 23	In Senate

**Title**  
Fair Chance in Housing Act"; establishes certain housing rights of persons with criminal records.

**Bill Summary:** Last edited by Brent Smoyer at Aug 30, 2019, 8:31 PM  
Prohibits screening prior to conditional offer of rental.

**Primary Sponsors**  
Troy Singleton

State	Bill Number	Last Action	Status
NY	A 3972	Advanced To Third Reading Cal 290 2019 05 09	Failed sine die

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**Title**

Requires employers to make a conditional offer of employment before inquiring about any criminal convictions of a prospective employee

**Description**

Relates to unlawful discriminatory practices; requires employers to make a conditional offer of employment before inquiring about any criminal convictions of a prospective employee.

**Primary Sponsors**

Jeffrion Aubry

State	Bill Number	Last Action	Status
NY	A 4868	Referred To Correction 2019 02 05	Failed sine die

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**Title**

Prohibits discrimination based on a person's arrest record or criminal conviction

**Description**

Prohibits discrimination based on a person's arrest record or criminal conviction.

**Primary Sponsors**

Rodneyse Bichotte

State	Bill Number	Last Action	Status
NY	S 809	Referred To Crime Victims Crime And Correction 2019 01 09	Failed sine die

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**Title**

Relates to prohibiting colleges from asking about an applicant's prior arrests or convictions during the pre-admissions process

**Description**

Relates to college admissions for persons previously convicted of one or more criminal offenses.

**Primary Sponsors**

Velmanette Montgomery

State	Bill Number	Last Action	Status
NY	S 1402	Referred To Investigations And Government Operations 2019 01 14	Failed sine die

**Title**

Requires employers to make a conditional offer of employment before inquiring about any criminal convictions of a prospective employee

**Description**

Relates to unlawful discriminatory practices; requires employers to make a conditional offer of employment before inquiring about any criminal convictions of a prospective employee.

**Primary Sponsors**

Dave Carlucci

State	Bill Number	Last Action	Status
NY	S 2218	Referred To Crime Victims Crime And Correction 2019 01 23	Failed sine die

**Title**

Makes it an unlawful discriminatory practice for prospective employers to make certain inquiries relating to criminal convictions

**Description**

Establishes it shall be an unlawful discriminatory practice for any prospective employer to make an inquiry about, or to act upon adversely to the individual involved based upon, any criminal conviction of such individual unless such employer first makes a conditional offer of employment to such individual.

**Primary Sponsors**

Jamaal Bailey

**Bill Summary:** Last edited by Brent Smoyer at Jan 23, 2019, 9:06 PM  
Ban the box - Screening allowed only after conditional offer and adverse action only allowed if there is a direct relationship to the position.

State	Bill Number	Last Action	Status
PA	HB 898	Referred To Labor And Industry 2019 03 20	Failed sine die

**Title**

An Act providing for employer prescreening and for administration of act and rulemaking authority; imposing penalties; establishing the Ex-offender Increased Access to Employment Enforcement Fund; making an appropriation; and providing for construction of act.

**Primary Sponsors**

Austin Davis

**Bill Summary:** Last edited by Brent Smoyer at Mar 21, 2019, 4:23 PM  
Ban the box - Screening allowed after initial offer.

State	Bill Number	Last Action	Status
SC	H 3163	Referred To Committee On Labor Commerce And Industry House Journal Page 113 2019 01 08	Failed sine die

**Title**  
Ban the Box

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, To Enact The "Ban The Box Act" By Adding Section 41-1-23 So As To Provide That No Job Application May Include Questions Related To Convictions Of A Crime, Unless The Crime For Which He Was Convicted Directly Relates To The Position Of Employment Sought Or The Occupation For Which The License Is Sought, To Provide A Related Policy Statement, And To Provide Necessary Definitions, Among Other Things, In Order To Give A Better Chance For Applicants To Be Considered For Employment Prior To The Stage In The Application Process When Background Checks Are Conducted.

**Primary Sponsors**

Todd Rutherford

**Bill Summary:** Last edited by Brent Smoyer at Jan 9, 2019, 5:23 PM  
Ban the Box Criminal check may be conducted after selection for an interview, if there are no interviews, the check may be done after a conditional offer. Provides civil penalties.

State	Bill Number	Last Action	Status
SC	H 3463	Member S Request Name Added As Sponsor Garvin 2019 02 21	Failed sine die

**Title**  
Criminal convictions

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Section 41-1-35 So As To Provide That No Job Application May Include Questions Related To Convictions Of A Crime, Unless The Crime For Which He Was Convicted Directly Relates To The Position Of Employment Sought Or The Occupation For Which The License Is Sought, To Provide A Related Policy Statement, And To Provide Necessary Definitions, Among Other Things, In Order To Give A Better Chance For Applicants To Be Considered For Employment Prior To The Stage In The Application Process When Background Checks Are Conducted.

**Primary Sponsors**

Leola Robinson

**Bill Summary:** Last edited by Brent Smoyer at Jan 9, 2019, 5:24 PM  
Ban the Box Criminal check may be conducted after selection for an interview, if there are no interviews, the check may be done after a conditional offer. Provides civil penalties.

State	Bill Number	Last Action	Status
SC	S 220	Referred To Committee On Labor Commerce And Industry Senate Journal Page 139 2019 01 08	Failed sine die

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**Title**

Criminal record disclosure

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Section 41-1-35 So As To Provide That An Employer May Not Inquire, Consider, Or Require Disclosure Of The Criminal Record Or Criminal History Of An Applicant For Employment Until The Applicant Is Selected For An Interview By The Employer Or Before A Conditional Offer Of Employment Is Made To The Applicant, To Provide Exceptions, And To Provide Related Definitions And Procedures, Among Other Things; And By Adding Section 12-6-3760 So As To Provide For A Tax Credit To Employers Who Hire A Qualified Ex-Felon, And To Define Necessary Terms.

**Primary Sponsors**

Margie Matthews

State	Bill Number	Last Action	Status
SC	S 549	Referred To Committee On Labor Commerce And Industry Senate Journal Page 3 2019 02 21	Failed sine die

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**Title**

Workforce Opportunity Act

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, So As To Enact The "Workforce Opportunity Act" By Adding Section 41-1-45 So As To Provide That The State May Not Inquire, Consider, Or Require Disclosure Of The Criminal Record Or Criminal History Of An Applicant For Employment Until The Applicant Is Selected For An Interview By The Employer Or Before A Conditional Offer Of Employment Is Made To The Applicant, To Provide Exceptions, And To Provide Related Definitions And Procedures, Among Other Things.

**Primary Sponsors**

Darrell Jackson

State	Bill Number	Last Action	Status
TN	HB 424	Withdrawn 2019 03 14	Failed sine die

#### Title

Criminal Offenses - As introduced, prohibits employers from accessing sealed or expunged criminal records when performing a criminal background check on a prospective employee; prohibits employers from asking applicants about certain previous convictions during the application process; requires employers to provide applicants a letter explaining a denial of employment under certain circumstances. - Amends TCA Title 39; Title 40; Title 41 and Title 50.

#### Primary Sponsors

Yusuf Hakeem

### Credit Check (27)

State	Bill Number	Last Action	Status
IN	SB 32	First Reading Referred To Committee On Judiciary 2020 01 06	In Senate

#### Title

Use of consumer reports for employment purposes.

#### Description

Prohibits an employer from using a consumer report for employment purposes unless certain conditions apply. Allows a consumer to bring a civil action against an employer for a violation of this provision. Provides that if the attorney general has reason to believe that an employer has violated the provision, the attorney general may bring one or both of the following: (1) An action to enjoin the violation. (2) An action to recover damages sustained by Indiana residents as a result of the violation. Makes it: (1) a Class B infraction for a knowing or intentional violation of the provision; or (2) a Class A infraction if an employer has a prior unrelated judgment for a violation of the provision.

#### Primary Sponsors

Lonnie Randolph

State	Bill Number	Last Action	Status
MA	H 1659	Accompanied A New Draft See H 4028 2019 08 05	Failed sine die

#### Title

An Act regulating the use of credit reports by employers

#### Description

By Ms. Malia of Boston, a petition (accompanied by bill, House, No. 1659) of Elizabeth A. Malia and others for legislation to further regulate the use of credit reports by employers. Labor and Workforce Development.

#### Primary Sponsors

Liz Malia

State	Bill Number	Last Action	Status
MA	H 4028	Read Second And Ordered To A Third Reading 2019 08 19	Failed sine die

**Title**

An Act regulating the use of credit reports by employers

**Primary Sponsors**

Joint Committee on Labor and Workforce Development

State	Bill Number	Last Action	Status
MA	HD 3614	Accompanied A New Draft See H 4028 2019 08 05	Failed sine die

**Title**

An Act regulating the use of credit reports by employers

**Description**

By Ms. Malia of Boston, a petition (accompanied by bill, House, No. 1659) of Elizabeth A. Malia and others for legislation to further regulate the use of credit reports by employers. Labor and Workforce Development.

**Primary Sponsors**

Liz Malia

State	Bill Number	Last Action	Status
MA	S 1042	Accompanied A New Draft See S 2310 2019 08 05	Failed sine die

**Title**

An Act regulating the use of credit reports by employers

**Description**

By Mr. Barrett, a petition (accompanied by bill, Senate, No. 1042) of Michael J. Barrett and Elizabeth A. Malia for legislation to regulate the use of credit reports by employers. Labor and Workforce Development.

**Primary Sponsors**

Mike Barrett



State	Bill Number	Last Action	Status
MA	S 1067	Accompanied A New Draft See S 2310 2019 08 05	Failed sine die

**Title**

An Act regulating the use of credit reports by employers

**Description**

By Ms. DiZoglio, a petition (accompanied by bill, Senate, No. 1067) of Diana DiZoglio for legislation to regulate the use of credit reports by employers. Labor and Workforce Development.

**Primary Sponsors**

Diana DiZoglio

State	Bill Number	Last Action	Status
MA	S 2310	Bill Reported Favorably By Committee And Referred To The Committee On Senate Ways And Means 2019 08 05	Failed sine die

**Title**

An Act regulating the use of credit reports by employers

**Description**

SENATE, August 5, 2019 -- The committee on Labor and Workforce Development, to whom was referred the petitions (accompanied by bill, Senate, No. 1042) of Michael J. Barrett and Elizabeth A. Malia for legislation to regulate the use of credit reports by employers; and (accompanied by bill, Senate, No. 1067) of Diana DiZoglio for legislation to regulate the use of credit reports by employers,- reports the accompanying bill (Senate, No. 2310).

**Primary Sponsors**

Joint Committee on Labor and Workforce Development

State	Bill Number	Last Action	Status
MA	SD 409	Accompanied A New Draft See S 2310 2019 08 05	Failed sine die

**Title**

An Act regulating the use of credit reports by employers

**Description**

By Mr. Barrett, a petition (accompanied by bill, Senate, No. 1042) of Michael J. Barrett and Elizabeth A. Malia for legislation to regulate the use of credit reports by employers. Labor and Workforce Development.

**Primary Sponsors**

Mike Barrett

State	Bill Number	Last Action	Status
MA	SD 437	Accompanied A New Draft See S 2310 2019 08 05	Failed sine die

**Title**  
An Act regulating the use of credit reports by employers

**Bill Summary:** Last edited by Brent Smoyer at Jan 15, 2019, 4:42 PM  
Prohibits the use of credit reports and credit information in hiring unless otherwise required by law.

**Description**  
By Ms. DiZoglio, a petition (accompanied by bill, Senate, No. 1067) of Diana DiZoglio for legislation to regulate the use of credit reports by employers. Labor and Workforce Development.

**Primary Sponsors**  
Diana DiZoglio

State	Bill Number	Last Action	Status
ME	LD 1994 (SP 696)	None	

**Title**  
An Act To Promote Efficiency in Regulation of Consumer Credit Statutes

**Primary Sponsors**  
Bob Foley

State	Bill Number	Last Action	Status
MI	HB 4117	Bill Electronically Reproduced 01 29 2019 2019 02 05	Failed sine die

**Title**  
Labor; fair employment practices; use of credit history in the hiring process; prohibit. Creates new act.

**Bill Summary:** Last edited by Brent Smoyer at Jan 30, 2019, 5:29 PM  
Bans credit inquiry for hiring unless there is a "an established bona fide occupational requirement of the particular position"

**Primary Sponsors**  
Sarah Anthony

State	Bill Number	Last Action	Status
MO	SB 607	Prefiled 2019 12 01	In Senate

**Title**  
Prohibits the use of an employee or prospective employee's credit score as a condition of employment

**Primary Sponsors**  
Karla May

State	Bill Number	Last Action	Status
NH	HB 293	Veto Sustained 09 18 2019 Rc 221 158 Lacking Necessary Two Thirds Vote Hj 21 P 19 2019 09 18	Vetoed

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**Title**  
relative to employee credit privacy.

**Primary Sponsors**  
Renny Cushing

State	Bill Number	Last Action	Status
NH	HB 724	Inexpedient To Legislate Ma Vv 03 14 2019 Hj 9 P 9 2019 03 14	Failed

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**Title**  
relative to certain rights of employees.

**Primary Sponsors**  
Ellen Read

State	Bill Number	Last Action	Status
NH	HB 1221	To Be Introduced 01 08 2020 And Referred To Labor Industrial And Rehabilitative Services 2019 12 02	In House

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**Title**  
relative to privacy for an employee's personal financial and credit information.

**Primary Sponsors**  
Renny Cushing

State	Bill Number	Last Action	Status
NJ	A 3575	Reported Out Of Assembly Committee 2nd Reading 2019 02 14	In Assembly

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**Title**  
Prohibits employers from obtaining, requiring, or discriminating on the basis of credit reports.

**Primary Sponsors**  
Carol Murphy, Yvonne Lopez

State	Bill Number	Last Action	Status
NJ	A 3579	Introduced Referred To Assembly Labor Committee 2018 03 12	Failed sine die

**Title**

Prohibits employment discrimination based on credit score of individuals.

**Primary Sponsors**

Carol Murphy, Yvonne Lopez

State	Bill Number	Last Action	Status
NY	A 2611	Ordered To Third Reading Rules Cal 335 2019 06 17	Failed sine die

**Title**

Prohibits the disclosure or use of consumer credit history in hiring, employment and licensing determinations

**Description**

Prohibits the use of consumer credit history in hiring, employment and licensing determinations.

**Primary Sponsors**

Jeffrey Dinowitz

State	Bill Number	Last Action	Status
NY	S 2241	Referred To Consumer Protection 2019 01 23	Failed sine die

**Title**

Relates to prohibiting discrimination by an employer on the basis of credit history in making decisions

**Description**

Relates to prohibiting discrimination on the basis of credit history in making decisions.

**Primary Sponsors**

James Sanders

State	Bill Number	Last Action	Status
NY	S 2884	Committed To Rules 2019 06 20	Failed sine die

**Title**

Prohibits the disclosure or use of consumer credit history in hiring, employment and licensing determinations

**Description**

Prohibits the use of consumer credit history in hiring, employment and licensing determinations.

**Primary Sponsors**

James Sanders

**Bill Summary:** Last edited by Brent Smoyer at Jan 31, 2019, 5:31 PM  
Prohibits consideration of credit history in hiring - exempts cities with population of over 1 million (NYC)

State	Bill Number	Last Action	Status
NY	S 3124	Recommit Enacting Clause Stricken 2019 04 29	Failed sine die

**Title**

Prohibits the disclosure or use of consumer credit history in hiring, employment and licensing determinations

**Bill Summary:** Last edited by Brent Smoyer at Feb 6, 2019, 8:18 PM  
Prohibition of use of credit history in hiring, specifically exempts cities of 1 million or more from the scope.

**Description**

Prohibits the use of consumer credit history in hiring, employment and licensing determinations.

**Primary Sponsors**

Alessandra Biaggi

State	Bill Number	Last Action	Status
PA	HB 1656	Referred To Commerce 2019 06 19	Failed sine die

**Title**

An Act amending the act of December 16, 1992 (P.L.1144, No.150), known as the Credit Services Act, further providing for prohibited activities.

**Primary Sponsors**

Liz Hanbidge

State	Bill Number	Last Action	Status
PA	SB 57	Referred To Labor And Industry 2019 01 11	Failed sine die

**Title**

An Act prohibiting employers from using consumer reporting under certain circumstances; and providing for enforcement.

**Bill Summary:** Last edited by Brent Smoyer at Jan 14, 2019, 4:45 PM  
Limits use of credit history in a consumer report for employment.

**Primary Sponsors**

Tony Williams

State	Bill Number	Last Action	Status
SC	H 3326	Referred To Committee On Labor Commerce And Industry House Journal Page 198 2019 01 08	Failed sine die

**Title**

Unlawful employment practices

**Description**

A Bill To Amend Section 1-13-80, As Amended, Code Of Laws Of South Carolina, 1976, Relating To Unlawful Employment Practices, So As To Provide That It Is An Unlawful Employment Practice For An Employer To Fail Or Refuse To Hire An Individual Because Of The Credit History Or Credit Report Of The Individual, And To Provide Exceptions.

**Primary Sponsors**

John King

State	Bill Number	Last Action	Status
<b>TN</b>	<b>HB 588</b>	<b>Intro P 1 C 2019 02 06</b>	<b>Failed sine die</b>

**Title**

Employees, Employers - As introduced, enacts the "No Credit Check in Employment Act." - Amends TCA Title 4; Title 8 and Title 50.

**Primary Sponsors**

Dwayne Thompson

State	Bill Number	Last Action	Status
<b>TN</b>	<b>HB 1188</b>	<b>Assigned To S C Employee Affairs Subcommittee 2019 02 13</b>	<b>Failed sine die</b>

**Title**

Employees, Employers - As introduced, enacts the "No Credit Check in Employment Act." - Amends TCA Title 4; Title 8 and Title 50.

**Primary Sponsors**

Jesse Chism

State	Bill Number	Last Action	Status
<b>TN</b>	<b>SB 950</b>	<b>Assigned To General Subcommittee Of Senate Commerce Labor Committee 2019 03 29</b>	<b>Failed sine die</b>

**Title**

Employees, Employers - As introduced, enacts the "No Credit Check in Employment Act." - Amends TCA Title 4; Title 8 and Title 50.

**Primary Sponsors**

Sara Kyle

**Data Security (43)**

State

CA

Bill Number

AB 1035

Last Action

From Committee Chair With Authors  
Amendments Amend And Re Refer To  
Committee Read Second Time Amended And  
Re Referred To Com On Jud 2019 05 23

Status

Failed sine die

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#### Title

Personal information: data breaches.

#### Description

AB 1035, as amended, Mayes. Personal information: data breaches.

(1) Existing law defines and regulates the use of personal information by businesses. Existing law requires a person or business, as defined, that owns or licenses computerized data that includes personal information to disclose, as specified, any breach of the security of the system following discovery or notification of the breach. Existing law requires the disclosure to be made in the most expedient time possible and without unreasonable delay consistent with the legitimate needs of law enforcement, as provided, and other security and investigative measures. This bill would, instead, require a person or business, as defined, that owns or licenses computerized data that includes personal information to disclose a breach of the security of the system in the most expedient time possible and without unreasonable delay, but in no case more than 45 days, following discovery or notification of the breach, subject to the legitimate needs of law enforcement, as provided. The bill would make other conforming changes.

(2) Existing law, the Information Practices Act of 1977, requires a public agency, as defined, that owns or licenses computerized data that includes personal information to disclose a breach of the security of the system in the most expedient time possible and without unreasonable delay following discovery or notification of the breach, as specified. This bill would, instead, require an agency that owns or licenses computerized data that includes personal information to disclose a breach of the security of the system in the most expedient time possible and without unreasonable delay, but in no case longer than 45 days, following discovery or notification of the breach. The bill would additionally require an agency that was the source of a security breach to offer, in the notice of the breach, appropriate identity theft prevention and mitigation services at no cost to potential or actual victims of the breach, as specified. The bill would also make nonsubstantive changes.

#### Primary Sponsors

Chad Mayes

**Title**

Personal information: data breaches.

**Description**

AB 1130, Levine. Personal information: data breaches. Existing law defines and regulates the use of personal information by public agencies and businesses. The Information Practices Act of 1977 requires a public agency, as defined, that owns or licenses computerized data that includes personal information to disclose any breach of the security of the system following discovery or notification of the breach, as specified. Existing law imposes the same duty on a person or business in California that owns or licenses computerized data that includes personal information and generally requires that such a business implement and maintain reasonable security procedures and practices. Existing law authorizes a person or business that is required to issue a security breach notification to include in that notification specified information. This bill would revise the definition of personal information for purposes of the provisions described above to add specified unique biometric data and tax identification numbers, passport numbers, military identification numbers, and unique identification numbers issued on a government document in addition to those for driver's licenses and California identification cards to these provisions. This bill would authorize a person or business that is required to issue a security breach notification, as described above, to include in a notification for a breach involving biometric data, instructions on how to notify other entities that used the same type of biometric data as an authenticator to no longer rely on data for authentication purposes.

**Primary Sponsors**

Marc Levine



State	Bill Number	Last Action	Status
CA	AB 1330	Read First Time 2019 02 25	Failed sine die

**Title**

Personal information: privacy: breach.

**Description**

AB 1330, as introduced, Kiley. Personal information: privacy: breach. Existing law requires any agency that owns or licenses computerized data that includes personal information, as defined, to disclose expeditiously and without unreasonable delay a breach in the security of the data to a resident of California whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person, or whose encrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person, the encryption key or security credential was, or is reasonably believed to have been, acquired by an unauthorized person, and the agency that owns or licenses the encrypted information has a reasonable belief that the encryption key or security credential could render that personal information readable or useable. This bill would make nonsubstantive changes to that provision.

**Primary Sponsors**

Kevin Kiley

State	Bill Number	Last Action	Status
DC	B 23-0215	Public Hearing On B 23 0215 2019 11 12	Failed sine die

**Title**

Security Breach Protection Amendment Act of 2019

**Description**

BILL SUMMARY - As introduced it specifies the required contents of a notification of a security breach to a person whose personal information is included in a breach and clarifies time frames for reporting. It specifies security requirements for protection of personal information. Among other things, it requires the provision of 2 years of identity theft prevention services when the breach results in the release of social security or tax identification numbers.

**Primary Sponsors**

Phil Mendelson

State	Bill Number	Last Action	Status
IA	HSB 14	Subcommittee Meeting 01 23 2019 12 30 Pm House Lounge 2019 01 22	Failed sine die

**Title**

A bill for an act modifying certain provisions relating to personal information security breach protection.

**Primary Sponsors**

House Committee on Commerce

State	Bill Number	Last Action	Status
IA	SF 204	Subcommittee Meeting 02 27 2019 11 00 Am Senate Lobbyist Lounge 2019 02 25	Failed sine die

**Title**

A bill for an act providing for an affirmative defense to certain claims relating to personal information security breach protection.

**Primary Sponsors**

Zach Nunn

State	Bill Number	Last Action	Status
IA	SSB 1071	Subcommittee Zaun Hogg And Whiting 2019 01 30	Failed sine die

**Title**

A bill for an act modifying certain provisions relating to personal information security breach protection.

**Primary Sponsors**

Senate Committee on Judiciary

State	Bill Number	Last Action	Status
IL	HB 3200	House Committee Amendment No 1 Rule 19 C Re Referred To Rules Committee 2019 03 29	Failed sine die

**Title**

Personal Info-Notice Of Breach

**Description**

Amends the Personal Information Protection Act. Provides that if there is a breach of the security of system data, a data collector must notify the Attorney General in addition to the Illinois resident to whom the breach relates. Requires the notice to be provided no later than 5 days after the breach.

**Primary Sponsors**

Diane Pappas

**Title**

Credit Report Agency-Security

**Description**

Creates the Consumer Credit Reporting Agency Registration and Cybersecurity Program Act. Provides for requirements for consumer credit reporting agency registration. Contains provisions regarding grounds for revocation and suspension of a registration. Provides that by January 1, 2020, a consumer credit reporting agency must have a cybersecurity program documented in writing and designed to protect the confidentiality, integrity and availability of its information systems. Provides that a consumer credit reporting agency shall implement and maintain a written cybersecurity policy setting forth its policies and procedures for the protection of its information systems and nonpublic information stored on those information systems. Provides that a consumer credit reporting agency shall designate a qualified individual as a chief information security officer to oversee and implement its cybersecurity policy. Contains provisions concerning penetration testing and vulnerability assessments, audit trail, access privileges, and application security. Provides that a consumer credit reporting agency shall conduct periodic risk assessments of its information systems. Provides requirements for cybersecurity personnel and third-party service provider security policy. Provides that a consumer credit reporting agency shall establish a written incident response plan designed to promptly respond to a cybersecurity event. Provides that the consumer credit reporting agency shall notify the Department of Financial and Professional Regulation of the existence of a cybersecurity event no later than 72 hours after the event occurred. Makes other changes. Effective immediately.

**Primary Sponsors**

Mike Hastings

**Bill Summary:** Last edited by Brent Smoyer at Feb 1, 2019, 6:26 PM Registers and monitors consumer credit reporting agencies. First draft has no requirements on CRA's engaging in investigative consumer reporting.

State	Bill Number	Last Action	Status
IL	SB 1624	Public Act 101 0343 2019 08 09	Enacted

**Title**

Personal Information Report Ga

**Description**

Amends the Personal Information Protection Act. Provides that a data collector required to report breaches to more than 100 Illinois residents as a result of a single breach must also report to the Attorney General. Provides that the Attorney General shall report to the General Assembly specified information concerning breaches of data security by February 1 of each year. Provides that a data collector required to report breaches to more than 500 (rather than 100) Illinois residents must provide notice to the Attorney General in the most expedient time possible but in no event later than when notice is provided to the consumer (rather than within 14 days). Provides that the Attorney General may publish information concerning the breach. Deletes a proposed requirement that the Attorney General report to the General Assembly regarding breaches.

**Primary Sponsors**

Suzy Glowiak Hilton, Jacqui Collins, Kimberly Lightford, Ann Williams, Diane Pappas, Jonathan Carroll, Jaime Andrade, Chris Welch

State	Bill Number	Last Action	Status
MA	H 243	Hearing Rescheduled To 10 07 2019 From 01 00 Pm 04 00 Pm In Gardner Auditorium 2019 09 23	Failed sine die

**Title**

An Act in protection of personal identity

**Description**

By Mr. Gentile of Sudbury, a petition (accompanied by bill, House, No. 243) of Carmine Lawrence Gentile relative to the protection of personal identity. Consumer Protection and Professional Licensure.

**Primary Sponsors**

Carmine Gentile

State	Bill Number	Last Action	Status
MI	HB 4187	Referred To Second Reading 2019 12 10	Failed sine die

**Title**

Trade; data security; data breach notification act; enact. Creates new act. TIE BAR WITH: HB 4186'19

**Primary Sponsors**

Diana Farrington

State	Bill Number	Last Action	Status
NC	HB 904	Ref To The Com On Commerce If Favorable Rules Calendar And Operations Of The House 2019 04 22	Failed sine die

**Title**

Identity Theft Protection Act/Changes.

**Primary Sponsors**

Jason Saine, Brenden Jones, Robert Reives

State	Bill Number	Last Action	Status
NJ	A 1360	Reported Out Of Assembly Comm With Amendments 2nd Reading 2018 05 07	Failed sine die

**Title**

Requires certain notifications and free credit reports for customers following breach of security of personal information within business or public entity.

**Primary Sponsors**

Jim Kennedy, Kevin Rooney

State	Bill Number	Last Action	Status
NJ	A 1766	Introduced Referred To Assembly Homeland Security And State Preparedness Committee 2018 01 09	Failed sine die

**Title**

Requires certain persons and business entities to maintain comprehensive information security program.

**Primary Sponsors**

Annette Quijano

State	Bill Number	Last Action	Status
NJ	A 3043	Reported Out Of Assembly Committee 2nd Reading 2018 05 07	Failed sine die

**Title**

Requires consumer reporting agencies to increase protection of consumers' personal information.

**Primary Sponsors**

Valerie Vainieri Huttler, Jamal Holley, Carol Murphy

State	Bill Number	Last Action	Status
NJ	A 3245	Substituted By S 52 1 R 2019 02 25	In Assembly

**Title**

Requires disclosure of breach of security of online account.

**Primary Sponsors**

Ralph Caputo, Jay Webber, Carol Murphy

State	Bill Number	Last Action	Status
NJ	A 3541	Introduced Referred To Assembly Consumer Affairs Committee 2018 03 05	Failed sine die

**Title**

Revises requirements for disclosure of a breach of security of certain computerized records containing personal information.

**Primary Sponsors**

Annette Quijano, Kevin Rooney

State	Bill Number	Last Action	Status
NJ	A 5467	Introduced Referred To Assembly Science Innovation And Technology Committee 2019 06 06	In Assembly

**Title**

Creates affirmative defense for certain breaches of security.

**Primary Sponsors**

Tony Bucco, BettyLou DeCroce

State	Bill Number	Last Action	Status
NJ	S 52	Approved P L 2019 C 95 2019 05 10	Enacted

**Title**

Requires disclosure of breach of security of online account.

**Primary Sponsors**

Troy Singleton, Nia Gill, Ralph Caputo, Jay Webber, Carol Murphy

State	Bill Number	Last Action	Status
NJ	S 1524	Introduced In The Senate Referred To Senate Commerce Committee 2018 02 05	Failed sine die

**Title**

Revises requirements for disclosure of a breach of security of certain computerized records containing personal information.

**Primary Sponsors**

Shirley Turner

State	Bill Number	Last Action	Status
NJ	S 1850	Introduced In The Senate Referred To Senate Commerce Committee 2018 02 15	Failed sine die

**Title**

Requires consumer reporting agencies to increase protection of consumers' personal information.

**Primary Sponsors**

Shirley Turner

State	Bill Number	Last Action	Status
NJ	S 2692	Introduced In The Senate Referred To Senate Law And Public Safety Committee 2018 06 11	Failed sine die

**Title**

Requires certain persons and business entities to maintain comprehensive information security program.

**Primary Sponsors**

Tom Kean

State	Bill Number	Last Action	Status
NJ	S 3153	Introduced In The Senate Referred To Senate Commerce Committee 2018 10 29	Failed sine die

**Title**

Requires certain businesses to notify data subjects of collection of personally identifiable information and establishes certain security standards.

**Primary Sponsors**

Tom Kean

State	Bill Number	Last Action	Status
NJ	S 3836	Introduced In The Senate Referred To Senate Economic Growth Committee 2019 06 03	In Senate

**Title**

Creates affirmative defense for certain breaches of security.

**Primary Sponsors**

Tony Bucco, Tony Bucco

State	Bill Number	Last Action	Status
NY	A 465	Referred To Governmental Operations 2019 01 09	Failed sine die

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**Title**

Enacts the "personal information protection act"

**Description**

Enacts the "personal information protection act"; establishes a personal information bill of rights requiring parties having custody of residents' personal identifying information to ensure the security thereof; provides for the approval of programs to secure personal identifying information by the office of information security; requires the notification of the division of state police and the subjects of information upon the breach of such information; directs the office of technology services to establish an information sharing and analysis program to assess threats to cybersecurity; establishes standards for the protection of personal information and provides for a private right of action in the event such standards are violated.

**Primary Sponsors**

Amy Paulin

State	Bill Number	Last Action	Status
NY	A 1729	Referred To Governmental Operations 2019 01 16	Failed sine die

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**Title**

Relates to establishing a commission to study cyber security in the state

**Description**

Establishes a commission to study the European Union's general protection data regulation and the current state of cyber security in the state.

**Primary Sponsors**

Clyde Vanel

State	Bill Number	Last Action	Status
NY	A 5635	Substitute S 5575 Action Signed Chap 117 2019 07 25	Enacted

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**Title**

Relates to a notification of a security breach

**Description**

Relates to notification of a security breach; includes credit and debit cards; increases civil penalties.

**Primary Sponsors**

Michael DenDekker



State	Bill Number	Last Action	Status
NY	A 8169	Referred To Governmental Operations 2019 06 04	Failed sine die

**Title**

Relates to protecting personal information

**Description**

Places strict liability on companies where breaches of security allow for personal information to be compromised.

**Primary Sponsors**

Mike LiPetri

State	Bill Number	Last Action	Status
NY	S 133	Recommit Enacting Clause Stricken 2019 05 06	Failed sine die

**Title**

Relates to a notification of a security breach

**Description**

Relates to notification of a security breach; includes credit and debit cards; increases civil penalties.

**Primary Sponsors**

Dave Carlucci

State	Bill Number	Last Action	Status
NY	S 135	Referred To Consumer Protection 2019 01 09	Failed sine die

**Title**

Relates to the timeliness of disclosure of a breach of the security of a system that contains private information

**Description**

Relates to the timeliness of disclosure of a breach of the security of a system that contains private information; removes language that a fee be paid when a freeze is lifted; and requires a security freeze be lifted within one business day of a request.

**Primary Sponsors**

Dave Carlucci

State	Bill Number	Last Action	Status
NY	S 5575	Signed Chap 117 2019 07 25	Enacted

**Title**

Relates to a notification of a security breach

**Description**

Relates to notification of a security breach; includes credit and debit cards; increases civil penalties.

**Primary Sponsors**

Kevin Thomas

State	Bill Number	Last Action	Status
OK	SB 288	Coauthored By Representative Kannady Principal House Author 2019 02 13	Failed sine die

**Title**

Security Breach Notification Act; requiring disclosure of security breach to Attorney General; granting certain enforcement authority to Attorney General. Effective date.

**Bill Summary:** Last edited by Brent Smoyer at Jan 15, 2019, 5:04 PM  
A breach of security involving personal information must be reported to the OK AG immediately upon discovery. Failure to do so can result in a \$50,000 fine, as well as a \$1000 per day fine for each day after discovery that reporting is delayed.

**Primary Sponsors**

Adam Pugh, Chris Kannady

State	Bill Number	Last Action	Status
PA	HB 245	Referred To Commerce 2019 01 28	Failed sine die

**Title**

An Act amending the act of December 22, 2005 (P.L.474, No.94), known as the Breach of Personal Information Notification Act, further providing for definitions; providing for privacy agreements; further providing for notification of breach; and providing for disposal of materials containing personal information.

**Primary Sponsors**

Malcolm Kenyatta

State	Bill Number	Last Action	Status
PA	HB 270	Referred To Commerce 2019 01 29	Failed sine die

**Title**

An Act amending the act of November 29, 2006 (P.L.1463, No.163), known as the Credit Reporting Agency Act, further providing for definitions, for security freeze and for fees; and providing for credit monitoring services, for prohibiting the waiver of rights and for protected persons security freeze.

**Primary Sponsors**

Mike Driscoll

State	Bill Number	Last Action	Status
PA	HB 662	Referred To Judiciary 2019 03 01	Failed sine die

**Title**

An Act amending the act of December 22, 2005 (P.L.474, No.94), known as the Breach of Personal Information Notification Act, further providing for notification of breach.

**Primary Sponsors**

Tom Murt

State	Bill Number	Last Action	Status
PA	HB 1010	Referred To Commerce 2019 04 02	Failed sine die

**Title**

An Act requiring certain entities to provide notification of breach of personal information; and providing for a cause of action.

**Primary Sponsors**

Jared Solomon

State	Bill Number	Last Action	Status
PA	HB 1181	Re Referred To Commerce 2019 04 16	Failed sine die

**Title**

An Act amending the act of December 22, 2005 (P.L.474, No.94), known as the Breach of Personal Information Notification Act, further providing for definitions, for notification of breach and for notice exemption.

**Primary Sponsors**

Jonathan Fritz

State	Bill Number	Last Action	Status
PA	SB 308	Referred To Communications And Technology 2019 02 19	Failed sine die

**Title**

An Act amending the act of December 22, 2005 (P.L.474, No.94), known as the Breach of Personal Information Notification Act, further providing for definitions and for notification of breach; and providing for contents and nature of notice and for storage policies.

**Primary Sponsors**

Kristin Phillips-Hill

State	Bill Number	Last Action	Status
PA	SB 487	Referred To Communications And Technology 2019 03 28	Failed sine die

**Title**

An Act amending the act of December 22, 2005 (P.L.474, No.94), known as the Breach of Personal Information Notification Act, further providing for title of act, for definitions and for notification of breach; prohibiting employees of the Commonwealth from using nonsecured Internet connections; and providing for Commonwealth policy and for entities subject to the Health Insurance Portability and Accountability Act of 1996.

**Primary Sponsors**

Dan Laughlin

State	Bill Number	Last Action	Status
PA	SB 955	Referred To Communications And Technology 2019 11 15	Failed sine die

**Title**

An Act requiring certain entities to provide notification of breach of personal information; and providing for a cause of action.

**Primary Sponsors**

Gene Yaw

State	Bill Number	Last Action	Status
WA	HB 1071	Effective Date 3 1 2020 2019 05 07	Enacted

**Title**

Protecting personal information.

**Primary Sponsors**

Shelley Kloba

State	Bill Number	Last Action	Status
WA	SB 5064	Senate Rules X File 2019 03 18	Failed

**Title**

Protecting personal information.

**Primary Sponsors**

Joe Nguyen

**Bill Summary:** Last edited by Brent Smoyer at Jan 23, 2019, 6:01 PM  
Deals with notification of security breaches and relevant information to be included in the breach report.

**Employment Screening (78)**

State

CA

Bill Number

AB 367

Last Action

In Committee Hearing Postponed By  
Committee 2019 04 23

Status

Failed sine die

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**Title**

Presence at care facilities: conviction of crimes.

**Description**

AB 367, as introduced, Flora. Presence at care facilities: conviction of crimes. Existing law prohibits the State Department of Social Services from authorizing individuals who have been convicted of certain crimes from working or otherwise being present at a community care facility, a residential care facility for persons with a chronic, life-threatening illness, a residential care facility for the elderly, or a child daycare facility. The act requires the department to perform criminal background investigations of individuals as part of its licensing and regulatory oversight of these facilities. This bill would enumerate additional crimes that prohibit the department from authorizing an individual from working or otherwise being present at these facilities, including, among other crimes, the willful and unlawful use of personal identifying information.

**Primary Sponsors**

Heath Flora

**Title**

Transportation network companies: participating drivers: investigative consumer reports.

**Description**

AB 1008, as amended, Salas. Transportation network companies: participating drivers: investigative consumer reports. The Passenger Charter-party Carriers' Act defines a transportation network company as an organization, whether a corporation, limited liability company, partnership, sole proprietor, or other form, operating in California that provides prearranged transportation services for compensation using an online-enabled platform to connect passengers with drivers using a personal vehicle. Existing law requires a transportation network company to conduct, or have a third party conduct, a local and national criminal background check for each participating driver, as specified. Under existing federal law, the Fair Credit Reporting Act, a person may procure a consumer report for employment purposes, if, among other things, the person makes a clear and conspicuous disclosure in writing to the consumer that a consumer report may be obtained for employment purposes and the person first obtains the written authorization of the consumer. The Federal Trade Commission has interpreted this to mean that an employer may use a one-time blanket disclosure, and obtain permission from applicants or current employees to procure consumer reports, at any time during the application process or during the employee's tenure. Existing state law also authorizes the procurement of an investigative consumer report under generally the same conditions as federal law, but requires the person seeking the investigative report to provide written disclosure to, and to obtain written consent from, the consumer any time before a report is procured for employment purposes of the same consumer. This bill would exempt a transportation network company from the above-described state law that requires making additional written disclosures and obtaining additional written consent from the consumer any time a report is procured. The bill would provide, however, that the requirements under the federal Fair Credit Reporting Act that a person provide clear and conspicuous disclosure to, and to first obtain written authorization from, a consumer before procuring a consumer report would still apply to transportation network companies. The bill would also correct erroneous cross-references to code sections.

**Primary Sponsors**

Rudy Salas

**Title**

Sanctuary State Contracting and Investment Act.

**Description**

AB 1332, as amended, Bonta. Sanctuary State Contracting and Investment Act. Existing law, subject to certain exceptions, prohibits state and local law enforcement agencies, including school police and security departments, from using money or personnel to investigate, interrogate, detain, detect, or arrest persons for immigration enforcement purposes, as specified, and, subject certain to exceptions, proscribes other activities or conduct in connection with immigration enforcement by law enforcement agencies. Existing law requires, by October 1, 2018, the Attorney General, in consultation with the appropriate stakeholders, to publish model policies limiting assistance with immigration enforcement to the fullest extent possible for use by public schools, public libraries, health facilities operated by the state or a political subdivision of the state, and courthouses, among others. Existing law requires, among others, all public schools, health facilities operated by the state or a political subdivision of the state, and courthouses to implement the model policy, or an equivalent policy. Existing law also requires law enforcement agencies to report to the Department of Justice annually regarding transfers of persons to immigration authorities and requires the Attorney General to publish guidance, audit criteria, and training recommendations regarding state and local law enforcement databases, for purposes of limiting the availability of information for immigration enforcement, as specified. This bill, the Sanctuary State Contracting Act, would, among other things, require the Department of Justice, commencing on January 1, 2020, and quarterly thereafter, to publish a list on its internet website, based on specified criteria, of each person or entity that, in the opinion of the Department of Justice, is providing data broker, extreme vetting, or detention facilities support to any federal immigration agency, as specified. The bill would prohibit a state or local agency from entering into a new, amended, or extended contract or agreement with any person or entity that appears on the list published by the Department of Justice unless the state or local agency has made a finding that no reasonable alternative exists, as specified. The bill would exempt certain contracts or agreements from these provisions related to the administration of retirement benefits and investment of moneys for retirement benefits, as specified. The bill would authorize the Department of Justice to initiate, and require the department to receive and investigate, all complaints regarding violations of these provisions, and would require the department to issue findings regarding any alleged violation and notify any affected state or local ag... (click bill link to see more).

**Primary Sponsors**

Rob Bonta

**Title**

Community care facilities: criminal background checks.

**Description**

AB 1608, as amended, Holden. Community care facilities: criminal background checks. The existing California Community Care Facilities Act requires the State Department of Social Services to license and regulate community care facilities. The existing act requires the department to obtain a criminal history record for all applicants for licenses for these facilities and specified individuals connected with these facilities, including employees, volunteers, and officers of these facilities. The existing act prohibits persons with certain criminal convictions from obtaining a license and further prohibits these specified individuals from being present in a community care facility before obtaining either a criminal record clearance or a criminal record exemption from the department. This bill would require the department to establish a process to grant a simplified criminal record exemption to an applicant for a license or special permit to operate or manage a community care facility and the specified individuals connected with these facilities. The bill would prohibit the department from requiring an applicant for a license to disclose their criminal history information. The bill would require the department to post information on its internet website concerning applications, including the total number of applications for initial certification and the demographic information of applicants who were denied certification, granted a criminal record exemption, or granted a criminal record exemption with restrictions. The bill would require the department to publish data in aggregate and without any personally identifying information. The bill would require the department to collect the specified demographic information about individuals subject to the criminal background check process and to issue a report, on or before January 1, 2022, determining whether this data shows demographic disparities within the existing criminal background check process.

**Primary Sponsors**

Chris Holden



State

CA

Bill Number

AB 1796

Last Action

In Committee Hearing Postponed By  
Committee 2019 05 16

Status

Failed sine die

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**Title**

Community care facilities: criminal background checks.

**Description**

AB 1796, as amended, Levine. Community care facilities: criminal background checks. Existing law requires the State Department of Social Services to secure from an appropriate a law enforcement agency a criminal record regarding an applicant for a license or special permit to operate or manage a community care facility. Existing law requires that an application be denied unless the department grants a criminal record exemption. However, existing law authorizes the department, if a person meets all of the conditions for licensure except receipt of the person's criminal record information from the Federal Bureau of Investigation, to issue the license if the person signs a statement that they have never been convicted of a crime other than a traffic infraction in the United States. Existing law authorizes the department to revoke a license issued pursuant to that provision if, after licensure, the department determines that the person has a criminal record. This bill would delete that authorization and instead prohibit the department from granting a criminal record clearance or exemption until it receives complete state and federal criminal history information from the Department of Justice.

**Primary Sponsors**

Marc Levine

State  
CA

Bill Number  
SB 390

Last Action  
Chaptered By Secretary Of State Chapter 475  
Statutes Of 2019 2019 10 02

Status  
Enacted

#### Title

School safety: school security officers and security guards.

#### Description

SB 390, Umberg. School safety: school security officers and security guards. Under existing law, every school security officer employed by a school district or community college district, and every security guard working on the property of a school district or community college district pursuant to a contract with a private licensed security agency, who works more than 20 hours a week as a school security officer or security guard is required to complete a course of training developed by the Bureau of Security and Investigative Services of the Department of Consumer Affairs in consultation with the Commission on Peace Officer Standards and Training. This bill would require school security officers employed by a school district, charter school, county office of education, or community college district, commencing July 1, 2021, and security guards working on the property of a school district, charter school, county office of education, or community college district, to complete that training course regardless of the number of hours worked per week. The bill would require school districts, charter schools, county offices of education, and community college districts to provide the training required for their school security officer employees during regular work hours, except as specified. By imposing additional duties on school districts, charter schools, county offices of education, and community college districts, the bill would impose a state-mandated local program. The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

#### Primary Sponsors

Tom Umberg

State	Bill Number	Last Action	Status
DE	HB 256	Introduced And Assigned To Health Human Development Committee In House 2019 06 27	Failed sine die

**Title**

AN ACT TO AMEND TITLE 29 OF THE DELAWARE CODE RELATING TO BACKGROUND CHECKS FOR EMPLOYEES, CONTRACTORS, AND VOLUNTEERS OF THE DEPARTMENT OF HEALTH AND SOCIAL SERVICES.

**Description**

This bill requires criminal background checks for any current or prospective employees, contractors, and volunteers of the Division of Health and Social Services that visit families in their homes and in the community or have regular, direct access to children or adolescents under the age of 18. This background check includes fingerprinting for Delaware and national background checks as well as a check of the Child Protection Registry.

**Primary Sponsors**

Kim Williams, Nicole Poore

State	Bill Number	Last Action	Status
HI	HB 1267	Carried Over To 2020 Regular Session 2019 12 01	In House

**Title**

Relating To Employment.

**Description**

Clarifies that Hawaii's anti-discrimination law does not prohibit or prevent an employer, employment agency, or labor organization from refusing to hire or refer or from discharging an individual for reasons unrelated to unlawful discriminatory practices.

**Primary Sponsors**

Scott Saiki

State	Bill Number	Last Action	Status
HI	SB 1524	Carried Over To 2020 Regular Session 2019 12 01	In Senate

**Title**

Relating To The Medical Use Of Cannabis.

**Description**

Prohibits an employer from discriminating against an employee based on the employee's status as a qualifying patient and from taking action against an employee based solely on the employee's status as a qualifying patient or if the results of the employee's drug test are positive for cannabis, subject to certain exceptions. Specifies permissible and impermissible actions by employers and employees. Takes effect 1/1/2051. (SD1)

**Primary Sponsors**

Roz Baker, Stanley Chang

State	Bill Number	Last Action	Status
IA	HF 426	Amendment H 1064 Filed 2019 03 20	Passed Senate

**Title**

A bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies. (Formerly HSB 92.)

**Primary Sponsors**

Jon Jacobsen

State	Bill Number	Last Action	Status
IA	SSB 1089	Subcommittee Chapman Quirnbach And Smith R 2019 01 31	Failed sine die

**Title**

A bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

**Primary Sponsors**

Floor Managers: Jacobsen

State	Bill Number	Last Action	Status
IA	SSB 1126	Subcommittee Guth Taylor T And Whiting 2019 02 06	Failed sine die

**Title**

A bill for an act relating to professional licensing by limiting the authority of cities and counties to enact or enforce certain professional or occupational licensing laws and relating to qualifications for holding professional licenses.

**Primary Sponsors**

Senate Committee on Labor and Business Relations

State	Bill Number	Last Action	Status
IL	HB 2731	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

**Title**

Dnr-Background Checks

**Description**

Amends the Department of Natural Resources (Conservation) Law of the Civil Administrative Code of Illinois. Provides that it is unlawful for a person to volunteer for the Department of Natural Resources on Department owned or controlled property until a criminal background check has been approved by the Department. Provides that each volunteer applicant shall complete and sign a Department of Central Management Services Authorization for Release of Criminal History Information. Provides for certain criteria to determine if the applicant may volunteer with the Department. Provides that if the applicant believes the criminal history information is inaccurate, incomplete, or maintained in violation of any State or federal law or regulation, the applicant may order a Federal Bureau Investigation identity history report and challenge the criminal history within 30 days of the notification of denial by the Department. Provides that a criminal background check may be required by the Department at any time during the volunteer's time with the Department. Makes conforming changes to the Department of State Police Law of the Civil Administrative Code of Illinois. Makes other changes.

**Primary Sponsors**

Marcus Evans

State	Bill Number	Last Action	Status
IL	HB 2848	Tabled 2019 04 03	Failed sine die

**Title**

Crim History In College Apps

**Description**

Creates the Criminal History in College Applications Act. Defines terms. Provides that a college may not inquire about or consider an applicant's criminal history information at any time during the admission decision-making process, except as required by federal law or specified provisions of the Department of State Police Law of the Civil Administrative Code of Illinois or the Medical School Matriculant Criminal History Records Check Act, if applicable. Allows a college to use a multi-institution application, even if the application inquires about criminal history, but requires the college to disregard the information for the admission process. Allows a college to inquire about criminal history for certain purposes after the admission decision-making process, but forbids a college from rescinding an admission offer based on the information. Authorizes a college to provide certain information. Effective immediately.

**Primary Sponsors**

Kelly Cassidy

State	Bill Number	Last Action	Status
IL	HB 3056	Added Co Sponsor Rep Aaron M Ortiz 2019 05 14	Failed sine die

**Title**

Employee Background Fairness

**Description**

Creates the Employee Background Fairness Act. Provides that an employer may not refuse to hire an individual and may not discharge an individual because of the individual's criminal history unless the individual has one or more convictions and there is a direct relationship between one of more of an individual's convictions and the specific employment sought. Prohibits retaliation for exercising rights under the Act. Provides that an individual denied or discharged from employment because of his or her criminal history in violation of the Act may recover from the employer in a civil action: (1) damages in the amount of \$2,000 or actual damages, whichever is greater; (2) costs and reasonable attorney's fees as allowed by the court; and (3) any other appropriate relief, including punitive damages. Defines terms. Effective immediately.

**Primary Sponsors**

Curtis Tarver, Sonya Harper, Jehan Gordon-Booth, LaToya Greenwood

State	Bill Number	Last Action	Status
IL	HB 3061	Total Veto Stands No Positive Action Taken 2019 11 01	Vetoed

**Title**

Health Care Worker Background

**Description**

Amends the Health Care Worker Background Check Act. Provides that an individual otherwise qualified for and intending to apply for a direct care position who has a disqualifying conviction may initiate a fingerprint-based criminal history record check where a conditional offer of employment has not been made and such a background check has not been previously conducted, and allows those individuals to request a waiver of the prohibition of employment. Effective immediately. Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Provides that workforce intermediaries and organizations providing pro bono legal services may initiate a fingerprint-based criminal history record check if a conditional offer of employment has not been made and a background check has not been previously conducted for an individual who has a disqualifying conviction and is receiving services from a workforce, intermediary or an organization providing pro bono legal services. Defines the terms "workforce intermediaries" and "pro bono legal service organizations". Makes other changes. Effective immediately.

**Primary Sponsors**

Elgie Sims, Justin Slaughter

State	Bill Number	Last Action	Status
IL	HB 3654	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

**Title**

Permanent Employee Card

**Description**

Amends the Private Detective, Private Alarm, Private Security, Fingerprint Vendor, and Locksmith Act of 2004. Provides that no person shall be issued a permanent employee registration card who has been convicted of battery, aggravated battery, domestic battery, or aggravated domestic battery if the offense for which the person was convicted or adjudicated was sexually motivated. Effective immediately.

**Primary Sponsors**

David McSweeney

State	Bill Number	Last Action	Status
IL	SB 1965	Public Act 101 0176 2019 07 31	Enacted

**Title**

Health Care Worker Background

**Description**

Amends the Health Care Worker Background Check Act. Provides that an individual otherwise qualified for and intending to apply for a direct care position who has a disqualifying conviction may initiate a fingerprint-based criminal history record check where a conditional offer of employment has not been made and such a background check has not been previously conducted, and allows those individuals to request a waiver of the prohibition of employment. Effective immediately. Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Provides that workforce intermediaries and organizations providing pro bono legal services may initiate a fingerprint-based criminal history record check if a conditional offer of employment has not been made and a background check has not been previously conducted for an individual who has a disqualifying conviction and is receiving services from a workforce, intermediary or an organization providing pro bono legal services. Defines the terms "workforce intermediaries" and "pro bono legal service organizations". Makes other changes. Effective immediately.

**Primary Sponsors**

Elgie Sims, Michael McAuliffe, Justin Slaughter

State	Bill Number	Last Action	Status
MA	H 3354	Hearing Rescheduled To 10 08 2019 From 11 00 Am 05 00 Pm In A 1 2019 10 03	Failed sine die

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**Title**

An Act relative to criminal background checks for youth program volunteers

**Description**

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 3354) of David Paul Linsky for legislation to require the review of criminal offender record information for persons volunteering at organizations conducting activities and programs for children. The Judiciary.

**Primary Sponsors**

David Linsky

State	Bill Number	Last Action	Status
MA	HD 498	Hearing Rescheduled To 10 08 2019 From 11 00 Am 05 00 Pm In A 1 2019 10 03	Failed sine die

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**Title**

An Act relative to criminal background checks for youth program volunteers

**Description**

By Mr. Linsky of Natick, a petition (accompanied by bill, House, No. 3354) of David Paul Linsky for legislation to require the review of criminal offender record information for persons volunteering at organizations conducting activities and programs for children. The Judiciary.

**Primary Sponsors**

David Linsky

State	Bill Number	Last Action	Status
MA	HD 1670	Hearing Scheduled For 11 05 2019 From 10 00 Am 01 00 Pm In A 2 2019 11 01	Failed sine die

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**Title**

An Act relative to employment discrimination protections for legal cannabis

**Description**

By Mr. Rogers of Cambridge, a petition (accompanied by bill, House, No. 3537) of David M. Rogers and Cindy F. Friedman relative to employment discrimination protections for legal cannabis. Cannabis Policy.

**Primary Sponsors**

Dave Rogers



State	Bill Number	Last Action	Status
MA	S 322	Hearing Scheduled For 06 25 2019 From 10 00 Am 05 00 Pm In A 1 2019 06 14	Failed sine die

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**Title**

An Act relative to the screening of prospective school employees for prior investigations into child abuse or sexual misconduct

**Description**

By Mr. O'Connor, a petition (accompanied by bill, Senate, No. 322) of Patrick M. O'Connor, Patrick Joseph Kearney and Donald F. Humason, Jr. for legislation relative to the screening of prospective school employees for prior investigations into child abuse or sexual misconduct. Education.

**Primary Sponsors**

Patrick O'Connor

State	Bill Number	Last Action	Status
MA	SD 295	Hearing Scheduled For 12 17 2019 From 11 00 Am 02 00 Pm In A 2 2019 12 12	Failed sine die

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**Title**

An Act relative to employment protections for medical marijuana patients

**Description**

By Mr. Tran, a petition (accompanied by bill, Senate, No. 1119) of Dean A. Tran and Rebecca L. Rausch for legislation relative to employment protections for medical marijuana patients. Labor and Workforce Development.

**Primary Sponsors**

Dean Tran

State	Bill Number	Last Action	Status
MA	SD 1965	Hearing Scheduled For 06 25 2019 From 10 00 Am 05 00 Pm In A 1 2019 06 14	Failed sine die

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**Title**

An Act relative to the screening of prospective school employees for prior investigations into child abuse or sexual misconduct

**Description**

By Mr. O'Connor, a petition (accompanied by bill, Senate, No. 322) of Patrick M. O'Connor, Patrick Joseph Kearney and Donald F. Humason, Jr. for legislation relative to the screening of prospective school employees for prior investigations into child abuse or sexual misconduct. Education.

**Primary Sponsors**

Patrick O'Connor

State	Bill Number	Last Action	Status
ME	LD 45 (HP 46)	Pursuant To Joint Rule 310 3 Placed In Legislative Files Dead 2019 05 21	Failed

**Title**  
An Act To Amend the Law Regarding Maine's Background Check Center

**Bill Summary:** Last edited by Brent Smoyer at Jan 4, 2019, 7:55 PM  
This bill grants Maine DHHS authority to request state and national criminal history records, including fingerprint-based criminal history records, for "direct access workers" undergoing a background check.

**Primary Sponsors**  
Patty Hymanson

State	Bill Number	Last Action	Status
ME	LD 1340 (HP 968)	Signed By The Governor Emergency Measure 2019 06 20	Enacted

**Title**  
An Act To Require Criminal History Record Checks for All Prospective and Current Staff Members of the Office of the State Auditor

**Primary Sponsors**  
Danny Martin

State	Bill Number	Last Action	Status
ME	LD 1801 (HP 1282)	Signed By The Governor 2019 06 19	Enacted

**Title**  
An Act To Ensure Compliance with Federal Requirements for Background Checks of Certain Department of Health and Human Services Employees

**Primary Sponsors**  
Patty Hymanson

State	Bill Number	Last Action	Status
MI	HB 5213	Bill Electronically Reproduced 11 13 2019 2019 11 13	Failed sine die

**Title**  
Mental health; other; criminal history background check on prospective employees; clarify the home health agencies subject to requirement. Amends sec. 134a of 1974 PA 258 (MCL 330.1134a).

**Primary Sponsors**  
Nate Shannon

State	Bill Number	Last Action	Status
MI	HB 5214	Bill Electronically Reproduced 11 13 2019 2019 11 13	Failed sine die

**Title**

Health; home health care; criminal history background check on prospective employees; clarify the home health agencies subject to requirement. Amends sec. 20173a of 1978 PA 368 (MCL 333.20173a).

**Primary Sponsors**

Nate Shannon

State	Bill Number	Last Action	Status
MI	SB 539	Placed On Third Reading 2019 12 11	Failed sine die

**Title**

Human services; children's services; criminal history check for child caring institution staff and retention of certain data; update as required by the federal families first prevention services act. Amends secs. 5d & 5k of 1973 PA 116 (MCL 722.115d & 722.115k). TIE BAR WITH: SB 0467'19, SB 0469'19, SB 0468'19, SB 0466'19

**Primary Sponsors**

John Bizon

State	Bill Number	Last Action	Status
MI	SB 638	Referred To Committee On Health Policy And Human Services 2019 11 07	Failed sine die

**Title**

Mental health; other; criminal history background check on prospective employees; clarify the home health agencies subject to requirement. Amends sec. 134a of 1974 PA 258 (MCL 330.1134a).

**Primary Sponsors**

Paul Wojno

State	Bill Number	Last Action	Status
MI	SB 639	Referred To Committee On Health Policy And Human Services 2019 11 07	Failed sine die

**Title**

Health; home health care; criminal history background check on prospective employees; clarify the home health agencies subject to requirement. Amends sec. 20173a of 1978 PA 368 (MCL 333.20173a).

**Primary Sponsors**

Paul Wojno

State	Bill Number	Last Action	Status
MN	HF 532	Referred By Chair To Judiciary Finance And Civil Law Division 2019 03 07	Failed sine die

**Title**

Background checks required on all first-time teaching applicants, mandatory reporting expanded, and teacher code of ethics codified in statute and code of ethics repealed in rule.

**Primary Sponsors**

Sondra Erickson, Glenn Gruenhagen, Linda Runbeck, Peggy Bennett, Lisa Demuth

State	Bill Number	Last Action	Status
MN	HF 637	Governors Action Approval 2019 05 22	Enacted

**Title**

Health-related professions temporary license suspensions and background checks modified.

**Primary Sponsors**

Kelly Morrison, Tony Albright

State	Bill Number	Last Action	Status
MN	SF 583	Rule 45 Amend Subst General Orders Hf 637 2019 04 11	Failed sine die

**Title**

Temporary license suspensions and background checks for certain health-related professions modification

**Primary Sponsors**

Mark Johnson, Melissa Wiklund, Carla Nelson, Matt Klein, Jim Abeler

State	Bill Number	Last Action	Status
MO	HB 1896	Prefiled H 2019 12 23	In House

**Title**

Adds provisions relating to background checks in the medical marijuana industry

**Primary Sponsors**

Lane Roberts

State	Bill Number	Last Action	Status
NE	LB 459	Title Printed Carryover Bill 2020 01 08	In Legislature

**Title**

Change criminal background check provisions under the Child Care Licensing Act

**Primary Sponsors**

Senate Committee on Health and Human Services

State	Bill Number	Last Action	Status
NH	HB 251	Committee Report Ought To Pass With Amendment 2019 2776 H Nt Vote 19 0 Cc Hc 50 2019 10 31	In House

**Title**

relative to criminal background checks for education personnel.

**Primary Sponsors**

Linda Tanner

State	Bill Number	Last Action	Status
NH	HB 723	Committee Report Refer For Interim Study Vote 18 0 Cc Hc 50 P 5 2019 10 31	In House

**Title**

relative to requiring a criminal history records check for applicants for teaching certification.

**Primary Sponsors**

Glenn Cordelli

State	Bill Number	Last Action	Status
NH	HB 1615	To Be Introduced 01 08 2020 And Referred To Municipal And County Government 2019 12 06	In House

**Title**

requiring criminal background checks for persons brought into a library to interact with minors in library-sponsored events.

**Primary Sponsors**

Jack Flanagan

State	Bill Number	Last Action	Status
NJ	A 366	Introduced Referred To Assembly Homeland Security And State Preparedness Committee 2018 01 09	Failed sine die

**Title**

Requires criminal history record background checks for public employees handling vital records.

**Primary Sponsors**

Angelica Jimenez, Pam Lampitt, Nick Chiaravalloti

State	Bill Number	Last Action	Status
NJ	A 1126	Introduced Referred To Assembly Law And Public Safety Committee 2018 01 09	Failed sine die

**Title**

Addresses various concerns affecting post-release employment.

**Primary Sponsors**

Benjie Wimberly, Gordon Johnson, Verlina Reynolds-Jackson

State	Bill Number	Last Action	Status
NJ	A 2199	Introduced Referred To Assembly Education Committee 2018 02 01	Failed sine die

**Title**

Requires school districts, charter schools, nonpublic schools, and contracted service providers to review employment history of prospective employees to ascertain allegations of child abuse or sexual misconduct and includes penalties for certain willful violations.

**Primary Sponsors**

Jay Webber, Pam Lampitt, Nancy Munoz

State	Bill Number	Last Action	Status
NJ	A 2257	Introduced Referred To Assembly Labor Committee 2018 02 01	Failed sine die

**Title**

Immunizes employers from civil liability for certain disclosures regarding employees and former employees.

**Primary Sponsors**

Jay Webber

State	Bill Number	Last Action	Status
NJ	A 2287	Introduced Referred To Assembly Law And Public Safety Committee 2018 02 01	Failed sine die

**Title**

Clarifies that background check is required for renewal of security officer registration.

**Primary Sponsors**

Ron Dancer

State	Bill Number	Last Action	Status
NJ	A 2392	Introduced Referred To Assembly Regulated Professions Committee 2018 02 01	Failed sine die

**Title**

Revises requirements for certification of homemaker-home health aides, including establishing timeframe requirements for issuance of conditional and final certifications.

**Primary Sponsors**

Gary Schaer

State	Bill Number	Last Action	Status
NJ	A 2531	Introduced Referred To Assembly Education Committee 2018 02 01	Failed sine die

**Title**

Requires school districts, charter schools, nonpublic schools, and contracted service providers to review employment history of prospective employees to discover allegations of child abuse or sexual misconduct involving children.

**Primary Sponsors**

Joann Downey, Joe Lagana, Pam Lampitt

State	Bill Number	Last Action	Status
NJ	A 2726	Substituted By S 430 1 R 2018 06 21	Failed sine die

**Title**

Concerns certain real estate licensees.

**Primary Sponsors**

Tom Giblin

State	Bill Number	Last Action	Status
NJ	A 2905	Introduced Referred To Assembly Law And Public Safety Committee 2018 02 01	Failed sine die

**Title**

Requires criminal history background check for owners and employees of home service enterprises.

**Primary Sponsors**

John McKeon

State	Bill Number	Last Action	Status
NJ	A 3381	Substituted By S 414 2 R 2018 02 15	Failed sine die

**Title**

Requires school districts, charter schools, nonpublic schools, and contracted service providers to review employment history of prospective employees who will have regular contact with students to ascertain allegations of child abuse or sexual misconduct.

**Primary Sponsors**

Joann Downey, Jay Webber, Pam Lampitt, Joe Lagana

State	Bill Number	Last Action	Status
NJ	A 5122	Introduced Referred To Assembly Consumer Affairs Committee 2019 03 05	In Assembly

**Title**

Requires extensive background checks for certain motor vehicle dealers; expands criminal offenses disqualifying license holder and key employees of certain motor vehicle dealers; establishes wholesale license for sale of motor vehicles.

**Primary Sponsors**

Raj Mukherji, Annette Chaparro, Nick Chiaravalloti

State	Bill Number	Last Action	Status
NJ	S 418	Introduced In The Senate Referred To Senate Health Human Services And Senior Citizens Committee 2018 01 09	Failed sine die

**Title**

Requires criminal history record background checks for public employees handling vital records.

**Primary Sponsors**

Nellie Pou



State	Bill Number	Last Action	Status
NJ	S 545	Reported Out Of Assembly Committee 2nd Reading 2019 02 14	In Assembly

**Title**

Prohibits employers from obtaining, requiring, or discriminating on the basis of credit reports.

**Primary Sponsors**

Nia Gill, Shirley Turner

State	Bill Number	Last Action	Status
NJ	S 634	Introduced In The Senate Referred To Senate Health Human Services And Senior Citizens Committee 2018 01 09	Failed sine die

**Title**

Health Care Industry Representative Certification Act"; establishes requirements for certification of health care industry representatives.

**Primary Sponsors**

Bob Gordon

State	Bill Number	Last Action	Status
NJ	S 2123	Introduced In The Senate Referred To Senate Health Human Services And Senior Citizens Committee 2018 03 05	Failed sine die

**Title**

Provides for background checks and other requirements for certain agencies providing temporary home for child or pregnant woman during crisis.

**Primary Sponsors**

Nilsa Cruz-Perez

State	Bill Number	Last Action	Status
NJ	S 4263	Reported From Senate Committee 2nd Reading 2019 12 16	In Senate

**Title**

Allows certain persons to qualify for casino key employee license and casino employee registration.

**Primary Sponsors**

Sandra Cunningham, Steve Sweeney, Chris Brown

State	Bill Number	Last Action	Status
NY	A 1366	Referred To Children And Families 2019 01 15	Failed sine die

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**Title**

Prohibits certain child care facilities from employing felons; provides criminal record access for certain child care entities

**Description**

Prohibits certain enumerated child care facilities from employing or using as volunteers, persons convicted of certain enumerated offenses; also allows the facilities to have access to criminal records of its volunteers and employees and prospective volunteers and employees.

**Primary Sponsors**

Angelo Santabarbara

State	Bill Number	Last Action	Status
NY	A 6040	Referred To Health 2019 02 26	Failed sine die

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**Title**

Relates to criminal history records of maintenance employees in adult residential health and assisted living facilities

**Description**

Relates to criminal history records of maintenance employees in adult residential health and assisted living facilities.

**Primary Sponsors**

Peter Lawrence

State	Bill Number	Last Action	Status
NY	A 6418	Referred To Children And Families 2019 03 07	Failed sine die

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**Title**

Relates to the provision of criminal history background checks free of charge to mentoring programs operated by not-for-profit corporations

**Description**

Relates to the provision of criminal history background checks free of charge to mentoring programs operated by not-for-profit corporations.

**Primary Sponsors**

Doug Smith

State	Bill Number	Last Action	Status
NY	A 6956	Referred To Codes 2019 03 27	Failed sine die

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**Title**

Provides for the review of criminal history information by authorized employers and for creation of commission on criminal history information

**Description**

Authorizes in-home child care agencies, providers certified by the department of mental hygiene, home health agencies, licensed home care services agencies, long term home health care programs, residential health care facilities, hospices, and child day care providers to review criminal history information of current and prospective employees; creates the commission on criminal history information and prescribes the powers and duties of such commission.

**Primary Sponsors**

Joe Lentol

State	Bill Number	Last Action	Status
NY	A 7356	Print Number 7356 A 2019 05 29	Failed sine die

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**Title**

Relates to fingerprinting and background checks of construction contractors

**Description**

Relates to fingerprinting and background checks of construction contractors.

**Primary Sponsors**

Judy Griffin

State	Bill Number	Last Action	Status
NY	A 7506	Referred To Children And Families 2019 05 08	Failed sine die

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**Title**

Relates to the provision of criminal history background checks free of charge to mentoring programs operated by not-for-profit corporations

**Description**

Relates to the provision of criminal history background checks free of charge to mentoring programs operated by not-for-profit corporations.

**Primary Sponsors**

Phil Ramos

State	Bill Number	Last Action	Status
NY	S 4428	Referred To Health 2019 03 11	Failed sine die

**Title**

Provides for the review of the criminal history information of prospective residents of nursing homes

**Description**

Provides for the review of the criminal history information of prospective residents of nursing homes by the department of health to determine whether such resident has a prior sex offense conviction or a recent completion of the sentence for a criminal conviction; in any such case information on such conviction shall be disclosed to the nursing home.

**Primary Sponsors**

Kevin Parker

State	Bill Number	Last Action	Status
NY	S 6023	Referred To Children And Families 2019 06 19	Failed sine die

**Title**

Relates to the provision of criminal history background checks free of charge to mentoring programs operated by not-for-profit corporations

**Description**

Relates to the provision of criminal history background checks free of charge to mentoring programs operated by not-for-profit corporations.

**Primary Sponsors**

Jose Serrano

State	Bill Number	Last Action	Status
OK	SB 423	Coauthored By Representative Roberts Sean Principal House Author 2019 03 11	Failed sine die

**Title**

Standards for Workplace Drug and Alcohol Testing Act; modifying required conditions for collection of certain samples. Effective date.

**Primary Sponsors**

Julie Daniels, Sean Roberts

State	Bill Number	Last Action	Status
OK	SB 1177	Authored By Senator Sharp 2020 02 03	In Senate

**Title**

Occupations and professions; excepton to criminal conviciton being a license disqualifier. Effective date.

**Primary Sponsors**

Ron Sharp

State	Bill Number	Last Action	Status
PA	HB 1477	Third Consideration And Final Passage 2019 12 18	Failed sine die

**Title**

Amending Titles 18 (Crimes and Offenses) and 63 (Professions and Occupations (State Licensed)) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for use of records by licensing agencies; providing for preliminary provisions and for Bureau of Professional and Occupational Affairs; consolidating the provisions of Act 48 of 1993; and making a related repeal.

**Primary Sponsors**

Sheryl Delozier

State	Bill Number	Last Action	Status
PA	SB 68	Referred To Labor And Industry 2019 01 23	Failed sine die

**Title**

An Act prohibiting discrimination against persons based on unemployment status; providing for powers and duties of the Department of Labor and Industry; and imposing a penalty.

**Primary Sponsors**

Sharif Street

**Bill Summary:** Last edited by Brent Smoyer at Jan 23, 2019, 9:24 PM  
Fair chance - prevent discrimination based on unemployment status.

State	Bill Number	Last Action	Status
SC	S 595	Act No 52 2019 06 05	Enacted

**Title**

Childcare facilities

**Description**

An Act To Amend Section 63-13-40, Code Of Laws Of South Carolina, 1976, Relating To Background Checks For Childcare Facility Employment, So As To Provide That Childcare Facilities And Federally Subsidized Childcare Providers May Not Employ A Caregiver Or Other Staff If That Person Is Registered Or Required To Register On The National Sex Offender Registry, State Sex Offender Registry, Or Central Registry Of Child Abuse And Neglect, Or Has Been Convicted Of Certain Offenses, To Require Employees To Undergo Certain Background Checks, To Authorize The South Carolina Law Enforcement Division And The Federal Bureau Of Investigation To Retain, Store, And Share Background Check Records, To Provide A Fee For Background Checks, And For Other Purposes; To Amend Section 63-13-50, Relating To Fingerprint Review Exemptions, So As To Change The Period Of Time During Which The Exemption Applies; To Amend Sections 63-13-420 And 63-13-430, Relating To Licensing Or Renewal Requirements For Private Childcare Centers And Group Childcare Homes, So As To Make Conforming Changes, To Require Certain Background Checks For Older Youth Residing In Group Family Childcare Homes, And For Other Purposes; To Amend Sections 63-13-620 And 63-13-630, Relating To Issuance Or Renewal Of A Statement Of Approval For Public Childcare Centers And Group Childcare Homes, So As To Make Conforming Changes; To Amend Sections 63-13-810, 63-13-820, And 63-13-830, All Relating To Family Childcare Home Registration Issuance Or Renewal Requirements, So As To Make Conforming Changes And To Require Certain Background Checks For Older Youth Residing In Family Childcare Homes; To Amend Section 63-13-1010, Relating To Church And Religious Center Registration Issuance Or Renewal Requirements, So As To Make Conforming Changes; By Adding Article 10 To Chapter 13, Title 63 So As To Prohibit Individuals On The Sex Offender Registry From Working, With Or Without Compensation, With Minors, With Exceptions; And For Other Purposes. - Ratified Title

**Primary Sponsors**

Katrina Shealy

State	Bill Number	Last Action	Status
TN	SB 789	Effective Date S 03 28 2019 2019 04 09	Enacted

**Title**

Human Services, Dept. of - As enacted, authorizes state and national criminal history background checks and investigations of employees and contractors of the department who are likely to have access to individuals with disabilities. - Amends TCA Title 4, Chapter 3, Part 12.

**Primary Sponsors**

Jack Johnson

State	Bill Number	Last Action	Status
VA	HB 374	House Committee Referral Pending 2020 01 02	In House

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**Title**

Lottery Board; regulation of casino gaming.

**Description**

Lottery Board; regulation of casino gaming. Authorizes casino gaming in the Commonwealth to be regulated by the Virginia Lottery Board (the Board). Casino gaming shall be limited to certain cities that meet the criteria that is outlined in the bill, and a referendum must be passed in the city on the question of allowing casino gaming in the city. This bill is a reenactment of the first enactment of Senate Bill 1126 of the 2019 legislative session.

**Primary Sponsors**

Terry G. Kilgore

State	Bill Number	Last Action	Status
VA	HB 390	House Committee Referral Pending 2020 01 02	In House

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**Title**

Alcoholic beverage control; license and fee reform.

**Description**

Alcoholic beverage control; license and fee reform. Reorganizes all alcoholic beverage control licenses pursuant to the three-tier structure and license privileges, consolidates many licenses with common privileges, aligns license fee amounts with enforcement demands, and standardizes quantity limits on alcohol samples. The bill has a delayed effective date of July 1, 2021.

**Primary Sponsors**

Barry D. Knight

State	Bill Number	Last Action	Status
VT	H 377	Read First Time And Referred To The Committee On Judiciary 2019 02 22	Failed sine die

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**Title**

An act relating to statewide professional regulation standards for the licensure of applicants with criminal conviction histories

**Primary Sponsors**

Barbara Rachelson

State	Bill Number	Last Action	Status
VT	S 9	Read 1st Time Referred To Committee On Education 2019 01 15	Failed sine die

**Title**

An act relating to conducting background checks for home study programs

**Primary Sponsors**

Phil Baruth

State	Bill Number	Last Action	Status
VT	S 213	Read 1st Time Referred To Committee On Economic Development Housing And General Affairs 2020 01 07	In Senate

**Title**

An act relating to sports wagering

**Primary Sponsors**

Dick Sears

State	Bill Number	Last Action	Status
WA	HB 1565	By Resolution Returned To House Rules Committee For Third Reading 2019 04 28	Failed sine die

**Title**

Concerning certain providers sharing background checks.

**Primary Sponsors**

June Robinson

State	Bill Number	Last Action	Status
WA	HB 1833	Public Hearing In The House Committee On Education At 1 30 Pm 2019 04 01	Failed sine die

**Title**

Concerning school volunteers.

**Primary Sponsors**

Laurie Dolan

State	Bill Number	Last Action	Status
WA	SB 5568	Senate Rules X File 2019 03 18	Failed

**Title**

Concerning certain providers sharing background checks.

**Primary Sponsors**

Claire Wilson



#### Title

Criminal records: automatic relief.

#### Description

AB 1076, Ting. Criminal records: automatic relief. Existing law authorizes a person who was arrested and has successfully completed a prefiling diversion program, a person who has successfully completed a specified drug diversion program, a person who has successfully completed a specified deferred entry of judgment program, and a person who has suffered an arrest that did not result in a conviction, under certain conditions, to petition the court to seal the person's arrest record. Under existing law, if a defendant successfully completes certain diversion programs, the arrest for the crime for which the defendant was diverted is deemed to have never occurred. Existing law authorizes a defendant to petition to withdraw the defendant's plea of guilty or nolo contendere and enter a plea of not guilty, if the defendant has fulfilled the conditions of probation, or if other specified circumstances are met, and the defendant is not then serving a sentence for any offense, on probation for any offense, or charged with the commission of any offense. If relief is granted, existing law requires the court to dismiss the accusation or information against the defendant and release the defendant from all penalties and disabilities resulting from the offense, with exceptions. Existing law also authorizes a defendant to file a similar petition if the defendant was convicted of a misdemeanor and not granted probation, was convicted of an infraction, or completed a sentence for certain felonies, and the defendant met specified conditions. This bill would, commencing January 1, 2021, and subject to an appropriation in the annual Budget Act, require the Department of Justice, on a monthly basis, to review the records in the statewide criminal justice databases and to identify persons who are eligible for relief by having their arrest records, or their criminal conviction records, withheld from disclosure, as specified. The bill would require the department to grant relief to an eligible person, without requiring a petition or motion. The bill would not limit petitions, motions, or orders for relief, as required or authorized by any other law. The bill would require an update to the state summary criminal history information to document the relief granted. The bill would require the department, on a monthly basis, to electronically submit a notice to the superior court having jurisdiction over the criminal case, informing the court of all cases for which relief was granted. The bill would prohibit the court from disclosing information concerning an arrest or conviction granted relief, with exceptions. The bill would authorize the prosecuting attorney or probation department, no later than 90 calendar days before the date of a person's ... (click bill link to see more).

#### Primary Sponsors

Phil Ting

State	Bill Number	Last Action	Status
CA	SB 678	May 16 Hearing Held In Committee And Under Submission 2019 05 16	Failed sine die

#### Title

Restorative Justice Pilot Program.

#### Description

SB 678, as amended, Glazer. Restorative Justice Pilot Program. Existing law authorizes a court to grant pretrial diversion to a defendant in specified cases, including when the defendant is suffering from a mental disorder, specified controlled substances crimes, and when the defendant was, or currently is, a member of the United States military. This bill, until January 1, 2025, would require the Board of State and Community Corrections to establish the Restorative Justice Pilot Program and, upon appropriation of money for this purpose by the Legislature, would require the board to make 5-year grants to up to 3 counties to establish and operate restorative justice diversion programs. As part of the program, commencing January 1, 2021, the bill would require a court to defer an eligible defendant's sentence for up to 36 months while the defendant undergoes specified counseling. The bill would require, after counseling and other preparation of the parties, the responsible party to encounter, in a facilitated setting, the victims, or surrogates chosen to stand in for the victims, and directly address the harms the responsible person has caused. The bill would require the victim to be given the opportunity to assist in the shaping of the amends with which the responsible party is required to comply and would require the responsible party, the victim, and representatives of community stakeholders to jointly agree on a restorative justice plan that will bring amends to the victim and the community and help the responsible party make changes that will prevent the commission of additional crimes. This bill would require the board to establish requirements for all counties participating in the program to collect consistent data and to report that data to the board or a qualified research organization designated by the board. The bill would require the board to designate a qualified independent research organization to analyze the data collected and issue a report on the findings, as specified. Existing law provides that, except as otherwise provided by statute, all relevant evidence is admissible. The California Constitution provides for the Right to Truth-In-Evidence, which requires a 2/3 vote of the Legislature to exclude any relevant evidence from any criminal proceeding, as specified. This bill would make specified statements, and information derived from those statements, made as a part of the program inadmissible in any action or proceeding.

#### Primary Sponsors

Steve Glazer

State	Bill Number	Last Action	Status
DC	B 23-0016	Notice Of Intent To Act On B 23 0016 Published In The District Of Columbia Register 2019 01 11	Failed sine die

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**Title**

Second Chance Amendment Act of 2019

**Description**

BILL SUMMARY - As introduced it reforms the District's record sealing process, by mandating automatic sealing for non-dangerous, non-convictions, shortening the waiting periods before a person is eligible to seal their record, and expanding the eligibility of who can seal their record.

**Primary Sponsors**

Phil Mendelson

State	Bill Number	Last Action	Status
DE	HB 102	Signed By Governor 2019 06 20	Enacted

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**Title**

AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO CRIMES.

**Description**

This bill allows a person who is arrested or convicted of any crime, except a violent felony, which was a direct result of being a victim of human trafficking may file an application or for a pardon or expungement or make a motion to vacate judgment. This bill also makes changes to the Human Trafficking Interagency coordinating by adding another member of the judicial branch and a representative of the Department of Education. This bill also adds locations where a public awareness sign must be placed.

**Primary Sponsors**

Kim Williams, Nicole Poore, Ray Seigfried

#### Title

AN ACT TO AMEND TITLE 4, TITLE 10, TITLE 11, AND TITLE 16 OF THE DELAWARE CODE RELATING EXPUNGEMENT OF RECORDS OF ADULT ARREST AND CONVICTION.

**Bill Summary:** Last edited by Brent Smoyer at Apr 16, 2019, 5:20 PM  
Clean Slate Bill...possible model for other states given its scope and limits.

#### Description

In our modern society, a criminal record can limit a person's opportunities and the quality of life they can achieve for themselves and their families for years, and even decades, after that person has completed the terms of the criminal sentence imposed. Even the existence of an arrest record with no conviction can limit job opportunities, housing, access to higher education, credit, and access to jobs that require professional licensing. The General Assembly has expanded the availability of expungement for juvenile adjudications of delinquency quite dramatically in recent years, in recognition that people can and do change and move beyond mistakes of their past. The intent of this Act is to extend that same recognition to some categories of adult records of arrest and conviction. At present, Delaware allows adults to petition to have a record expunged in only 2 circumstances: (1) for an arrest that did not lead to conviction and (2) after a pardon is granted – but for certain misdemeanor offenses only. Under this Act, a person may have a record expunged through a petition to the State Bureau of Identification (SBI) for (1) charges resolved in favor of the petitioner; (2) a record that includes violations only after the passage of 3 years; and (3) after 5 years for some misdemeanors. Excluded from this SBI-only expungement process are convictions for any misdemeanor crimes of domestic violence, misdemeanor crimes where the victim is a child or a vulnerable adult, and unlawful sexual contact in the third degree. Allowing expungements for arrests without convictions and minor, isolated convictions through an application to the SBI will ease the burden on the courts and the Board of Pardons. This Act also provides that the court may grant a petition for expungement upon a showing of “manifest injustice” in the following situations: (1) 3 years have passed since the date of a single misdemeanor conviction; (2) a person has a single conviction in a felony case, and 7 years have passed from the date of conviction or release from incarceration, whichever is later; (3) 7 years have passed since conviction or release from incarceration on misdemeanor domestic violence or misdemeanor conviction with child or vulnerable adult victim. A felony conviction for any of the following crimes is not eligible for expungement through this court process: Title 11 violent felonies; 16 Del C. § 1136; 31 Del C § 3913; any “felony conviction involving physical or sexual assault crimes” as defined in the Beau Biden Child Protection Act. A conviction for unlawful sexual contact third degree may not be expunged through the court-only process. The Department of Justice will have an opportunity to state its position on the expungement petition to the court, and is empowered to s... (click bill link to see more).

#### Primary Sponsors

Darius Brown, David McBride, Bryan Townsend, Anthony Delcollo, Sean Lynn, Valerie Longhurst, Sherry Dorsey Walker, Franklin Cooke

**Title**

Substitute 1: AN ACT TO AMEND TITLE 4, TITLE 10, TITLE 11, AND TITLE 16 OF THE DELAWARE CODE RELATING EXPUNGEMENT OF RECORDS OF ADULT ARREST AND CONVICTION.

**Description**

In our modern society, a criminal record can limit a person's opportunities and the quality of life they can achieve for themselves and their families for years, and even decades, after that person has completed the terms of the criminal sentence imposed. Even the existence of an arrest record with no conviction can limit job opportunities, housing, access to higher education, credit, and access to jobs that require professional licensing. The General Assembly has expanded the availability of expungement for juvenile adjudications of delinquency quite dramatically in recent years, in recognition that people can and do change and move beyond mistakes of their past. The intent of this Act is to extend that same recognition to some categories of adult records of arrest and conviction. At present, Delaware allows adults to petition to have a record expunged in only 2 circumstances: (1) for an arrest that did not lead to conviction and (2) after a pardon is granted – but for certain misdemeanor offenses only. Under this Act, a person may have a record expunged through a petition to the State Bureau of Identification (SBI) for (1) charges resolved in favor of the petitioner; (2) a record that includes violations only after the passage of 3 years; and (3) some misdemeanors after 5 years. Excluded from this SBI-only expungement process are convictions for any misdemeanor crimes of domestic violence, misdemeanor crimes where the victim is a child or a vulnerable adult, and unlawful sexual contact in the third degree. Allowing expungements for arrests without convictions and minor, isolated convictions through an application to the SBI will ease the burden on the courts and the Board of Pardons. This Act also provides that the court may grant a petition for expungement upon a showing of “manifest injustice” in the following situations: (1) 3 years have passed since the date of a single misdemeanor conviction; (2) a person has a single conviction in a felony case and 7 years have passed from the date of conviction or release from incarceration, whichever is later; (3) 7 years have passed since conviction or release from incarceration on misdemeanor domestic violence or misdemeanor conviction with child or vulnerable adult victim. A felony conviction for any of the following crimes is not eligible for expungement through this discretionary only expungement process, but may be expunged by a court following a pardon: Title 11 violent felonies; § 1136 of Title 16 (crimes against a resident of a long-term care facility; § 3913 of Title 31 (crimes against an adult who is impaired due to a physical or mental disability); and any “felony conviction involving physical or sexual assault crimes” as defined in the Beau Biden Child Protection Act. The Depart... (click bill link to see more).

**Primary Sponsors**

Darius Brown, David McBride, Bryan Townsend, Anthony Delcollo, Sean Lynn, Valerie Longhurst, Sherry Dorsey Walker, Franklin Cooke

State	Bill Number	Last Action	Status
FL	HB 615	Now In Criminal Justice Subcommittee 2019 11 25	In House

**Title**

Juvenile Diversion Program Expunction

**Description**

Removes requirement that limits diversion program expunction to programs for misdemeanor offenses.

**Primary Sponsors**

Clovis Watson

State	Bill Number	Last Action	Status
FL	SB 702	Referred To Criminal Justice Appropriations Subcommittee On Criminal And Civil Justice Appropriations 2019 11 18	In Senate

**Title**

Juvenile Diversion Program Expunction

**Description**

Deleting a requirement that limits diversion program expunction to programs for misdemeanor offenses, etc.

**Primary Sponsors**

Keith Perry

State	Bill Number	Last Action	Status
IA	HF 702	Referred To Judiciary 2019 04 04	Failed sine die

**Title**

A bill for an act relating to the expungement of a deferred judgment upon a person's discharge from probation. (Formerly HF 351.)

**Primary Sponsors**

Joe Mitchell

State	Bill Number	Last Action	Status
IA	HSB 237	Committee Report Recommending Passage 2019 03 07	Failed sine die

**Title**

A bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions. (See HF 729.)

**Primary Sponsors**

Jarad Klein

State	Bill Number	Last Action	Status
IA	SF 87	Subcommittee Dawson R Taylor And Zaun 2019 01 23	Failed sine die

**Title**

A bill for an act relating to the expungement of records of certain misdemeanor offenses, and including applicability provisions.

**Primary Sponsors**

Joe Bolkcom, Zach Wahls

**Bill Summary:** Last edited by Brent Smoyer at Jan 24, 2019, 4:32 PM

Allows for petition of expungement for local ordinance violations after 2 years. Allows misdemeanor expungement if the defendant has established that more than eight years have passed since the date of the conviction, the defendant has no pending criminal charges, and all court costs, fees, fines, and restitution and other financial obligations ordered by the court have been paid.

State	Bill Number	Last Action	Status
IL	HB 49	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

**Title**

Crim Id-Immediate Expunge

**Description**

Amends the Criminal Identification Act. Provides that records of charges that result in an acquittal or dismissal with prejudice, except for minor traffic offenses, may be immediately expunged after the final disposition of the case. Provides that upon entry of judgment, the defendant shall be informed of this right and the proper procedures to follow to have records that are eligible be immediately expunged. Provides that the petition may be filed on behalf of the defendant by his or her attorney at the final disposition hearing, or by the defendant at any time. Provides that the State's Attorney may not object to an immediate expungement petition and the presiding trial judge shall enter an order granting or denying the petition during the hearing in which the petition is filed. Provides that no fees shall be charged by the circuit court clerk or the Department of State Police for processing petitions filed under this provision. Makes other changes.

**Primary Sponsors**

Rita Mayfield, La Shawn Ford

State	Bill Number	Last Action	Status
IL	HB 187	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Crim Id-Immediate Expunge

**Description**

Amends the Criminal Identification Act. Provides that records of charges that result in an acquittal or dismissal with prejudice, except for minor traffic offenses, may be immediately expunged after the final disposition of the case. Provides that upon entry of judgment, the defendant shall be informed of this right and the proper procedures to follow to have records that are eligible be immediately expunged. Provides that the petition may be filed on behalf of the defendant by his or her attorney at the final disposition hearing, or by the defendant at any time. Provides that the State's Attorney may not object to an immediate expungement petition and the presiding trial judge shall enter an order granting or denying the petition during the hearing in which the petition is filed. Provides that no fees shall be charged by the circuit court clerk or the Department of State Police for processing petitions filed under this provision. Makes other changes.

**Primary Sponsors**

La Shawn Ford



State	Bill Number	Last Action	Status
IL	HB 1634	Removed Co Sponsor Rep Maurice A West II 2019 03 29	Failed sine die

#### Title

Dui-Sealing & Expungement

#### Description

Amends the Criminal Identification Act. Provides that a person may petition for sealing or expungement for a violation of driving under the influence of alcohol or drugs, aggravated driving under the influence of alcohol or drugs, or a similar provision of a local ordinance after a period of 10 years after the termination of the petitioner's sentence if the petitioner has not been arrested for, or convicted of, a subsequent violation. Replaces everything after the enacting clause. Amends the Criminal Identification Act. Provides that the court may not order the sealing or expungement of the records of arrests or charges not initiated by arrest that result in an order of supervision for or conviction of driving under the influence of alcohol, other drug or drugs, intoxicating compound or compounds or any combination thereof (DUI) under the Illinois Vehicle Code or a similar provision of a local ordinance; except that the court may order the sealing of one misdemeanor record of arrest or charge not initiated by arrest that results in an order of supervision for or conviction of DUI under the Illinois Vehicle Code or a similar provision of a local ordinance per petitioner if each of the following conditions have been met: (1) the petitioner has not previously been convicted of or placed on supervision for DUI under the Illinois Vehicle Code or a similar provision of a local ordinance; (2) 10 or more years have passed since the termination of the petitioner's sentence; (3) during the commission of the violation, the petitioner did not proximately cause death or personal injury to any other person or damage the property of any other person and was not arrested for a violation of resisting or obstructing a peace officer; (4) during the arrest or stop of the petitioner by a law enforcement officer for commission of the violation, the petitioner submitted to a test under the Illinois Vehicle Code to determine whether the petitioner was driving under the influence when requested by a law enforcement officer; (5) the petitioner has no other misdemeanor or felony driving charge on his or her driving abstract; and (6) the judge examined the driving abstract of the petitioner petitioning to have his or her records sealed under this provision and made a finding entered on the record that the petitioner did not enter into a plea agreement on a lesser charge other than a DUI under the Illinois Vehicle Code or a similar provision of a local ordinance, and the facts did not support that the petitioner had previously committed a DUI under the Illinois Vehicle Code or a similar provision of a local ordinance.

#### Primary Sponsors

Tony McCombie

State	Bill Number	Last Action	Status
IL	HB 2436	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Crim Id-Review Period

**Description**

Amends the Criminal Identification Act. Provides that notwithstanding current law, objections to a petition to expunge or seal must be filed within 15 days in cases in which a petitioner has met all of eligibility requirements under the Act and has demonstrated employment. Provides that a hearing on the basis of an objection for such an eligible petitioner shall be held within 15 days. Effective January 1, 2020.

**Primary Sponsors**

Mary Flowers, LaToya Greenwood

State	Bill Number	Last Action	Status
IL	HB 2493	House Committee Amendment No 1 Rule 19 C Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Crim Id-Auto Expunge-Cannabis

**Description**

Amends the Criminal Identification Act. Provides that notwithstanding any other provision of the Act, on and after the effective date of the amendatory Act, a person who was convicted of or pled guilty to a possession of not more than 30 grams of any substance containing cannabis or possession of drug paraphernalia seized in relation to possession of not more than 10 grams of any substance containing cannabis is subject to automatic expungement. The person may petition the court of his or her right to have eligible records immediately expunged. Provides that the clerk shall deliver a certified copy of the expungement order to the Department of State Police and the arresting agency. Provides that upon request, the State's Attorney shall furnish the name of the arresting agency. Provides that the expungement shall be completed within 14 business days after the receipt of the expungement order.

**Primary Sponsors**

La Shawn Ford

State	Bill Number	Last Action	Status
IL	HB 2500	Rule 19 A Re Referred To Rules Committee 2019 04 12	Failed sine die

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**Title**

Seal Or Expunge-Objections

**Description**

Amends the Criminal Identification Act. Provides that objections to a petition to expunge or seal must be filed within 30 days (rather than 60 days) of the date of service of the petition.

**Primary Sponsors**

Chris Welch

State	Bill Number	Last Action	Status
IL	HB 2621	House Committee Amendment No 2 Rule 19 C Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Expungement-Decriminalization

**Description**

Amends the Criminal Identification Act. Provides that a petitioner may petition the circuit court to expunge the records of his or her arrests and charges not initiated by arrest when each arrest or charge not initiated by arrest sought to be expunged resulted in the underlying conduct being later decriminalized.

**Primary Sponsors**

Arthur Turner, Justin Slaughter, Mary Flowers, Carol Ammons

State	Bill Number	Last Action	Status
IL	HB 3392	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

#### Title

Limited Access-Criminal Record

#### Description

Amends the Criminal Identification Act. Provides that criminal history record information of certain specified convictions shall automatically receive limited access when completion of court ordered financial obligations of the sentence has occurred and 10 years have passed since the most recent misdemeanor or felony conviction. Provides that if a person's case receives limited access not in accordance law or a person receiving limited access is subsequently convicted of a misdemeanor or felony, the State's Attorney of the county in which the underlying or subsequent conviction took place or the Attorney General, if the Attorney General obtained the conviction for the underlying conviction, shall have standing to challenge the limited access granted by the court. Provides that the Department of State Police may object under certain circumstances. Provides that an offense provided limited access may not be considered a conviction that would prohibit the employment of a person under State or federal law that prohibits employment based on State convictions to the extent permitted by federal law. Makes other changes.

#### Primary Sponsors

Jehan Gordon-Booth

State	Bill Number	Last Action	Status
IL	HB 3849	Referred To Rules Committee 2019 10 17	In House

#### Title

Expungement Eligibility

#### Description

Amends the Criminal Identification Act. Provides that notwithstanding the eligibility requirements regarding expungement, a petitioner is eligible to petition the circuit court to expunge all records that have been sealed 3 years after the petitioner is granted sealing if the petitioner has not been arrested or has not had one or more criminal convictions between the court granting sealing and the filing of the petition for relief.

#### Primary Sponsors

La Shawn Ford

State	Bill Number	Last Action	Status
IL	HB 3974	Filed With The Clerk By Rep Jehan Gordon Booth 2019 11 15	In House

**Title**

State Government-Sealing

**Description**

Amends the expungement, sealing, and immediate sealing provisions of the Criminal Identification Act. Adds a subsection concerning automatic sealing of certain criminal records. Provides that the purpose of the subsection is to create the Clean Slate Act to provide for automatic sealing of certain criminal records.

**Primary Sponsors**

Jehan Gordon-Booth

State	Bill Number	Last Action	Status
IL	SB 1640	Rule 3 9 A Re Referred To Assignments 2019 03 22	Failed sine die

**Title**

Expungement-Decriminalization

**Description**

Amends the Criminal Identification Act. Provides that a petitioner may petition the circuit court to expunge the records of his or her arrests and charges not initiated by arrest when each arrest or charge not initiated by arrest sought to be expunged resulted in the underlying conduct being later decriminalized.

**Primary Sponsors**

Kimberly Lightford, Iris Martinez, Jacqui Collins, Laura Fine

State	Bill Number	Last Action	Status
IL	SB 1816	Rule 3 9 A Re Referred To Assignments 2019 03 28	Failed sine die

**Title**

Expungement-Cannabis

**Description**

Amends the Criminal Identification Act. Provides that notwithstanding any other provision relating to expungement of conviction records, a petitioner may petition the circuit court to expunge records of a conviction or plea of guilty for possession of not more than 10 grams of any substance containing cannabis or possession of drug paraphernalia seized in relation to possession of not more than 10 grams of any substance containing cannabis before July 29, 2016, (the effective date of Public Act 99-697) if 3 years or more have passed since the petitioner has completed his or her sentence.

**Primary Sponsors**

Kimberly Lightford

State	Bill Number	Last Action	Status
MA	H 3378	Hearing Rescheduled To 10 08 2019 From 11 00 Am 05 00 Pm In A 1 2019 10 03	Failed sine die

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**Title**

An Act providing easier and greater access to record sealing

**Description**

By Ms. Malia of Boston, a petition (accompanied by bill, House, No. 3378) of Elizabeth A. Malia and others relative to the sealing of and access to sealed court records. The Judiciary.

**Primary Sponsors**

Liz Malia

State	Bill Number	Last Action	Status
MA	H 3721	Hearing Rescheduled To 10 08 2019 From 11 00 Am 05 00 Pm In A 1 2019 10 03	Failed sine die

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**Title**

An Act relative to the expungement of records of marijuana arrests

**Description**

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3721) of Chynah Tyler and others relative to the expungement of records of marijuana arrests. The Judiciary.

**Primary Sponsors**

Chynah Tyler

State	Bill Number	Last Action	Status
MA	HD 3589	Hearing Rescheduled To 10 08 2019 From 11 00 Am 05 00 Pm In A 1 2019 10 03	Failed sine die

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**Title**

An Act relative to the expungement of records of marijuana arrests

**Description**

By Ms. Tyler of Boston, a petition (accompanied by bill, House, No. 3721) of Chynah Tyler and others relative to the expungement of records of marijuana arrests. The Judiciary.

**Primary Sponsors**

Chynah Tyler

State	Bill Number	Last Action	Status
MI	HB 4980	Referred To Committee On Judiciary And Public Safety 2019 11 07	Failed sine die

**Title**

Criminal procedure; expunction; certain convictions to be automatically set aside after 10 years under certain circumstances; provide for. Amends secs. 1 & 4 of 1965 PA 213 (MCL 780.621 & 780.624) & adds sec. 1b. TIE BAR WITH: HB 4981'19, HB 5120'19, HB 4984'19, HB 4985'19, HB 4983'19, HB 4982'19

**Primary Sponsors**

Eric Leutheuser

State	Bill Number	Last Action	Status
MI	HB 4981	Referred To Committee On Judiciary And Public Safety 2019 11 07	Failed sine die

**Title**

Criminal procedure; expunction; certain traffic offense committed by a person without a commercial driver license to be set aside; allow. Amends sec. 1 of 1965 PA 213 (MCL 780.621). TIE BAR WITH: HB 5120'19, HB 4984'19, HB 4985'19, HB 4983'19, HB 4980'19, HB 4982'19

**Primary Sponsors**

Pauline Wendzel

State	Bill Number	Last Action	Status
MI	HB 4982	Referred To Committee On Judiciary And Public Safety 2019 11 07	Failed sine die

**Title**

Criminal procedure; expunction; set aside process for certain marihuana related offenses; modify. Amends sec. 1 of 1965 PA 213 (MCL 780.621). TIE BAR WITH: HB 4981'19, HB 5120'19, HB 4984'19, HB 4985'19, HB 4983'19, HB 4980'19

**Primary Sponsors**

Luke Meerman

State	Bill Number	Last Action	Status
MI	HB 4983	Referred To Committee On Judiciary And Public Safety 2019 11 07	Failed sine die

**Title**

Criminal procedure; expunction; time period after certain events applicant must wait to petition to set aside a conviction; amend. Amends sec. 1 of 1965 PA 213 (MCL 780.621). TIE BAR WITH: HB 4981'19, HB 5120'19, HB 4984'19, HB 4985'19, HB 4980'19, HB 4982'19

**Primary Sponsors**

Yousef Rabhi

State	Bill Number	Last Action	Status
MI	HB 4984	Referred To Committee On Judiciary And Public Safety 2019 11 07	Failed sine die

**Title**

Criminal procedure; expunction; number of felony and misdemeanor offenses that may be set aside; expand. Amends sec. 1 of 1965 PA 213 (MCL 780.621).

**Primary Sponsors**

David LaGrand

State	Bill Number	Last Action	Status
MI	HB 4985	Referred To Committee On Judiciary And Public Safety 2019 11 07	Failed sine die

**Title**

Criminal procedure; records; expungement of multiple felonies arising out of the same criminal transaction; allow under certain circumstances. Amends sec. 1 of 1965 PA 213 (MCL 780.621). TIE BAR WITH: HB 4981'19, HB 5120'19, HB 4984'19, HB 4983'19, HB 4980'19, HB 4982'19

**Primary Sponsors**

Sherry Gay-Dagnogo

State	Bill Number	Last Action	Status
NJ	A 2796	Introduced Referred To Assembly Judiciary Committee 2018 02 01	Failed sine die

**Title**

Clarifies provisions concerning expungement of certain criminal records.

**Primary Sponsors**

John McKeon

State	Bill Number	Last Action	Status
NJ	A 4497	Reported From Assembly Comm As A Substitute 2nd Reading 2019 03 18	In Assembly

**Title**

New Jersey Cannabis Regulatory and Expungement Aid Modernization Act"; legalizes personal use cannabis for adults; creates Cannabis Regulatory Commission to regulate personal use and medical cannabis; provides expungement relief for certain past marijuana offenses.

**Primary Sponsors**

Annette Quijano, Jamal Holley, Britnee Timberlake, Angela McKnight



State	Bill Number	Last Action	Status
NJ	A 4498	Substituted By S 3205 2 R 2019 06 10	In Assembly

**Title**

Revises expungement eligibility and procedures.

**Primary Sponsors**

Jamal Holley, Angela McKnight, Benjie Wimberly

State	Bill Number	Last Action	Status
NJ	A 5807	Introduced Referred To Assembly Judiciary Committee 2019 11 07	In Assembly

**Title**

Imposes certain duties on persons or entities engaged in business pertaining to criminal records and imposes penalties for disseminating expunged record; increases maximum fine for current disorderly persons offense.

**Primary Sponsors**

Annette Quijano

State	Bill Number	Last Action	Status
NJ	A 5981	Substituted By S 4154 1 R 2019 12 16	In Assembly

**Title**

Revises expungement eligibility and procedures, including new "clean slate" automated process to render convictions and related records inaccessible; creates e-filing system for expungements; eliminates expungement filing fees; appropriates \$15 million to DLPS for implementation.

**Primary Sponsors**

Jamal Holley, Annette Quijano, Angela McKnight, Benjie Wimberly, Verlina Reynolds-Jackson

State	Bill Number	Last Action	Status
NJ	S 2058	Introduced In The Senate Referred To Senate Law And Public Safety Committee 2018 02 26	Failed sine die

**Title**

Requires notification to certain law enforcement officials of application to expunge civil commitment records.

**Primary Sponsors**

Tom Kean

State	Bill Number	Last Action	Status
NJ	S 3205	Conditional Veto Received In The Senate 2019 08 23	Vetoed

**Title**

Revises expungement eligibility and procedures.

**Primary Sponsors**

Sandra Cunningham, Teresa Ruiz, Steve Sweeney, Jamal Holley,  
Angela McKnight, Benjie Wimberly

State	Bill Number	Last Action	Status
NJ	S 4154	Approved P L 2019 C 269 2019 12 18	Enacted

**Title**

Revises expungement eligibility and procedures, including new "clean slate" automated process to render convictions and related records inaccessible; creates e-filing system for expungements; eliminates expungement filing fees; appropriates \$15 million to DLPS for implementation.

**Primary Sponsors**

Sandra Cunningham, Steve Sweeney, Teresa Ruiz, Jamal Holley,  
Annette Quijano, Angela McKnight, Benjie Wimberly, Verlina  
Reynolds-Jackson

State	Bill Number	Last Action	Status
NY	A 4171	Referred To Codes 2019 02 01	Failed sine die

**Title**

Authorizes a person to petition for expungement of records of arrest, investigation, detention and computer databases in certain instances

**Description**

Authorizes a person to petition for expungement of records of arrest, investigation, detention and computer databases in certain instances where such person may have been falsely arrested, whose case was dismissed, or where innocent.

**Primary Sponsors**

Jeffrion Aubry

State	Bill Number	Last Action	Status
NY	A 8021	Ordered To Third Reading Rules Cal 523 2019 06 18	Failed sine die

**Title**

Relates to the sealing and expungement of records in persons in need of supervision cases in family court

**Description**

Relates to the sealing and expungement of records in persons in need of supervision cases in family court.

**Primary Sponsors**

Ellen Jaffee

State	Bill Number	Last Action	Status
NY	A 8161	Referred To Codes 2019 06 04	Failed sine die

**Title**

Provides that certain applicants be eligible for conviction sealing

**Description**

Provides that certain applicants be eligible for conviction sealing.

**Primary Sponsors**

Joe Lentol

State	Bill Number	Last Action	Status
NY	S 6183	Print Number 6183 A 2019 06 12	Failed sine die

**Title**

Relates to conviction sealing for certain applicants

**Description**

Provides that certain applicants be eligible for conviction sealing.

**Primary Sponsors**

Zellnor Myrie

State	Bill Number	Last Action	Status
NY	S 6561	Referred To Rules 2019 06 16	Failed sine die

**Title**

Provides that certain applicants be eligible for conviction sealing

**Description**

Provides that certain applicants be eligible for conviction sealing.

**Primary Sponsors**

Zellnor Myrie

State	Bill Number	Last Action	Status
OH	HB 1	Refer To Committee Judiciary 2019 09 11	Failed sine die

**Title**

Modify intervention in lieu of conviction/sealing requirements

**Description**

To amend sections 2951.041, 2953.31, and 2953.32 of the Revised Code to modify the requirements for intervention in lieu of conviction and for sealing records of conviction.

**Primary Sponsors**

Phil Plummer, Paula Hicks-Hudson

State	Bill Number	Last Action	Status
OH	SB 47	Reported Substitute Judiciary 2019 04 10	Failed sine die

**Title**

Allow certain sex offenders to petition for SORN reclassification

**Bill Summary:** Last edited by Brent Smoyer at Feb 13, 2019, 5:57 PM  
Expungment and sealing of sex offender records

**Description**

To amend sections 2929.17, 2953.32, and 2953.36 and to enact section 2950.151 of the Revised Code to create a procedure for certain offenders convicted of unlawful sexual conduct with a minor to petition a court for reclassification or removal from duties under the Sex Offender Registration and Notification Law and to permit record sealing in those cases.

**Primary Sponsors**

John Eklund

State	Bill Number	Last Action	Status
PA	HB 440	Referred To Judiciary 2019 12 26	Failed sine die

**Title**

An Act amending Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in criminal history record information, further providing for expungement, for petition for limited access, for clean slate limited access and for effects of expunged records and records subject to limited access; and, in administration of justice, further providing for attachment and summary punishment for contempts.

**Primary Sponsors**

Ted Nesbit

State	Bill Number	Last Action	Status
TN	SB 877	Assigned To General Subcommittee Of Senate Commerce Labor Committee 2019 03 27	Failed sine die

**Title**

Criminal Offenses - As introduced, prohibits employers from accessing sealed or expunged criminal records when performing a criminal background check on a prospective employee; prohibits employers from asking applicants about certain previous convictions during the application process; requires employers to provide applicants a letter explaining a denial of employment under certain circumstances. - Amends TCA Title 39; Title 40; Title 41 and Title 50.

**Primary Sponsors**

Raumesh Akbari

State	Bill Number	Last Action	Status
VA	SB 223	Senate Referred To Committee For Courts Of Justice 2019 12 31	In Senate

**Title**

Juvenile records; expungement.

**Description**

Juvenile records; expungement. Provides for the expungement of juvenile records for offenses that would be felony larceny if committed by an adult. Under current law, juvenile records of all delinquent acts that would be a felony if committed by an adult are retained.

**Primary Sponsors**

Barbara A. Favola

State	Bill Number	Last Action	Status
VT	H 460	House Message Governor Approved Bill On May 23 2019 2019 05 23	Enacted

**Title**

(Act 32) An act relating to sealing and expungement of criminal history records

**Primary Sponsors**

Maxine Grad

State	Bill Number	Last Action	Status
VT	S 114	Read 1st Time Referred To Committee On Judiciary 2019 02 20	Failed sine die

**Title**

An act relating to expungement of misdemeanor marijuana possession convictions

**Primary Sponsors**

Chris Pearson

State	Bill Number	Last Action	Status
WA	SB 5182	Senate Rules X File 2019 03 18	Failed

**Title**

Concerning juvenile record sealing.

**Primary Sponsors**

Patty Kuderer

State	Bill Number	Last Action	Status
WA	SB 5837	Public Hearing In The Senate Committee On Human Services Reentry Rehabilitation At 8 30 Am 2019 02 13	Failed sine die

**Title**

Concerning records eligible for regular sealing in juvenile court.

**Primary Sponsors**

Jeannie Darneille

**Fingerprinting (27)**

**Title**

Care facilities: criminal record clearances.

**Description**

AB 447, as introduced, Patterson. Care facilities: criminal record clearances. (1) Existing law generally requires the State Department of Social Services to license and regulate designated types of care facilities. The department is required to investigate the criminal record of certain individuals who provide services to the residents and clients of a community care facility, a residential care facility for persons with chronic life-threatening illness, a residential care facility for the elderly, or a child daycare facility. Violations of the licensing requirements for these different types of care facilities are crimes. This bill would expand who is required to comply with the requirement for obtaining a criminal record clearance by including individuals who are otherwise associated at the facility and would expand a requirement for the department to maintain criminal record clearances of individuals in its active files. The bill would require, until an automated information system for tracking changes in facility associations is available, the department to permit a licensee who operates more than one of the same kind of care facility to coordinate the criminal record clearances for individuals associated with its facilities, and a licensee to update the department regarding individuals associated with its facilities, as specified. By expanding the requirements for these different licensees, this bill would expand the crimes for a failure to comply with those requirements, thereby imposing a state-mandated local program. This bill would also make technical, nonsubstantive changes to these provisions. (2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that no reimbursement is required by this act for a specified reason.

**Primary Sponsors**

Jim Patterson, Scott Wiener

State	Bill Number	Last Action	Status
IL	SB 1965	Public Act 101 0176 2019 07 31	Enacted

**Title**

Health Care Worker Background

**Description**

Amends the Health Care Worker Background Check Act. Provides that an individual otherwise qualified for and intending to apply for a direct care position who has a disqualifying conviction may initiate a fingerprint-based criminal history record check where a conditional offer of employment has not been made and such a background check has not been previously conducted, and allows those individuals to request a waiver of the prohibition of employment. Effective immediately. Replaces everything after the enacting clause with the provisions of the introduced bill with the following changes. Provides that workforce intermediaries and organizations providing pro bono legal services may initiate a fingerprint-based criminal history record check if a conditional offer of employment has not been made and a background check has not been previously conducted for an individual who has a disqualifying conviction and is receiving services from a workforce, intermediary or an organization providing pro bono legal services. Defines the terms "workforce intermediaries" and "pro bono legal service organizations". Makes other changes. Effective immediately.

**Primary Sponsors**

Elgie Sims, Michael McAuliffe, Justin Slaughter

State	Bill Number	Last Action	Status
MA	H 1066	Hearing Scheduled For 07 23 2019 From 10 30 Am 01 00 Pm In B 2 2019 07 11	Failed sine die

**Title**

An Act requiring the fingerprinting of TNC drivers

**Description**

By Mr. Moran of Boston, a petition (accompanied by bill, House, No. 1066) of Michael J. Moran, Danielle W. Gregoire and Michelle M. DuBois relative to requiring the fingerprinting of transportation network company drivers. Financial Services.

**Primary Sponsors**

Mike Moran



State	Bill Number	Last Action	Status
MA	HD 1818	Hearing Scheduled For 07 23 2019 From 10 30 Am 01 00 Pm In B 2 2019 07 11	Failed sine die

**Title**

An Act requiring the fingerprinting of TNC drivers

**Description**

By Mr. Moran of Boston, a petition (accompanied by bill, House, No. 1066) of Michael J. Moran, Danielle W. Gregoire and Michelle M. DuBois relative to requiring the fingerprinting of transportation network company drivers. Financial Services.

**Primary Sponsors**

Mike Moran

State	Bill Number	Last Action	Status
MA	SD 1548	Hearing Scheduled For 06 10 2019 From 01 00 Pm 04 00 Pm In A 2 2019 06 04	Failed sine die

**Title**

An Act relative to enhancing Alcoholic Beverages Control Commission background checks

**Description**

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 190) of Walter F. Timilty for legislation to enhance Alcoholic Beverages Control Commission background checks. Consumer Protection and Professional Licensure.

**Primary Sponsors**

Walter Timilty

State	Bill Number	Last Action	Status
ME	LD 1931 (HP 1375)	None	

**Title**

An Act To Require Background Investigations for Certain Individuals To Receive Federal Tax Information in Accordance with Federal Standards

**Primary Sponsors**

Mike Sylvester

State	Bill Number	Last Action	Status
MN	HF 2066	Joint Rule 2 03 Deadlines Re Referred To Rules And Legislative Administration 2019 04 23	Failed sine die

**Title**

Criminal background checks authorized by local units of government.

**Primary Sponsors**

Linda Runbeck, Brian Johnson

State	Bill Number	Last Action	Status
MN	SF 1950	Referred To Judiciary And Public Safety Finance And Policy 2019 03 04	Failed sine die

**Title**

Criminal background checks by political subdivisions (local government units) authorization

**Primary Sponsors**

Roger Chamberlain

State	Bill Number	Last Action	Status
NC	HB 935	Ref To Com On Rules And Operations Of The Senate 2019 09 18	In Senate

**Title**

Social Services Reform.

**Primary Sponsors**

Hugh Blackwell, Sarah Stevens, Donna White, Josh Dobson

State	Bill Number	Last Action	Status
NJ	A 3587	Introduced Referred To Assembly Health And Senior Services Committee 2018 03 12	Failed sine die

**Title**

Health Care Industry Representative Certification Act"; establishes requirements for certification of health care industry representatives.

**Primary Sponsors**

Gary Schaer, Clinton Calabrese

State	Bill Number	Last Action	Status
NJ	A 4059	Reported And Referred To Assembly Appropriations Committee 2018 09 13	Failed sine die

**Title**

Requires criminal history record background checks for certain DOBI employees.

**Primary Sponsors**

Clinton Calabrese

State	Bill Number	Last Action	Status
<b>NJ</b>	<b>A 5817</b>	<b>Reported From Senate Committee 2nd Reading 2019 12 16</b>	<b>In Senate</b>

**Title**

Allows certain persons to qualify for casino key employee license and casino employee registration.

**Primary Sponsors**

Vince Mazzeo, John Armato

State	Bill Number	Last Action	Status
<b>NJ</b>	<b>S 1649</b>	<b>Introduced In The Senate Referred To Senate Commerce Committee 2018 02 05</b>	<b>Failed sine die</b>

**Title**

Concerns certain business requirements for motor vehicle dealers.

**Primary Sponsors**

Mike Doherty

State	Bill Number	Last Action	Status
<b>NJ</b>	<b>S 2273</b>	<b>Introduced In The Senate Referred To Senate Law And Public Safety Committee 2018 03 12</b>	<b>Failed sine die</b>

**Title**

Authorizes criminal background checks for au pairs and nannies.

**Primary Sponsors**

Shirley Turner

State	Bill Number	Last Action	Status
<b>NY</b>	<b>A 1742</b>	<b>Referred To Education 2019 01 16</b>	<b>Failed sine die</b>

**Title**

Requires school districts to subject prospective volunteers to fingerprinting and background checks prior to commencing work at such school district

**Description**

Requires school districts to subject prospective volunteers to fingerprinting and background checks prior to commencing work at such school district.

**Primary Sponsors**

Mike Miller

State	Bill Number	Last Action	Status
NY	A 2719	Referred To Education 2019 01 25	Failed sine die

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**Title**

Relates to fingerprinting and background checks of contracted service providers of student support services

**Description**

Relates to the fingerprinting and background checks of contracted service providers of student support services.

**Primary Sponsors**

Linda Rosenthal

State	Bill Number	Last Action	Status
NY	A 3286	Referred To Transportation 2019 01 29	Failed sine die

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**Title**

Relates to requiring that state and federal background checks be conducted on applicants applying for for-hire vehicle licenses

**Description**

Requires that prior to the issuance of taxicab, limousine, commuter van, paratransit or for-hire vehicle licenses, the applicant shall be fingerprinted by the authority authorized to issue such licenses for the purpose of securing criminal history records from both the state division of criminal justice services and the federal bureau of investigation.

**Primary Sponsors**

Felix Ortiz

State	Bill Number	Last Action	Status
NY	A 4652	Referred To Education 2019 02 05	Failed sine die

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**Title**

Requires nonpublic and private elementary and secondary schools to require their prospective employees to submit fingerprints for the purpose of criminal background checks

**Description**

Requires nonpublic and private elementary and secondary schools to require their prospective employees to submit fingerprints through the commissioner of education for the purpose of criminal background checks; authorizes conditional appointment of employees by such schools pending determination of the criminal background check.

**Primary Sponsors**

Nily Rozic

State	Bill Number	Last Action	Status
NY	A 5778	Referred To Education 2019 02 19	Failed sine die

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**Title**

Relates to including current school district employees in the requirements for fingerprinting and criminal history record checks

**Description**

Relates to including current school district employees in the requirements for fingerprinting and criminal history record checks.

**Primary Sponsors**

Sandy Galef

State	Bill Number	Last Action	Status
NY	S 3335	Referred To Education 2019 06 04	Failed sine die

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**Title**

Requires nonpublic and private elementary and secondary schools to require their prospective employees to submit fingerprints for the purpose of criminal background checks

**Description**

Requires nonpublic and private elementary and secondary schools to require their prospective employees to submit fingerprints through the commissioner of education for the purpose of criminal background checks; authorizes conditional appointment of employees by such schools pending determination of the criminal background check.

**Primary Sponsors**

Todd Kaminsky

State	Bill Number	Last Action	Status
NY	S 4357	Print Number 4357 A 2019 06 14	Failed sine die

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**Title**

Relates to fingerprinting and background checks of contracted service providers of student support services

**Description**

Relates to the fingerprinting and background checks of contracted service providers of student support services.

**Primary Sponsors**

Toby Stavisky

State	Bill Number	Last Action	Status
NY	S 4862	Referred To Education 2019 06 19	Failed sine die

**Title**

Relates to fingerprinting and background checks of construction contractors

**Description**

Relates to fingerprinting and background checks of construction contractors.

**Primary Sponsors**

Monica Martinez

State	Bill Number	Last Action	Status
NY	S 5405	Recommit Enacting Clause Stricken 2019 05 21	Failed sine die

**Title**

Relates to requiring that state and federal background checks be conducted on applicants applying for for-hire vehicle licenses

**Description**

Requires that prior to the issuance of taxicab, limousine, commuter van, paratransit or for-hire vehicle licenses, the applicant shall be fingerprinted by the authority authorized to issue such licenses for the purpose of securing criminal history records from both the state division of criminal justice services and the federal bureau of investigation.

**Primary Sponsors**

Tim Kennedy

State	Bill Number	Last Action	Status
OK	HB 1391	Approved By Governor 05 28 2019 2019 05 23	Enacted

**Title**

State government; positions subject to the merit system; modifying exceptions; effective date.

**Primary Sponsors**

Sheila Dills, Joe Newhouse

State	Bill Number	Last Action	Status
OK	SB 277	Cr Do Pass Public Safety Committee 2019 04 11	Failed sine die

**Title**

Oklahoma Adoption Code; modifying eligibility to review certain home study reports. Effective date.

**Primary Sponsors**

Lonnie Paxton, Carol Bush

State	Bill Number	Last Action	Status
SC	S 480	Referred To Committee On Judiciary House Journal Page 60 2019 04 11	Failed sine die

**Title**

Fingerprint background checks

**Description**

A Bill To Amend Article 1, Chapter 3, Title 23 Of The 1976 Code, Relating To The South Carolina Law Enforcement Division, By Adding Section 23-3-90, To Provide That An Agency Authorized To Conduct Fingerprint Background Checks In This State May Conduct A Federal Fingerprint Review, To Provide That The South Carolina Law Enforcement Division, Upon Request, May Submit The Fingerprints Collected By Agencies And Information Related To Those Prints To The Federal Bureau Of Investigation'S Next Generation Identification Program, To Provide That The South Carolina Law Enforcement Division And The Federal Bureau Of Investigation May Retain Collected Fingerprints And Search Any Retained Fingerprints At A Later Date Pursuant To An Appropriate Inquiry, And To Provide That The South Carolina Law Enforcement Division May Charge A Reasonable Fee For The Collection And Retention Of The Fingerprints.

**Primary Sponsors**

Tom Alexander

State	Bill Number	Last Action	Status
TN	HB 24	Withdrawn 2019 05 07	In House

**Title**

Guardians and Conservators - As introduced, requires a court to review a criminal history records check and, in certain cases, an independent credit report before appointing a proposed conservator; requires an appointed conservator to complete educational training within 30 days of appointment. - Amends TCA Title 34 and Title 35.

**Primary Sponsors**

Darren Jernigan

### Title

California Consumer Privacy Act of 2018.

### Description

AB 25, Chau. California Consumer Privacy Act of 2018. (1) Existing law, the California Consumer Privacy Act of 2018, beginning January 1, 2020, grants consumers various rights with regard to their personal information held by businesses, including the right to request a business to disclose specific pieces of personal information it has collected and to have information held by that business deleted, as specified. The act requires a business to disclose and deliver the required information to a consumer free of charge within 45 days of receiving a verifiable consumer request from the consumer. The act prohibits a business from requiring a consumer to create an account with the business in order to make a verifiable consumer request. This bill would provide an exception to that prohibition by authorizing a business to require authentication of the consumer that is reasonable in light of the nature of the personal information requested in order to make a verifiable consumer request. However, the bill would authorize a business to require a consumer to submit a verifiable consumer request through an account that the consumer maintains with the business if the consumer maintains an account with that business. (2) The act also authorizes a consumer to bring a private civil action, as specified, against a business that violates its duty to implement reasonable security procedures and practices if that failure results in a consumer's personal information being subject to unauthorized access and exfiltration, theft, or disclosure. The act also requires a business that collects a consumer's personal information to, at or before the point of collection, inform consumers as to the categories of personal information to be collected and the purposes for which the categories of personal information shall be used. This bill would exempt, until January 1, 2021, from all provisions of the act, except the private civil action provision and the obligation to inform the consumer as to the categories of personal information to be collected as described above, information collected from a natural person by a business in the course of the natural person acting as a job applicant to, an employee of, owner of, director of, officer of, medical staff member of, or contractor of that business, as specified. This bill would make various other nonsubstantive changes. This bill would incorporate additional changes to Section 1798.130 of the Civil Code proposed by AB 1355 and AB 1564 to be operative only if either or both of those bills are enacted and this bill is enacted last. This bill would incorporate additional changes to Section 1798.145 of the Civil Code proposed by AB 1146 and AB 1355 to be operative only if either or both of those bills are enacte... (click bill link to see more).

### Primary Sponsors

Ed Chau



State	Bill Number	Last Action	Status
CA	AB 713	From Committee Chair With Authors Amendments Amend And Re Refer To Committee Read Second Time Amended And Re Referred To Com On Health 2020 01 06	In Senate

#### Title

California Consumer Privacy Act of 2018.

#### Description

AB 713, as amended, Mullin. California Consumer Privacy Act of 2018. (1) Existing law, the California Consumer Privacy Act of 2018 (CCPA), grants a consumer various rights with regard to personal information relating to that consumer collected by a business, including the right to know the categories and the specific pieces of personal information that have been collected and to opt out of the sale of personal information. The act also grants a consumer the right to request a business to delete any personal information about the consumer collected by the business and requires a business to do so upon receipt of a verified request, except as specified. The act excepts certain categories of personal information and entities from its provisions, including medical information, as specified. This bill would except from the CCPA information that was deidentified in accordance with specified federal law, was derived from protected health information, individually identifiable health information, or identifiable private information, consistent with specified federal policy, as provided. The bill also would except from the CCPA a business associate of a covered entity, as defined, that is governed by federal privacy, security, and data breach notification rules if the business associate maintains, uses, and discloses patient information in accordance with specified requirements. This bill would additionally except personal information that is collected for, or used in, biomedical research subject to institutional review board standards and the ethics and privacy laws of an identified federal policy, specified clinical practice guidelines, or human subject protection requirements of the United States Food and Drug Administration (FDA). The bill would further except personal information of certain types that is collected for, or used in, research, as defined, and, as specified, personal information collected by a business for purposes of product registration and tracking regulated by the FDA, specified public health activities, or quality, safety, or effectiveness compliance regulated by the FDA. The bill would define terms for these purposes. (2) The CCPA requires a business to make certain disclosures to consumers, in a specified form, in its online privacy policy, if the business has an online privacy policy, and in any California-specific description of consumers' privacy rights, or, if the business does not maintain an online privacy policy or policies, on its internet website, and to update that information at least once every 12 months. This bill would require a business that sells or discloses information that was deidentified in accordance with specified federal law, was derived from protected health information, indiv... (click bill link to see more).

#### Primary Sponsors

Kevin Mullin

**Title**

California Consumer Privacy Act of 2018.

**Description**

AB 874, Irwin. California Consumer Privacy Act of 2018. Existing law, the California Consumer Privacy Act of 2018, beginning on January 1, 2020, grants consumers various rights with regard to their personal information held by businesses, including the right to request a business to disclose specific pieces of personal information it has collected and the right to request a business to delete any personal information collected by the business. The act generally provides for its enforcement by the Attorney General, but also provides for a private right of action in certain circumstances. The act defines "personal information" to mean information that identifies, relates to, describes, is capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or household. The act excludes "publicly available information" from the definition of "personal information," and defines the term "publicly available" to mean information that is lawfully made available from federal, state, or local government records, if any conditions associated with that information. Existing law further specifies that information is not "publicly available" if that data is used for a purpose that is not compatible with the purpose for which the data is maintained and made available in the government records or for which it is publicly maintained and specifies that "publicly available" does not include consumer information that is deidentified or aggregate consumer information. This bill would redefine "personal information" to mean information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or household. The bill would also define "publicly available" to mean information that is lawfully made available from federal, state, or local records. The bill would delete the above language specifying the conditions in which that information is not "publicly available." The bill would, instead, provide that "personal information" does not include deidentified or aggregate consumer information. The bill would make related changes. This bill would incorporate additional changes to Section 1798.140 of the Civil Code proposed by AB 1355 to be operative only if this bill and AB 1355 are enacted and this bill is enacted last.

**Primary Sponsors**

Jacqui Irwin

**Title**

Consumer privacy protection.

**Description**

AB 950, as introduced, Levine. Consumer privacy protection. Existing law prohibits a business from requesting medical information directly from an individual regardless of whether the information pertains to the individual, and using, sharing, or otherwise disclosing that information for direct marketing purposes unless certain requirements are met, including that it disclose that it is obtaining the information to market or advertise products, goods, or services to the individual and that it obtain consent for the information to be used or shared for that purpose, as specified. This bill would require a business that conducts business in California, and that collects a California resident's consumer data, to disclose to the consumer the monetary value to the business of their consumer data by posting the average monetary value to the business of a consumer's data, including that information in its privacy policy posted on its internet website, and also including in its privacy policy disclosure of any use of a consumer's data that is not directly or exclusively related to the service that the consumer has contracted the business to provide, as specified. The bill would also require a business that conducts business in California, that collects a California resident's consumer data, and that sells that data, to disclose to the consumer the average price it is paid for a consumer's data and to disclose to the consumer the actual price it was paid for a consumer's data upon receipt of a verifiable request for that information from the consumer. This bill would also establish the Consumer Data Privacy Commission comprised of members of academia, civil society, and industry to provide guidance to the Legislature regarding appropriate metrics and methodology for determining the value of consumer data. The bill would require the commission to report its findings to the Legislature on or before January 1, 2021.

**Primary Sponsors**

Marc Levine

State	Bill Number	Last Action	Status
CA	AB 1146	Chaptered By Secretary Of State Chapter 751 Statutes Of 2019 2019 10 11	Enacted

**Title**

California Consumer Privacy Act of 2018: exemptions: vehicle information.

**Description**

AB 1146, Berman. California Consumer Privacy Act of 2018: exemptions: vehicle information. Existing law, the California Consumer Privacy Act of 2018, beginning on January 1, 2020, grants a consumer various rights with regard to personal information relating to that consumer that is held by a business, including the right to direct a business not to sell, as defined, personal information about the consumer to third parties, as defined. This right is known as the right to opt out. Under the act, a consumer also has the right to request that a business delete personal information about the consumer that the business has collected from the consumer, subject to certain conditions. Existing law excepts from the act certain categories of personal information from its provisions. This bill would except from the right to opt out vehicle information or ownership information retained or shared between a new motor vehicle dealer and the vehicle's manufacturer, if the information is shared for the purpose of effectuating or in anticipation of effectuating a vehicle repair covered by a vehicle warranty or a recall, as specified. The bill would define terms for that purpose. The bill would also except from the right to request a business to delete personal information about the consumer the personal information that is necessary for the business to maintain in order to fulfill the terms of a written warranty or product recall conducted in accordance with federal law. This bill would incorporate additional changes to Section 1798.145 of the Civil Code proposed by AB 25 and AB 1355 to be operative only if either or both of those bills are enacted and this bill is enacted last.

**Primary Sponsors**

Marc Berman

State	Bill Number	Last Action	Status
CA	AB 1202	Chaptered By Secretary Of State Chapter 753 Statutes Of 2019 2019 10 11	Enacted

**Title**

Privacy: data brokers.

**Bill Summary:** Last edited by Brent Smoyer at Mar 12, 2019, 3:39 PM  
Imitation of VT data broker bill - DOES include exemption for CRAs

**Description**

AB 1202, Chau. Privacy: data brokers. The California Constitution grants a right of privacy. Existing law provides for the confidentiality of personal information in various contexts and requires a business or person that suffers a breach of security of computerized data that includes personal information, as defined, to disclose that breach, as specified. Existing law, the California Consumer Privacy Act of 2018, beginning January 1, 2020, among other things, grants a consumer a right to request a business to disclose the categories and specific pieces of personal information that it collects about the consumer, the categories of sources from which that information is collected, the business purposes for collecting or selling the information, and the categories of third parties with which the information is shared. This bill would require data brokers to register with, and provide certain information to, the Attorney General. The bill would define a data broker as a business that knowingly collects and sells to third parties the personal information of a consumer with whom the business does not have a direct relationship, subject to specified exceptions. The bill would require the Attorney General to make the information provided by data brokers accessible on its internet website. The bill would make data brokers that fail to register subject to injunction and liability for civil penalties, fees, and costs in an action brought by the Attorney General, with any recovery to be deposited in the Consumer Privacy Fund, as specified. The bill would make statements of legislative findings and declarations and legislative intent.

**Primary Sponsors**

Ed Chau

#### Title

Personal information.

#### Description

AB 1355, Chau. Personal information. (1) Existing law, the California Consumer Privacy Act of 2018, operative January 1, 2020, grants a consumer various rights in connection with a business, as defined, that collects the consumer's personal information. The act defines various terms for these purposes. The act excludes publicly available information, as defined, from the definition of personal information and excludes both consumer information that is deidentified, as defined, and aggregate consumer information, as defined, from the definition of publicly available. Thus, the act does not exclude, as publicly available information, any consumer information that is either deidentified or aggregated. This bill would, instead, exclude consumer information that is deidentified or aggregate consumer information from the definition of personal information. (2) The act prohibits a business from discriminating against the consumer for exercising any of the consumer's rights under the act, except that a business may offer a different price, rate, level, or quality of goods or services to a consumer if the differential treatment is reasonably related to value provided to the consumer by the consumer's data. This bill would, instead, prohibit a business from discriminating against the consumer for exercising any of the consumer's rights under the act, except if the differential treatment is reasonably related to value provided to the business by the consumer's data. (3) The act requires a business to make certain disclosures to consumers regarding a consumer's rights under the act in a specified manner. This bill would require a business to disclose to consumers, as specified, that a consumer has the right to request the specific pieces of information and the categories of information the business has collected about that consumer as well as the fact that a consumer has the right to request that the business delete that information, as specified. (4) The act authorizes a consumer whose nonencrypted or nonredacted personal information, as defined, is subject to an unauthorized access and exfiltration, theft, or disclosure as a result of a business' violation of the duty to implement and maintain reasonable security procedures and practices appropriate to the nature of the information to protect the personal information to institute a civil action, as specified. This bill would, instead, authorize a consumer whose nonencrypted and nonredacted personal information, as defined, is subject to an unauthorized access and exfiltration, theft, or disclosure as a result of a business' violation of the duty to implement and maintain reasonable security procedures and practices appropriate to the nature of the information to protect the personal in... (click bill link to see more).

#### Primary Sponsors

Ed Chau

State

CA

Bill Number

AB 1416

Last Action

In Committee Set First Hearing Hearing  
Canceled At The Request Of Author 2019 07 09

Status

Failed sine die

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#### Title

Business: collection and disclosures of consumer personal information.

#### Description

AB 1416, as amended, Cooley. Business: collection and disclosures of consumer personal information. Existing law, the California Consumer Privacy Act of 2018, beginning on January 1, 2020, grants a consumer various rights with regard to personal information relating to that consumer that is held by a business, including the right to know the categories of personal information, and the specific pieces of personal information, that a business collects about the consumer. Existing law imposes certain responsibilities on the Attorney General in connection with the act, including creating regulations and providing guidance on how to comply with the act. The act establishes various exceptions on the obligations of a business under these provisions including by providing that the act does not restrict a business's ability to, among other things, comply with federal, state, or local laws. This bill would specify that the act also does not restrict a business's ability to comply with any rules or regulations adopted pursuant to and in furtherance of state or federal laws. The bill would establish an exception to the act for a business that provides a consumer's personal information to a government agency solely for the purposes of carrying out a government program, if specified requirements are met. The bill would also establish an exception to the act for a business that sells the personal information of a consumer who has opted-out of the sale of the consumer's personal information to another person for the sole purpose of detecting security incidents, protecting against malicious, deceptive, fraudulent, or illegal activity, and prosecuting those responsible for that activity, if the business and the person do not further sell that information for any other purpose. The bill would repeal the above provisions on January 1, 2024.

#### Primary Sponsors

Ken Cooley

**Title**

Consumer privacy: consumer request for disclosure methods.

**Description**

AB 1564, Berman. Consumer privacy: consumer request for disclosure methods. Existing law, the California Consumer Privacy Act of 2018, commencing January 1, 2020, grants a consumer various rights with regard to the consumer's personal information that a business collects, discloses for a business purpose, or sells. Among these rights, the act authorizes a consumer to request that a business that collects, discloses for a business purpose, or sells the consumer's personal information to disclose to the consumer specified information related to those activities. The act imposes certain responsibilities on the Attorney General in connection with the act, including the creation of regulations and providing guidance on how to comply with the act. The act provides that an above-described business is required, in a form that is reasonably accessible to consumers, to make available to consumers 2 or more designated methods for submitting requests for specified information required to be disclosed, including, at a minimum, a toll-free telephone number, and, if the business maintains an internet website, a website address. This bill would provide that a business that operates exclusively online and has a direct relationship with a consumer from whom it collects personal information is only required to provide an email address for submitting requests for information required to be disclosed, as specified. The bill would, if the business maintains an internet website, require the business to make the internet website address available to consumers to submit requests for information required to be disclosed, as specified. This bill would incorporate additional changes to Section 1798.130 of the Civil Code proposed by AB 25 and AB 1355 to be operative only if either or both of those bills are enacted and this bill is enacted last.

**Primary Sponsors**

Marc Berman



State

CA

Bill Number

AB 1758

Last Action

Read First Time 2019 02 25

Status

Failed sine die

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**Title**

Consumer privacy.

**Description**

AB 1758, as introduced, Chau. Consumer privacy. Existing law, the California Consumer Privacy Act of 2018, commencing on January 1, 2020, grants a consumer various rights in connection with a business, as defined, that collects the consumer's personal information. Among these rights, the act authorizes a consumer to request that a business that collects a consumer's personal information to disclose to the consumer the categories and specific pieces of personal information that it has collected. The act does not require a business to retain personal information collected for a single, one-time transaction if that information is not sold or retained by the business. This bill would make a nonsubstantive change to that provision.

**Primary Sponsors**

Ed Chau

State	Bill Number	Last Action	Status
CA	AB 1760	In Committee Set First Hearing Hearing Canceled At The Request Of Author 2019 04 23	Failed sine die

#### Title

California Consumer Privacy Act of 2018.

#### Description

AB 1760, as amended, Wicks. California Consumer Privacy Act of 2018. The California Consumer Privacy Act of 2018 grants, commencing on January 1, 2020, a consumer various rights with regard to personal information relating to that consumer that is held by a business, including the right to request disclosure of, and have access to, the categories and specific pieces of information that a business collects about the consumer. The act grants a consumer a right to request a business to delete any personal information about the consumer collected by the business and requires a business to do so upon receipt of a verified request, except as specified. The act grants a consumer the right to opt-out of the sale of personal information. The act prohibits a business from discriminating because of the exercise of these rights, provided that this prohibition does not prevent a business from charging a different price or rate, or giving a different level of goods or services, if the difference is related to the value of the consumer's data, as specified. The act prescribes definitions for these purposes, including "business purpose," "personal information," and "sell." The act establishes a variety of exceptions to the obligations imposed on a business under these provisions. The act authorizes a consumer whose personal information, as specified, is subject to theft or disclosure resulting from a business's failure to implement and maintain reasonable security procedures to bring a civil action and prescribes various requirements in this regard. Existing law also authorizes the Attorney General to bring a civil action for a violation of the act and grants a business an opportunity to cure a violation within 30 days of notice. Existing law imposes other responsibilities on the Attorney General in connection with the act, including the creation of regulations and providing guidance on how to comply with the act. This bill would revise and recast the California Consumer Privacy Act of 2018. Among other things, the bill would prohibit a business from sharing a consumer's personal information unless the consumer has authorized that sharing and would prescribe various business requirements in connection with this new "right to opt-in consent." The bill would generally prohibit any discrimination against a consumer based on the exercise of the right to opt-in or other rights, including charging different prices for goods or services. The bill would require a business that collects personal information to limit its use and retention of personal information to what is reasonably necessary to provide a service or conduct an activity, as specified, subject to certain exceptions. The bill would broaden the duties of businesses regarding requi... (click bill link to see more).

#### Primary Sponsors

Buffy Wicks

State	Bill Number	Last Action	Status
CA	SB 561	May 16 Hearing Held In Committee And Under Submission 2019 05 16	Failed sine die

**Title**

California Consumer Privacy Act of 2018: consumer remedies.

**Description**

SB 561, as introduced, Jackson. California Consumer Privacy Act of 2018: consumer remedies. (1) Existing law, the California Consumer Privacy Act of 2018, beginning on January 1, 2020, grants a consumer various rights with regard to personal information relating to that consumer that is held by a business, including the right to know what personal information is collected by a business and to have information held by that business deleted, as specified. The act specifically authorizes a consumer whose nonencrypted or nonredacted personal information, as defined, is subject to unauthorized access and exfiltration, theft, or disclosure as a result of the business's failure to maintain reasonable security procedures to institute a civil action for various damages. This bill would expand a consumer's rights to bring a civil action for damages to apply to other violations under the act. (2) Under existing law, a business or third party may seek the opinion of the Attorney General for guidance on how to comply with the act. This bill would instead specify that the Attorney General may publish materials that provide businesses and others with general guidance on how to comply with the act. (3) Under existing law, a business, service provider, or other person that violates the act is subject to an injunction and is liable for a civil penalty for each violation, which is assessed and recovered in a civil action by the Attorney General. Existing law specifies that a business is in violation of the act if it fails to cure an alleged violation within 30 days after being notified of alleged noncompliance. This bill would delete the 30-day period in which to cure after receiving notice of an alleged violation. The bill would also make related and conforming changes to those provisions.

**Primary Sponsors**

Hannah-Beth Jackson

State	Bill Number	Last Action	Status
CA	SB 752	May 16 Hearing Held In Committee And Under Submission 2019 05 16	Failed sine die

#### Title

The California Master Plan on Tech Equity.

#### Description

SB 752, as amended, Stern. The California Master Plan on Tech Equity. Existing law establishes various advisory boards and commissions in state government with specified duties and responsibilities. This bill would create, until November 30, 2024, the Commission on Tech Equity consisting of 6 appointed members, as specified, and the Secretary of Labor and Workforce Development and the Controller serving as ex officio members. The bill would require the commission, among other duties, to convene a public process to gather input and to understand the economic, social, workplace, and technological landscape of innovation and technology in California.

#### Primary Sponsors

Henry Stern

State	Bill Number	Last Action	Status
CA	SB 753	Set For Hearing January 14 2020 01 07	In Senate

#### Title

Public social services: emergency notification.

#### Description

SB 753, as amended, Stern. Public social services: emergency notification. Existing law permits an authorized employee of a county social services department to disclose the name and residential address of elderly or disabled clients to police, fire, or paramedical personnel, or other designated emergency services personnel, in the event of a public safety emergency that necessitates the possible evacuation of the area in which those elderly or disabled clients reside. Existing law specifies that public safety emergencies include, but are not limited to, events that jeopardize the immediate physical safety of county residents. This bill would additionally permit those individuals' telephone numbers and e-mail addresses to be disclosed and would specifically identify a public safety power shut-off as a public safety emergency.

#### Primary Sponsors

Henry Stern

State	Bill Number	Last Action	Status
FL	HB 963	Now In Oversight Transparency Public Management Subcommittee 2020 01 03	In House

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**Title**

Consumer Data Privacy

**Description**

Prohibits use of personal data contained in public records for certain marketing, soliciting, & contact without person's consent; requires operator of certain website or online service to establish designated request address & provide specified notice regarding collection & sale of consumer information; prohibits sale of consumer information upon request of consumer; requires DLA to adopt rules; provides for injunctions & civil penalties.

**Primary Sponsors**

David Santiago

State	Bill Number	Last Action	Status
HI	SB 418	Carried Over To 2020 Regular Session 2019 12 01	In Senate

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**Title**

Relating To Privacy.

**Description**

Requires a business to: disclose the categories and specific pieces of identifying information collected about a consumer upon verifiable request from the consumer; disclose the identity of third parties to which the business has sold or transferred identifying information about a consumer upon verifiable request from the consumer; publicly disclose the categories of identifying information that collected from consumers and the purposes for collection; and delete identifying information collected from a consumer upon verifiable request from the consumer. Authorizes consumers to opt out of the sale of identifying information by a business. Prohibits a business from selling the identifying information of an individual under sixteen years of age unless affirmatively authorized to do so. Prohibits a business from discriminating against consumers who exercise their rights to request disclosures or deletions or to opt out.

**Primary Sponsors**

Karl Rhoads, Jarrett Keohokalole

State	Bill Number	Last Action	Status
IL	HB 2871	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Data Broker Registration Act

**Description**

Creates the Data Broker Registration Act. Requires a data broker to annually register with the Secretary of State. Defines "data broker" as a business or unit of a business, separately or together, that knowingly collects and sells or licenses to third parties the brokered personal information of a consumer with whom the business does not have a direct relationship. Provides registration requirements, the duties a data broker has to protect personally identifiable information, and the requirements for an information security program. Effective January 1, 2020.

**Primary Sponsors**

Celina Villanueva

State	Bill Number	Last Action	Status
IL	HB 3357	Added Chief Co Sponsor Rep Jonathan Carroll 2019 05 26	Failed sine die

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**Title**

Data Privacy Act

**Description**

Creates the Data Privacy Act. Provides only a short title.

**Primary Sponsors**

John Connor, Jonathan Carroll, Arthur Turner

State	Bill Number	Last Action	Status
IL	HB 3358	Senate Floor Amendment No 3 Pursuant To Senate Rule 3 9 B Referred To Assignments 2019 07 03	In Senate

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**Title**

Business-Tech

**Description**

Amends the Personal Information Protection Act. Makes a technical change in a Section concerning the short title. Replaces everything after the enacting clause. Creates the Data Transparency and Privacy Act. Finds that individuals have a right to privacy in information pertaining to the individual. Provides that an entity that collects through the Internet personal information about individual consumers must make disclosures to the individual regarding the collection of the information. Establishes that a consumer has a right to opt out of the sale of the consumer's information. Provides for enforcement by the Attorney General. Effective April 1, 2020. Replaces everything after the enacting clause. Creates a Data Transparency and Privacy Act different than that contained in House Amendment No. 2. Finds that individuals have a right to privacy and a personal property interest in information pertaining to the individual. Provides that an entity that collects through the Internet personal information about individual consumers must make disclosures to the individual regarding the collection of the information. Exempts from the protections information collected while a natural person is acting in an employment context. Establishes that a consumer has a right to opt out of the sale of the consumer's information. Creates exemptions for certain retail transactions, credit arrangements, and government program utilization. Provides for enforcement by the Attorney General. Provides that there is no private right of action to enforce the Act. Effective April 1, 2020.

**Primary Sponsors**

Tom Cullerton, Tony McCombie, Arthur Turner, Justin Slaughter, Jonathan Carroll

State	Bill Number	Last Action	Status
IL	SB 2263	Referred To Assignments 2019 05 31	Failed sine die

**Title**

Data Privacy Act

**Description**

Creates the Data Privacy Act. Provides for the regulation of the use and sale of data. Defines terms. Establishes consumer rights to copies of information held by persons who control and process data. Provides for the correction of inaccurate data. Provides for restrictions on the use of personal data. Provides for the enforcement of the Act by the Attorney General. Provides civil penalties. Preempts home rule and provides that the regulation of data use and privacy are exclusive powers and functions of the State. Creates the Consumer Privacy Fund as a special fund in the State treasury. Effective immediately.

**Primary Sponsors**

Don Harmon

State	Bill Number	Last Action	Status
MA	H 564	Hearing Scheduled For 07 16 2019 From 01 00 Pm 05 00 Pm In 222 2019 07 03	Failed sine die

**Title**

An Act relative to the disclosure or use of certain student data and information

**Description**

By Mr. Roy of Franklin, a petition (accompanied by bill, House, No. 564) of Jeffrey N. Roy, Josh S. Cutler and Brian M. Ashe relative to the disclosure of certain student information by schools or school districts. Education.

**Primary Sponsors**

Jeff Roy

State	Bill Number	Last Action	Status
MA	S 120	Hearing Rescheduled To 10 07 2019 From 01 00 Pm 04 00 Pm In Gardner Auditorium 2019 09 23	Failed sine die

**Title**

An Act relative to consumer data privacy

**Description**

By Ms. Creem, a petition (accompanied by bill, Senate, No. 120) of Cynthia Stone Creem, Tommy Vitolo, Michael O. Moore and James B. Eldridge for legislation relative to consumer data privacy. Consumer Protection and Professional Licensure.

**Primary Sponsors**

Cindy Creem



State	Bill Number	Last Action	Status
MA	SD 341	Hearing Rescheduled To 10 07 2019 From 01 00 Pm 04 00 Pm In Gardner Auditorium 2019 09 23	Failed sine die

**Title**  
An Act relative to consumer data privacy

**Description**  
By Ms. Creem, a petition (accompanied by bill, Senate, No. 120) of Cynthia Stone Creem, Tommy Vitolo, Michael O. Moore and James B. Eldridge for legislation relative to consumer data privacy. Consumer Protection and Professional Licensure.

**Primary Sponsors**  
Cindy Creem

**Bill Summary:** Last edited by Brent Smoyer at Jan 15, 2019, 5:01 PM  
A Massachusetts version of the California Privacy Act, with substantial similarity, including seeking to exempt FCRA compliant screening from the law as follows: "(b) This chapter shall not apply to any of the following: ...(5) Sale of personal information to or from a consumer reporting agency if that information is to be reported in, or used to generate, a "consumer report" as defined by 15 U.S.C. section 1681(a) and use of that information is limited by the federal Fair Credit Reporting Act, 15 U.S.C. section 1681 et seq."

State	Bill Number	Last Action	Status
MN	HF 2917	Author Added Bahner 2019 05 20	Failed sine die

**Title**  
Controllers required to provide, correct, or restrict personal data processing upon consumer request; controllers required to provide privacy notice and document risk assessment; liability and civil penalties provided; and attorney general provided with enforcement authority.

**Primary Sponsors**  
Steve Elkins, Kristin Bahner

State	Bill Number	Last Action	Status
MN	SF 2912	Referred To Judiciary And Public Safety Finance And Policy 2019 05 18	Failed sine die

**Title**  
Consumer rights to personal data processing requirements establishment

**Primary Sponsors**  
Karla Bigham, Paul Anderson, Susan Kent

State	Bill Number	Last Action	Status
NJ	A 4640	Transferred To Assembly Homeland Security And State Preparedness Committee 2019 01 24	In Assembly

**Title**  
Requires certain businesses to notify data subjects of collection of personally identifiable information and establishes certain security standards.

**Primary Sponsors**  
Valerie Vainieri Huttie, Jamal Holley

State	Bill Number	Last Action	Status
NJ	A 4902	Reported And Referred To Assembly Appropriations Committee 2019 02 14	In Assembly

**Title**

Requires commercial Internet websites and online services to notify customers of collection and disclosure of personally identifiable information and allows customers to opt out.

**Primary Sponsors**

Raj Mukherji, Andrew Zwicker, Britnee Timberlake

State	Bill Number	Last Action	Status
NJ	S 2834	Introduced In The Senate Referred To Senate Commerce Committee 2018 07 23	Failed sine die

**Title**

Requires commercial Internet websites and online services to notify customers of collection and disclosure of personally identifiable information and allows customers to opt out.

**Primary Sponsors**

Troy Singleton, Joe Vitale

State	Bill Number	Last Action	Status
NY	A 911	Referred To Children And Families 2019 01 14	Failed sine die

**Title**

Requires employers and volunteer organizations to conduct a criminal history check of child care employees and volunteers

**Description**

Requires employers and volunteer organizations to conduct a criminal history check of employees and volunteers who will come into contact with children under 18 years of age.

**Primary Sponsors**

Mary Beth Walsh

State	Bill Number	Last Action	Status
NY	A 3739	Print Number 3739 A 2019 03 13	Failed sine die

**Title**

Restricts the disclosure of personal information by businesses

**Description**

Restricts the disclosure of personal information by businesses.

**Primary Sponsors**

Nily Rozic

State	Bill Number	Last Action	Status
NY	A 6351	Referred To Consumer Affairs And Protection 2019 03 06	Failed sine die

**Title**

Allows consumers the right to request from businesses the categories of personal information a business has sold or disclosed to third parties

**Bill Summary:** Last edited by Brent Smoyer at Mar 11, 2019, 8:56 PM  
New York Privacy Act - Exempts CRAs but does so with the imperfect language of California

**Description**

Grants a consumer a right to request a business to disclose the categories and specific pieces of personal information that it collects about the consumer, the categories of sources from which that information is collected, the business purposes for collecting or selling the information, and the categories of third parties with which the information is shared.

**Primary Sponsors**

Aileen Gunther

State	Bill Number	Last Action	Status
NY	A 7736	Referred To Consumer Affairs And Protection 2019 05 17	Failed sine die

**Title**

Establishes the "It's Your Data Act"

**Bill Summary:** Last edited by Brent Smoyer at May 20, 2019, 7:59 PM  
NY version of CCPA...Imperfect exemption.

**Description**

Establishes the "It's Your Data Act" for the purposes of providing protections and transparency in the collection, use, retention, and sharing of personal information.

**Primary Sponsors**

Ron Kim

State	Bill Number	Last Action	Status
NY	A 8526	Referred To Consumer Affairs And Protection 2019 08 07	In Assembly

**Title**

Relates to enacting the NY privacy act

**Description**

Enacts the NY privacy act to require companies to disclose their methods of de-identifying personal information, to place special safeguards around data sharing and to allow consumers to obtain the names of all entities with whom their information is shared; creates a special account to fund a new office of privacy and data protection.

**Primary Sponsors**

Linda Rosenthal

State	Bill Number	Last Action	Status
NY	S 224	Referred To Consumer Protection 2019 01 09	Failed sine die

**Title**

Restricts the disclosure of personal information by businesses

**Description**

Restricts the disclosure of personal information by businesses.

**Primary Sponsors**

Brad Hoylman

State	Bill Number	Last Action	Status
NY	S 4411	Referred To Consumer Protection 2019 03 11	Failed sine die

**Title**

Allows consumers the right to request from businesses the categories of personal information a business has sold or disclosed to third parties

**Bill Summary:** Last edited by Brent Smoyer at Mar 12, 2019, 5:07 PM

NY CPA - Imperfect exemption for CRAs

**Description**

Grants a consumer a right to request a business to disclose the categories and specific pieces of personal information that it collects about the consumer, the categories of sources from which that information is collected, the business purposes for collecting or selling the information, and the categories of third parties with which the information is shared.

**Primary Sponsors**

Brad Hoylman

State	Bill Number	Last Action	Status
NY	S 4744	Referred To Internet And Technology 2019 03 22	Failed sine die

**Title**

Relates to establishing a commission to study cyber security in the state

**Description**

Establishes a commission to study the European Union's general protection data regulation and the current state of cyber security in the state.

**Primary Sponsors**

Kevin Parker

State	Bill Number	Last Action	Status
NY	S 5642	Referred To Consumer Protection 2019 05 09	Failed sine die

**Title**

Relates to enacting the NY privacy act

**Description**

Enacts the NY privacy act to require companies to disclose their methods of de-identifying personal information, to place special safeguards around data sharing and to allow consumers to obtain the names of all entities with whom their information is shared; creates a special account to fund a new office of privacy and data protection.

**Primary Sponsors**

Kevin Thomas

State	Bill Number	Last Action	Status
PA	HB 1049	Referred To Consumer Affairs 2019 04 05	Failed sine die

**Title**

An Act providing for consumer data privacy, for rights of consumers and duties of businesses relating to the collection of personal information and for duties of the Attorney General.

**Primary Sponsors**

Ed Neilson

State	Bill Number	Last Action	Status
SC	H 4812	Referred To Committee On Judiciary 2019 12 11	In House

**Title**

Not yet available

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Chapter 31 To Title 37 So As To Enact The "South Carolina Biometric Data Privacy Act" And To Provide Certain Requirements For A Business That Collects A Consumer'S Biometric Information, To Allow The Consumer To Request That A Business Delete The Collected Biometric Information And To Prohibit The Sale Of Biometric Information, To Establish Certain Standards Of Care For A Business That Collects Biometric Information, To Establish A Procedure For A Consumer To Opt Out Of The Sale Of Biometric Information, To Prohibit A Business From Discriminating Against A Consumer Who Optes Out Of The Sale Of Their Biometric Information, And To Provide A Penalty.

**Primary Sponsors**

Bruce Bryant

State	Bill Number	Last Action	Status
VA	HB 473	House Committee Referral Pending 2020 01 03	In House

**Title**

Personal data; management and oversight.

**Description**

Personal data; Virginia Privacy Act. Gives consumers the right to access their data and determine if it has been sold to a data broker.

The measure requires a controller, defined in the bill as a person that, alone or jointly with others, determines the purposes and means of the processing of personal data, to facilitate requests to exercise consumer rights regarding access, correction, deletion, restriction of processing, data portability, objection, and profiling.

The measure also (i) requires transparent processing of personal data through a privacy notice, (ii) requires controllers to disclose if they process personal data for direct marketing or sell it to data brokers, and (iii) requires controllers to conduct a risk assessment of each of their processing activities involving personal data and an additional risk assessment any time there is a change in processing that materially increases the risk to consumers. The measure applies to any legal entity that conducts business in the Commonwealth or produces products or services that are intentionally targeted to residents of the Commonwealth and that (a) controls or processes personal data of not fewer than 100,000 consumers or (b) derives over 50 percent of gross revenue from the sale of personal data and processes or controls personal data of not fewer than 25,000 customers. A violation of this measure is made a prohibited practice under the Virginia Consumer Protection Act.

**Primary Sponsors**

Mark D. Sickles

State	Bill Number	Last Action	Status
VT	S 110	House Message House Appointed Conference Committee Members 2019 05 16	Passed House

**Title**

An act relating to data privacy and consumer protection

**Primary Sponsors**

Michael Sirotkin

State	Bill Number	Last Action	Status
WA	HB 1503	Referred To Rules 2 Consideration 2019 03 21	Failed sine die

**Title**

Concerning registration and consumer protection obligations of data brokers.

**Primary Sponsors**

Norma Smith

State	Bill Number	Last Action	Status
WA	HB 1854	Referred To Rules 2 Review 2019 03 01	Failed sine die

**Title**  
Protecting consumer data.

**Primary Sponsors**  
Shelley Kloba

State	Bill Number	Last Action	Status
WA	HB 2046	Executive Session Scheduled But No Action Was Taken In The House Committee On Innovation Technology Economic Development At 10 00 Am 2019 02 22	Failed sine die

**Title**  
Increasing consumer data transparency.

**Primary Sponsors**  
Shelley Kloba

State	Bill Number	Last Action	Status
WA	SB 5376	By Resolution Returned To Senate Rules Committee For Third Reading 2019 04 28	Failed sine die

**Title**  
Protecting consumer data.

**Primary Sponsors**  
Reuven Carlyle

### Public Records (3)

State	Bill Number	Last Action	Status
FL	HB 1099	Filed 2020 01 06	In House

**Title**  
Public Records

**Description**  
Revises & provides exemptions from public records requirements for certain information contained in motorist records held by DHSMV, crash reports, certain crash report data elements within computerized database, uniform traffic citations that reveal personal information, & certain traffic citation data elements within computerized database; provides retroactive applicability; prohibits certain persons or entities from disclosing confidential information; provides exceptions; requires sworn statements or memoranda of understanding; provides penalties; provides for future legislative review & repeal of exemptions; provides statement of public necessity.

**Primary Sponsors**  
Matt Willhite

State	Bill Number	Last Action	Status
NJ	A 555	Introduced Referred To Assembly Judiciary Committee 2018 01 09	Failed sine die

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**Title**

Makes certain changes to public access of government records.

**Primary Sponsors**

Paul Moriarty

State	Bill Number	Last Action	Status
NJ	A 2554	Introduced Referred To Assembly State And Local Government Committee 2018 02 01	Failed sine die

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**Title**

Requires requestor pick up government records within 10 business days of availability.

**Primary Sponsors**

Wayne DeAngelo

[Ride Sharing \(11\)](#)



**Title**

Transportation network companies: participating drivers: criminal background checks.

**Description**

AB 880, Obernolte. Transportation network companies: participating drivers: criminal background checks. The Passenger Charter-party Carriers' Act defines a transportation network company as an organization, whether a corporation, partnership, sole proprietor, or other form, operating in California that provides prearranged transportation services for compensation using an online-enabled platform to connect passengers with drivers using a personal vehicle. Existing law requires a transportation network company to conduct, or have a third party conduct, a local and national criminal background check for each participating driver, as specified, and prohibits a transportation network company from contracting with, employing, or retaining a driver if the driver, among other things, is currently registered on the United States Department of Justice National Sex Offender Public website, has been convicted of any of certain terrorism-related felonies or a violent felony or, within the previous 7 years, has been convicted of any misdemeanor assault or battery, any domestic violence offense, driving under the influence of alcohol or drugs, or any of a specified list of felonies. A violation of the act is a misdemeanor punishable by a fine, imprisonment, or both a fine and imprisonment. This bill would additionally prohibit a transportation network company from contracting with, employing, or retaining a driver if the driver has been convicted of specified human trafficking offenses and would delete erroneous cross-references to code sections specified in existing law. By expanding the scope of a crime, the bill would impose a state-mandated local program. The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement. This bill would provide that no reimbursement is required by this act for a specified reason.

**Primary Sponsors**

Jay Obernolte

State	Bill Number	Last Action	Status
CA	AB 1433	Read First Time 2019 02 25	Failed sine die

**Title**

Transportation network companies.

**Description**

AB 1433, as introduced, Diep. Transportation network companies. The Passenger Charter-party Carriers' Act provides for the regulation of charter-party carriers of passengers by the Public Utilities Commission and includes specific requirements for liability insurance coverage, background checks, and other regulatory matters applicable to transportation network companies, as defined, and their participating drivers, as defined. This bill would make nonsubstantive changes to the definitions that apply to these provisions.

**Primary Sponsors**

Tyler Diep

State	Bill Number	Last Action	Status
MA	H 1066	Hearing Scheduled For 07 23 2019 From 10 30 Am 01 00 Pm In B 2 2019 07 11	Failed sine die

**Title**

An Act requiring the fingerprinting of TNC drivers

**Description**

By Mr. Moran of Boston, a petition (accompanied by bill, House, No. 1066) of Michael J. Moran, Danielle W. Gregoire and Michelle M. DuBois relative to requiring the fingerprinting of transportation network company drivers. Financial Services.

**Primary Sponsors**

Mike Moran

State	Bill Number	Last Action	Status
MA	SD 952	House Concurred 2019 01 22	Failed sine die

**Title**

An Act relative to drug screening for ride for hire drivers

**Description**

By Mr. Boncore, a petition (accompanied by bill, Senate, No. 2032) of Joseph A. Boncore for legislation relative to drug screening for ride for hire drivers. Transportation.

**Primary Sponsors**

Joe Boncore

State	Bill Number	Last Action	Status
NY	A 6103	Referred To Transportation 2019 02 28	Failed sine die

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**Title**

Relates to criminal history background check of transportation network company drivers

**Description**

Requires that a person shall be disqualified from receiving a transportation network company permit if he or she is convicted of a sex offense and such disqualification shall last the duration of time for which he or she is required to register as a sex offender.

**Primary Sponsors**

Joe DeStefano

State	Bill Number	Last Action	Status
NY	A 6826	Referred To Correction 2019 03 20	Failed sine die

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**Title**

Prohibits sex offenders from operating automobiles participating in mobile application based transportation networks or being employed by such transportation networks

**Description**

Prohibits sex offenders from operating automobiles participating in mobile application based transportation networks or being employed by such transportation networks.

**Primary Sponsors**

Marcos Crespo

State	Bill Number	Last Action	Status
NY	S 405	Referred To Local Government 2019 01 09	Failed sine die

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**Title**

Prohibits sex offenders from operating automobiles participating in mobile application based transportation networks or being employed by such transportation networks

**Description**

Prohibits sex offenders from operating automobiles participating in mobile application based transportation networks or being employed by such transportation networks.

**Primary Sponsors**

Andrew Lanza

State	Bill Number	Last Action	Status
NY	S 6190	Referred To Transportation 2019 06 18	Failed sine die

**Title**

Relates to requiring that state and federal background checks be conducted on applicants applying for certain for-hire vehicle driver or owner licenses

**Description**

Requires that prior to the issuance of taxicab, limousine, commuter van, paratransit or for-hire vehicle driver or owner licenses for vehicles transporting nine or more passengers, the applicant shall be fingerprinted by the authority authorized to issue such licenses for the purpose of securing criminal history records from both the state division of criminal justice services and the federal bureau of investigation.

**Primary Sponsors**

Monica Martinez

State	Bill Number	Last Action	Status
WA	HB 2039	First Reading Referred To Transportation 2019 02 14	Failed sine die

**Title**

Concerning transportation network companies.

**Primary Sponsors**

Larry Springer

State	Bill Number	Last Action	Status
WA	SB 5926	Public Hearing In The Senate Committee On Transportation At 1 30 Pm 2019 02 25	Failed sine die

**Title**

Concerning transportation network companies.

**Primary Sponsors**

Steve Hobbs

State	Bill Number	Last Action	Status
WI	SB 255	Fiscal Estimate Received 2019 06 24	Failed sine die

**Title**

regulation of transportation network companies and their drivers and providing a penalty. (FE)

**Description**

An Act to repeal 440.44 (1) (title) and 440.44 (2) (title); to renumber 440.43 and 440.44 (1); to renumber and amend 440.44 (2) (a), 440.44 (2) (b) and 440.44 (2) (c); to amend 440.43 (title), 440.445 (1) (b) (intro.), 440.445 (3), 440.49 (3) and 440.495; and to create 440.43 (2), 440.453 (title), 440.453 (1) (b), 440.453 (1) (c) and 440.453 (3) of the statutes;

**Primary Sponsors**

Chris Larson, Fred Risser, Janet Bewley, Dave Hansen, Jeff Smith, Lena Taylor

**Salary History (55)**

State	Bill Number	Last Action	Status
FL	HB 739	Now In Business Professions Subcommittee 2019 12 16	In House

**Title**

Discrimination in Labor and Employment

**Description**

Prohibits employer from providing less favorable employment opportunities to employees based on their sex; provides exceptions; provides civil penalties; prohibits employer from taking certain employment actions against employees; prohibits employer from engaging in certain activities relating to wages & benefits; prohibits employer from requiring employees to sign certain waivers & documents; authorizes employer to confirm wage or salary history under certain conditions.

**Primary Sponsors**

Geri Thompson

State	Bill Number	Last Action	Status
FL	SB 90	Referred To Commerce And Tourism Judiciary Rules 2019 08 16	In Senate

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**Title**

Discrimination in Labor and Employment

**Description**

Creating the "Senator Helen Gordon Davis Fair Pay Protection Act"; prohibiting an employer from providing less favorable employment opportunities to employees based on their sex; prohibiting an employer from taking certain employment actions against employees; prohibiting an employer from engaging in certain activities relating to wages and benefits, etc.

**Primary Sponsors**

Linda Stewart

State	Bill Number	Last Action	Status
GA	HB 5	House Second Readers 2019 01 16	Failed sine die

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**Title**

Georgia Prospective Employer Act; enact

**Description**

A BILL to be entitled an Act to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions of labor and industrial relations, so as to prohibit an employer from relying upon salary history information when making certain decisions about an applicant during the hiring process; to provide for definitions; to provide for a civil right of action; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Primary Sponsors**

Park Cannon, El Holly, Kim Schofield

State	Bill Number	Last Action	Status
GA	SB 49	Senate Read And Referred 2019 02 05	Failed sine die

**Title**

"Georgia Prospective Employer Act"; enact

**Description**

A BILL to be entitled an Act to amend Chapter 1 of Title 34 of the Official Code of Georgia Annotated, relating to general provisions of labor and industrial relations, so as to prohibit an employer from relying upon salary history information when making certain decisions about an applicant during the hiring process; to provide for definitions; to provide for a civil right of action; to provide a short title; to provide for related matters; to repeal conflicting laws; and for other purposes.

**Primary Sponsors**

Nan Orrock, Nikema Williams, Steve Henson, Elena Parent, Gloria Butler, Chad Rahman, Gail Davenport, Tonya Anderson, Jen Jordan, Ed Harbison, Horacena Tate, Donzella James, Doc Rhett

State	Bill Number	Last Action	Status
HI	HB 1192	Carried Over To 2020 Regular Session 2019 12 01	Passed Senate

**Title**

Relating To Equal Pay.

**Description**

Conforms statutory prohibitions against wage discrimination with other prohibitions on employment discrimination. Clarifies allowable justifications for compensation differentials and remedies for pay disparity. Requires employers to disclose wage ranges to employees and prospective employees. (SD2)

**Primary Sponsors**

Aaron Johanson, Della Belatti, Rida Cabanilla Arakawa, Richard Creagan, Lynn DeCoite, Stacelynn Eli, Cedric Gates, Linda Ichiyama, Lisa Kitagawa, Sam Kong, Chris Lee, Nicole Lowen, Scot Matayoshi, Lauren Matsumoto, Dee Morikawa, Takashi Ohno, Amy Perruso, Tina Wildberger, Thielen

State	Bill Number	Last Action	Status
HI	SB 1375	Carried Over To 2020 Regular Session 2019 12 01	In Senate

**Title**

Relating To Equal Pay.

**Description**

Conforms statutory prohibitions against wage discrimination with other prohibitions on employment discrimination. Clarifies allowable justifications for compensation differentials and remedies for pay disparity. Requires employers to disclose wage ranges to employees and prospective employees. (SD1)

**Primary Sponsors**

Brian Taniguchi, Karl Rhoads

State	Bill Number	Last Action	Status
IA	HF 89	Introduced Referred To Labor 2019 01 24	Failed sine die

**Title**

A bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965 and in state contracting, making penalties applicable, and establishing an equal pay task force.

**Primary Sponsors**

Bruce Hunter, Art Staed, Mary Mascher, Jeff Kurtz

State	Bill Number	Last Action	Status
IA	HF 146	Subcommittee Grassley Dolecheck And Hunter 2019 01 31	Failed sine die

**Title**

A bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965 and in state contracting, making penalties applicable, and establishing an equal pay task force.

**Primary Sponsors**

Art Staed, Cindy Winckler, Bruce Hunter, Vicki Lensing, Monica Kurth, Marti Anderson, Molly Donahue, Mary Mascher, Jo Oldson, Timothy Kacena, Smith, R



State	Bill Number	Last Action	Status
IA	SF 223	Subcommittee Schultz Carlin And T Taylor 2019 02 12	Failed sine die

**Title**

A bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965, making penalties applicable, and establishing an equal pay task force.

**Primary Sponsors**

Todd Taylor, Liz Mathis, Zach Wahls, Bill Dotzler, Rich Taylor, Claire Celsi, Tony Bisignano, Jim Lykam, Herman Quirnbach, Janet Petersen, Amanda Ragan, Jackie Smith, Joe Bolkcom, Pam Jochum, Nate Boulton, Jeff Danielson, Rob Hogg, Kevin Kinney

State	Bill Number	Last Action	Status
IA	SF 242	Subcommittee Schultz Carlin And Dotzler 2019 02 13	Failed sine die

**Title**

A bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965 and in state contracting, making penalties applicable, and establishing an equal pay task force.

**Primary Sponsors**

Bill Dotzler

State	Bill Number	Last Action	Status
IA	SF 276	Subcommittee Brown Carlin And T Taylor 2019 02 18	Failed sine die

**Title**

A bill for an act relating to specified professional benefits, accommodations, and representations, and including effective date provisions.

**Primary Sponsors**

Liz Mathis

State	Bill Number	Last Action	Status
IL	HB 834	Added Co Sponsor Rep Andre Thapedi 2019 08 01	Enacted

## Title

Equal Pay Act-Wage History

## Description

Amends the Equal Pay Act of 2003. Prohibits an employer from: (i) screening job applicants based on their wage or salary history, (ii) requiring that an applicant's prior wages satisfy minimum or maximum criteria, and (iii) requesting or requiring as a condition of being interviewed or as a condition of continuing to be considered for an offer of employment that an applicant disclose prior wages or salary. Prohibits an employer from seeking the salary, including benefits or other compensation or salary history, of a job applicant from any current or former employer, with some exceptions. Limits defenses. Provides for penalties and injunctive relief. Replaces everything after the enacting clause. Amends the Equal Pay Act of 2003. Provides that the exceptions to the equal pay requirement based on sex also apply to the equal pay requirement for African-American employees. Provides that an employer may prohibit a human resources employee, supervisor, or other employee whose job responsibilities require or allow access to other employees' wage or salary information from disclosing that information without prior written consent from the employee whose information is sought or requested. Provides that specified provisions shall not be construed to prevent an employer or employment agency from: providing information about the wages, benefits, compensation, or salary offered in relation to a position; or engaging in discussions with an applicant for employment about the applicant's expectations with respect to wage or salary, benefits, and other compensation. Provides that an employer is not in violation of specified provisions when a job applicant voluntarily and without prompting discloses his or her current or prior wage or salary history, including benefits or other compensation, on the condition that the employer does not consider or rely on the voluntary disclosures as a factor in determining whether to offer a job applicant employment, in making an offer of compensation, or in determining future wages, salary, benefits, or other compensation. Makes other changes. Effective 60 days after becoming law. Provides that a wage differential factor that is not based on sex or a factor that would constitute unlawful discrimination under the Illinois Human Rights Act must account for the differential (instead of "the entire differential").

## Primary Sponsors

Linda Holmes, Jennifer Bertino-Tarrant, Cristina Castro, Kimberly Lightford, Iris Martinez, David Welter, Celina Villanueva, Anna Moeller, Maurice West, Marcus Evans

State	Bill Number	Last Action	Status
IL	HB 881	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

#### Title

Equal Pay Act Wage Information

#### Description

Amends the Equal Pay Act of 2003. Provides that it is unlawful for an employer to require an employee to sign a contract or waiver that would prohibit the employee from disclosing or discussing the employee's wage or salary; however, an employer may prohibit a human resources employee, a supervisor, or any other employee whose job responsibilities require or allow access to other employees' wage or salary information from disclosing such information without prior written consent from the employee whose information is sought or requested. Provides that it is unlawful for an employer to seek the wage or salary history of a prospective employee from the prospective employee or a current or former employer or to require that a prospective employee's prior wage or salary history meet certain criteria, with some exceptions. Provides that an employer against whom an action is brought alleging a violation of the Act's prohibition against gender-based wage differentials and who, within the previous 3 years and prior to the commencement of the action, has completed a self-evaluation of the employer's pay practices in good faith and can demonstrate that reasonable progress has been made toward eliminating wage differentials based on gender for the same or substantially similar work in accordance with that evaluation shall have an affirmative defense to liability. Provides that an employer who cannot demonstrate that the evaluation was reasonable in detail and scope shall not be entitled to an affirmative defense, but shall not be liable for any civil fine in excess of: (1) \$500 per employee affected, if the employer has fewer than 4 employees; or (2) \$2,500 per employee affected, if the employer has 4 or more employees. Provides that if an employee recovers unpaid wages under the Act and also files a complaint or brings a sex discrimination action under the federal Fair Labor Standards Act of 1938 that results in additional recovery under federal law for the same violation, the employee shall return to the employer the amounts recovered under State law or the amounts recovered under federal law, whichever is less.

#### Primary Sponsors

Lindsay Parkhurst, Grant Wehrli, Jim Durkin, Margo McDermed, Mark Batinick

State	Bill Number	Last Action	Status
IL	HB 2771	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Equal Pay Act-Wage History

**Description**

Amends the Equal Pay Act of 2003. Prohibits an employer from: (i) screening job applicants based on their wage or salary history, (ii) requiring that an applicant's prior wages satisfy minimum or maximum criteria, and (iii) requesting or requiring as a condition of being interviewed or as a condition of continuing to be considered for an offer of employment that an applicant disclose prior wages or salary. Prohibits an employer from seeking the salary, including benefits or other compensation or salary history, of a job applicant from any current or former employer. Limits defenses. Provides for penalties and injunctive relief. Effective immediately.

**Primary Sponsors**

Maurice West

State	Bill Number	Last Action	Status
IL	HB 2772	Rule 19 A Re Referred To Rules Committee 2019 03 29	Failed sine die

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**Title**

Equal Pay Act-Wage History

**Description**

Amends the Equal Pay Act of 2003. Prohibits an employer from: (i) screening job applicants based on their wage or salary history, (ii) requiring that an applicant's prior wages satisfy minimum or maximum criteria, and (iii) requesting or requiring as a condition of being interviewed or as a condition of continuing to be considered for an offer of employment that an applicant disclose prior wages or salary. Prohibits an employer from seeking the salary, including benefits or other compensation or salary history, of a job applicant from any current or former employer, with some exceptions. Provides for penalties and injunctive relief. Effective immediately.

**Primary Sponsors**

Maurice West

State	Bill Number	Last Action	Status
IL	SB 73	Added As Co Sponsor Sen Laura Fine 2019 03 22	Failed sine die

**Title**

Equal Pay Act-Wage History

**Description**

Amends the Equal Pay Act of 2003. Prohibits an employer from: (i) screening job applicants based on their wage or salary history, (ii) requiring that an applicant's prior wages satisfy minimum or maximum criteria, and (iii) requesting or requiring as a condition of being interviewed or as a condition of continuing to be considered for an offer of employment that an applicant disclose prior wages or salary. Prohibits an employer from seeking the salary, including benefits or other compensation or salary history, of a job applicant from any current or former employer, with some exceptions. Limits defenses. Provides for penalties and injunctive relief. Effective 60 days after becoming law.

**Primary Sponsors**

Linda Holmes, Cristina Castro, Kimberly Lightford, Iris Martinez, John Curran

State	Bill Number	Last Action	Status
IL	SB 1707	Added As Co Sponsor Sen Christopher Belt 2019 03 19	Failed sine die

**Title**

Equal Pay Act-Wage History

**Description**

Amends the Equal Pay Act of 2003. Prohibits an employer from: (i) screening job applicants based on their wage or salary history, (ii) requiring that an applicant's prior wages satisfy minimum or maximum criteria, and (iii) requesting or requiring as a condition of being interviewed or as a condition of continuing to be considered for an offer of employment that an applicant disclose prior wages or salary. Prohibits an employer from seeking the salary, including benefits or other compensation or salary history, of a job applicant from any current or former employer, with some exceptions. Provides for employers to establish a self-evaluation plan of the employer's pay practices. Sets forth permissible components of a self-evaluation plan. Requires the self-evaluation plan to be submitted to the Department of Labor for verification. Provides that an employer that has completed a self-evaluation plan that has been verified by the Department of Labor has an affirmative defense to liability for certain alleged violations of the Act. Provides that an employer that does not have a verified self-evaluation plan may be subject to civil penalties for violations of the Act. Limits defenses. Provides for penalties and injunctive relief.

**Primary Sponsors**

Jennifer Bertino-Tarrant

State	Bill Number	Last Action	Status
IN	HB 1162	First Reading Referred To Committee On Employment Labor And Pensions 2020 01 07	In House

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**Title**

Wage history and wage range inquiries.

**Description**

Prohibits, with certain exceptions, an employer from using an applicant's wage history in the hiring process. Prohibits, in certain situations, an employer from relying on the wage history of an applicant for employment. Prohibits employers from failing or refusing to provide an applicant for employment the wage range for the position for which the applicant is applying. Requires an employer to provide to an employee the wage range for the employee's job under certain circumstances. Provides for a private right of action. Allows the department of labor to investigate violations and enforce compliance.

**Primary Sponsors**

Pat Boy, Sue Errington

State	Bill Number	Last Action	Status
KY	HB 109	To Economic Development Workforce Investment H 2020 01 07	In House

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**Title**

AN ACT relating to wages for employment.

**Description**

Create a new section of KRS Chapter 337 to make it a discriminatory employment action if an employer asks questions about previous salary or wages, relies on previous salary when setting a new salary, or refuses to hire if an applicant does not provide previous salary, except to allow a request for information voluntarily provided in response to an offer of employment; allow previous salary to be considered when required by law, when discovered while looking at other nonsalary information, and for public employee positions; require notice to be posted for employees; amend KRS 337.990 to assess a civil penalty for a violation.

**Primary Sponsors**

Susan Westrom

State	Bill Number	Last Action	Status
MA	H 1693	Hearing Scheduled For 04 09 2019 From 01 00 Pm 05 00 Pm In A 2 2019 04 02	Failed sine die

**Title**

An Act relative to employee references

**Description**

By Mr. Zlotnik of Gardner, a petition (accompanied by bill, House, No. 1693) of Jonathan D. Zlotnik relative to employee reference liability. Labor and Workforce Development.

**Primary Sponsors**

Jon Zlotnik

State	Bill Number	Last Action	Status
MN	HF 906	Author Added Bahner 2019 02 14	Failed sine die

**Title**

Employers prohibited from requiring past wage disclosure, and civil penalties imposed.

**Primary Sponsors**

Rena Moran, Jay Xiong, Fue Lee, Kristin Bahner

State	Bill Number	Last Action	Status
MN	HF 947	Referred By Chair To Judiciary Finance And Civil Law Division 2019 03 04	Failed sine die

**Title**

Employers prohibited from requiring past wage disclosure, and civil penalties imposed.

**Primary Sponsors**

Tim Mahoney, John Huot

State	Bill Number	Last Action	Status
MN	SF 880	Referred To Jobs And Economic Growth Finance And Policy 2019 02 07	Failed sine die

**Title**

Wage disclosure requirements by employers prohibition and civil penalties imposition

**Primary Sponsors**

Bobby Champion

State	Bill Number	Last Action	Status
MN	SF 1924	Referred To Jobs And Economic Growth Finance And Policy 2019 02 28	Failed sine die

**Title**

Past employment wages disclosure requirement employer prohibition; penalties imposition

**Primary Sponsors**

Sandy Pappas, Karla Bigham, Susan Kent, Jason Rarick, Carolyn Laine

State	Bill Number	Last Action	Status
MO	HB 1498	Prefiled H 2019 12 02	In House

**Title**

Prohibits employers from inquiring about an employee or applicant's salary history information

**Primary Sponsors**

Doug Beck

State	Bill Number	Last Action	Status
NC	SB 486	Ref To Com On Rules And Operations Of The Senate 2019 04 03	Failed sine die

**Title**

North Carolina Equal Pay Act.

**Primary Sponsors**

Floyd McKissick, Natasha Marcus, Kirk deViere

State	Bill Number	Last Action	Status
NH	HB 211	Veto Sustained 09 18 2019 Rc 224 157 Lacking Necessary Two Thirds Vote Hj 21 P 14 2019 09 18	Vetoed

**Title**

relative to inquiries by prospective employers concerning salary history.

**Primary Sponsors**

Jan Schmidt

**Bill Summary:** Last edited by Brent Smoyer at Jan 4, 2019, 5:47 PM  
General prohibition on previous wage/salary inquiry prior to offer with negotiated salary.



State	Bill Number	Last Action	Status
NJ	A 1094	Approved P L 2019 C 199 2019 07 25	Enacted

**Title**

Prohibits employer inquiries about worker's wage and salary experience.

**Primary Sponsors**

Joann Downey, Pam Lampitt, Gary Schaer, Eric Houghtaling, Dan Benson, Liz Muoio, Wayne DeAngelo, Paul Moriarty, Nia Gill, Loretta Weinberg

State	Bill Number	Last Action	Status
NJ	A 1115	Introduced Referred To Assembly Labor Committee 2018 01 09	Failed sine die

**Title**

Concerns equal pay and employment opportunities for women.

**Primary Sponsors**

Joann Downey, Eric Houghtaling, Dan Benson

State	Bill Number	Last Action	Status
NJ	A 3413	Reported Out Of Assembly Committee 2nd Reading 2019 02 14	In Assembly

**Title**

Requires employers to disclose certain wage information to employees.

**Primary Sponsors**

Gordon Johnson

State	Bill Number	Last Action	Status
NJ	S 559	Received In The Assembly Referred To Assembly Labor Committee 2018 04 05	Failed sine die

**Title**

Concerns employer inquires about worker's wage and salary experience.

**Primary Sponsors**

Nia Gill, Loretta Weinberg

State	Bill Number	Last Action	Status
NJ	S 1180	Introduced In The Senate Referred To Senate Labor Committee 2018 01 25	Failed sine die

**Title**

Concerns equal pay and employment opportunities for women.

**Primary Sponsors**

Nilsa Cruz-Perez

State	Bill Number	Last Action	Status
NJ	S 3516	Substituted By A 1094 Acs 2019 06 20	In Senate

**Title**

Prohibits employer inquiries about worker's wage and salary experience.

**Primary Sponsors**

Nia Gill, Loretta Weinberg

State	Bill Number	Last Action	Status
NY	A 4215	Referred To Labor 2019 02 01	Failed sine die

**Title**

Prohibits discrimination based upon wage and benefit history

**Description**

Prohibits discrimination based upon wage and benefit history to establish pay equity.

**Primary Sponsors**

David Weprin

State	Bill Number	Last Action	Status
NY	A 5308	Substitute S 6549 Action Signed Chap 94 2019 07 10	Enacted

**Title**

Prohibits employers from seeking salary history from applicants

**Description**

Prohibits employers from seeking salary history from applicants.

**Primary Sponsors**

Marcos Crespo

State	Bill Number	Last Action	Status
NY	S 51	Recommit Enacting Clause Stricken 2019 06 20	Failed sine die

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**Title**

Prohibits employers from seeking salary history from prospective employees

**Description**

Prohibits employers from seeking salary history from prospective employees; establishes a public awareness campaign.

**Primary Sponsors**

Brad Hoylman

State	Bill Number	Last Action	Status
NY	S 1136	Referred To Investigations And Government Operations 2019 01 11	Failed sine die

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**Title**

Prohibits employers from seeking salary history from prospective employees

**Description**

Prohibits employers from seeking salary history from prospective employees; establishes a public awareness campaign.

**Primary Sponsors**

Brian Benjamin

State	Bill Number	Last Action	Status
NY	S 3692	Committed To Rules 2019 06 20	Failed sine die

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**Title**

Prohibits employers from seeking salary history from prospective employees

**Description**

Prohibits employers from seeking salary history from prospective employees; establishes a public awareness campaign.

**Primary Sponsors**

Dave Carlucci

State	Bill Number	Last Action	Status
NY	S 5173	Recommit Enacting Clause Stricken 2019 04 29	Failed sine die

**Title**

Relates to salary history inquiries

**Description**

Defines "protected class"; prohibits wage or salary history inquiries; relates to the prohibition of a differential rate of pay on the basis of protected class status.

**Primary Sponsors**

Alessandra Biaggi

State	Bill Number	Last Action	Status
NY	S 6549	Signed Chap 94 2019 07 10	Enacted

**Title**

Prohibits employers from seeking salary history from applicants

**Description**

Prohibits employers from seeking salary history from applicants.

**Primary Sponsors**

Dave Carlucci

State	Bill Number	Last Action	Status
OH	HB 304	Refer To Committee Commerce And Labor 2019 06 30	Failed sine die

**Title**

Enact Equal Pay Act

**Description**

To amend sections 4112.04 and 4117.08 and to enact sections 9.79, 9.791, 9.792, 9.793, 9.794, 9.795, 9.796, 9.797, 9.798, 142.01, 142.02, 142.03, 142.04, 142.05, 142.06, 142.07, 142.08, 142.09, 142.10, 4113.12, 4113.42, and 4117.141 of the Revised Code to enact the Ohio Equal Pay Act to require state contractors and economic incentive recipients to obtain an equal pay certificate, to require public employers to establish a job evaluation system to identify and eliminate sex-based wage disparities, to prohibit employers from seeking a prospective employee's wage or salary history, and to prohibit employer retaliation against an employee who discusses salary or wage rates with another employee.

**Primary Sponsors**

Randi Clites, Stephanie Howse

State	Bill Number	Last Action	Status
OH	SB 149	Refer To Committee Transportation Commerce And Workforce 2019 09 11	Failed sine die

**Title**

Prohibit asking job applicant about wage or salary history

**Description**

To enact section 4113.12 of the Revised Code to prohibit employers from seeking a prospective employee's wage or salary history.

**Primary Sponsors**

Tina Maharath

State	Bill Number	Last Action	Status
PA	HB 166	Referred To Labor And Industry 2019 01 28	Failed sine die

**Title**

An Act amending the act of December 17, 1959 (P.L.1913, No.694), known as the Equal Pay Law, further providing for definitions and for wage rates; providing for additional violations; further providing for collection of unpaid wages and for penalties; and establishing the Equal Pay Commission.

**Primary Sponsors**

Maria Donatucci

State	Bill Number	Last Action	Status
PA	HB 850	Referred To Labor And Industry 2019 04 02	Failed sine die

**Title**

An Act amending the act of December 17, 1959 (P.L.1913, No.694), known as the Equal Pay Law, further providing for definitions, for wage rates and for collection of unpaid wages.

**Primary Sponsors**

Brian Sims

State	Bill Number	Last Action	Status
PA	SB 38	Referred To Labor And Industry 2019 01 11	Failed sine die

**Title**

An Act amending the act of December 17, 1959 (P.L.1913, No.694), known as the Equal Pay Law, further providing for wage rates and for collection of unpaid wages.

**Primary Sponsors**

Judy Schwank

State	Bill Number	Last Action	Status
PA	SB 721	Referred To Labor And Industry 2019 06 06	Failed sine die

**Title**

An Act amending the act of December 17, 1959 (P.L.1913, No.694), known as the Equal Pay Law, further providing for definitions, for wage rates and for collection of unpaid wages.

**Primary Sponsors**

Steve Santarsiero

State	Bill Number	Last Action	Status
SC	H 3589	Member S Request Name Added As Sponsor Bernstein 2019 01 29	Failed sine die

**Title**

Unlawful employment practices

**Description**

A Bill To Amend Section 1-13-80, As Amended, Code Of Laws Of South Carolina, 1976, Relating To Unlawful Employment Practices Under The South Carolina Consumer Affairs Law, So As To Prohibit Certain Employment Practices Involving Disclosures Of Information About Wages And Wage Histories, And To Require Employers To Provide Wage Ranges For Employment Positions To Prospective Employees Upon Request.

**Primary Sponsors**

Mandy Powers Norrell

State

SC

Bill Number

H 3615

Last Action

Member S Request Name Added As Sponsor  
Bales Govan 2019 04 02

Status

Failed sine die

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**Title**

Act to Establish Pay Equity

**Description**

A Bill To Amend The Code Of Laws Of South Carolina, 1976, By Adding Chapter 11 To Title 41 So As To Enact The "Act To Establish Pay Equity", To Provide That No Employer May Pay Wages To Employees At Rates Less Than The Rates Paid To Employees Of Other Races, Religions, Colors, Sexes, Including Gender Identity And Sexual Orientation, Ages, National Origins, Or Disability Statuses For Comparable Work, To Provide Exceptions, To Provide Certain Employment Practices Relating To Requests For The Disclosure Of Wages Are Unlawful, To Provide Exceptions, To Provide Civil Actions Asserting Violations May Be Maintained Against Employers In Courts Of Competent Jurisdiction, To Provide For The Recovery Of Unpaid Wages And Damages, To Provide Penalties For Employers Who Violate The Provisions Of This Act, To Establish Pay Equity, To Provide That The Department Of Labor, Licensing And Regulation Shall Have The Authority To Investigate Violations And To Bring Certain Actions, To Provide Employers Shall Post Certain Information In Conspicuous Places, And To Define Necessary Terms.

**Primary Sponsors**

Wendy Brawley

State	Bill Number	Last Action	Status
SC	S 372	Referred To Committee On Labor Commerce And Industry Senate Journal Page 3 2019 01 15	Failed sine die

#### Title

Act to Establish Pay Equity

#### Description

A Bill To Enact The "Act To Establish Pay Equity"; To Amend Title 41 Of The 1976 Code, Relating To Labor And Employment, By Adding Chapter 11, To Provide That No Employer Shall Pay Wages To Any Employee At A Rate Less Than The Rate Paid To Employees Of Another Race, Religion, Color, Sex, Including Gender Identity And Sexual Orientation, Age, National Origin, Or Disability Status For Comparable Work And To Provide Exceptions, To Provide That Certain Employment Practices Relating To Requests For The Disclosure Of Wages Are Unlawful And To Provide Exceptions, To Provide That A Civil Action Asserting A Violation May Be Maintained Against Any Employer In Any Court Of Competent Jurisdiction And To Provide For The Recovery Of Unpaid Wages And Damages, To Provide Penalties For An Employer Who Violates The Act To Establish Pay Equity, To Provide That The Department Of Labor, Licensing, And Regulation Shall Have The Authority To Investigate Violations And To Bring Action, To Provide That Every Employer Shall Post Certain Information In A Conspicuous Place, And To Define Necessary Terms.

#### Primary Sponsors

Katrina Shealy

State	Bill Number	Last Action	Status
TN	HB 56	Failed In S C Employee Affairs Subcommittee Of Consumer And Human Resources Committee 2019 03 05	Failed

#### Title

Employees, Employers - As introduced, prohibits as a Class B misdemeanor punishable by a fine an employer from screening an applicant for employment based upon compensation history; permits employer to consider the compensation history of current employee during a transfer, move, or hire of the employee to a new position with the same employer; permits applicant to voluntarily share compensation history information with prospective employer; grants enforcement authority to department of labor and workforce development. - Amends TCA Title 8 and Title 50.

#### Primary Sponsors

Jason Potts



State	Bill Number	Last Action	Status
TN	SB 1006	Assigned To General Subcommittee Of Senate Commerce Labor Committee 2019 04 01	Failed sine die

**Title**

Employees, Employers - As introduced, prohibits as a Class B misdemeanor punishable by a fine an employer from screening an applicant for employment based upon compensation history; permits employer to consider the compensation history of current employee during a transfer, move, or hire of the employee to a new position with the same employer; permits applicant to voluntarily share compensation history information with prospective employer; grants enforcement authority to department of labor and workforce development. - Amends TCA Title 8 and Title 50.

**Primary Sponsors**

Brenda Gilmore

State	Bill Number	Last Action	Status
VA	HB 326	House Committee Referral Pending 2020 01 01	In House

**Title**

Employment; wage inquiries, civil penalty.

**Description**

Employment; wage inquiries; civil penalty. Prohibits any public or private employer from (i) refusing to interview, hire, or employ an applicant for employment because the applicant does not provide wage history; (ii) retaliating against an applicant for employment because the applicant does not provide wage history; or (iii) relying on the wage history of an applicant to determine the wages offered by the employer to such individual. An applicant or employee who is aggrieved by a violation may bring a private action against the employer. In addition, violators are subject to a civil penalty not to exceed \$100 per violation.

**Primary Sponsors**

Mark H. Levine

State	Bill Number	Last Action	Status
VA	HB 416	House Committee Referral Pending 2020 01 03	In House

**Title**

Wage or salary history; inquiries prohibited, civil penalty.

**Description**

Wage or salary history inquiries prohibited; civil penalty. Prohibits a prospective employer from (i) requiring as a condition of employment that a prospective employee provide or disclose the prospective employee's wage or salary history, (ii) attempting to obtain the wage or salary history of a prospective employee from the prospective employee's current or former employers, (iii) requesting a prospective employee to complete an application for employment that includes a question inquiring about the prospective employee's wage or salary history, or (iv) asking a prospective employee in an employment interview any question intended to obtain information about the prospective employee's wage or salary history. Violations are subject to a civil penalty not to exceed \$100 per violation.

**Primary Sponsors**

Joshua Cole

State	Bill Number	Last Action	Status
WA	HB 1696	Effective Date 7 28 2019 2019 05 09	Enacted

**Title**

Concerning wage and salary information.

**Primary Sponsors**

Laurie Dolan

State	Bill Number	Last Action	Status
WA	SB 5090	Senate Rules X File 2019 03 18	Failed

**Title**

Addressing wage and salary information.

**Primary Sponsors**

Lisa Wellman

TAX (3)

State	Bill Number	Last Action	Status
HI	HB 947	Carried Over To 2020 Regular Session 2019 12 01	In House

**Title**

Relating To Hawaii Criminal Justice Data Center Fees.

**Description**

Provides authority for the Hawaii Criminal Justice Data Center to set and collect fees for services provided as long as the fees are reasonable and not constitute a barrier to justice. (HB947 HD1)

State	Bill Number	Last Action	Status
HI	SB 1174	Carried Over To 2020 Regular Session 2019 12 01	In Senate

**Title**

Relating To Hawaii Criminal Justice Data Center Fees.

**Description**

Provides authority for the Hawaii Criminal Justice Data Center to set and collect reasonable and necessary fees for services provided. (SD1)

State	Bill Number	Last Action	Status
NE	LB 150	Title Printed Carryover Bill 2020 01 08	In Legislature

**Title**

Change provisions relating to access to public records and provide for fees

**Primary Sponsors**

Tom Brewer