

Employee's Right of Disclosure of Criminal Records to Connecticut Employers Under Public Act 02-136

The Act addresses records of any arrest, criminal charge or conviction of an applicant or employee that have been erased pursuant to section 46b-146, 54-76o or 54-142a. The Act provides that no employer or an employer's agent, representative or designee

1. may require an employee or prospective employee to disclose the existence of such records,
2. shall deny employment to a prospective employee solely on the basis of such records, or
3. shall discharge, or cause to be discharged, or in any manner discriminate against, any employee solely on the basis that the employee had such records prior to being employed.

As a result, applicants and employees are not required to disclose the existence of any arrest, criminal charge or conviction where the records have been erased pursuant to section 46b-146, 54-76o or 54-142a. The records subject to erasure pursuant to section 46b-146, 54-76o or 54-142a pertain to

1. A finding of delinquency or that a child was a member of a family with service needs, or an adjudication as a youthful offender,
2. A criminal charge that has been dismissed or nulled or for which there was a finding of not guilty, or
3. A conviction for which the person received an absolute pardon.

If you have criminal records that have been erased pursuant to section 46b-146, 54-76o or 54-142a, then you are deemed to have never been arrested within the meaning of the general statutes with respect to the proceedings erased. You may so swear under oath and so state that on this form.