

This Document can be made available
in alternative formats upon request

HOUSE FILE NO. 1043

FIRST COMMITTEE ENGROSSMENT

February 23, 2009

Authored by Johnson, Paymar, Champion, Kahn and Hornstein

The bill was read for the first time and referred to the Committee on Public Safety Policy and Oversight

Referred by Chair to Crime Victims/Criminal Records Division.

March 20, 2009

Returned to the Committee on Public Safety Policy and Oversight as Amended.

1.1 A bill for an act
1.2 relating to public safety; addressing the consideration of a job applicant's criminal
1.3 history during the public employment hiring process; proposing coding for new
1.4 law in Minnesota Statutes, chapter 364.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[364.021] PUBLIC EMPLOYMENT; CONSIDERATION OF**
1.7 **CRIMINAL RECORDS.**

1.8 (a) A public employer may not inquire into or consider the criminal record or
1.9 criminal history of an applicant for public employment until the applicant has been
1.10 selected for an interview by the employer.

1.11 (b) This section does not apply to the Department of Corrections or to public
1.12 employers who have a statutory duty to conduct a criminal history background check
1.13 or otherwise take into consideration a potential employee's criminal history during the
1.14 hiring process.