

SECOND REGULAR SESSION

# HOUSE BILL NO. 1762

## 96TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES ELLINGTON (Sponsor), McGEOGHEGAN, HUBBARD, PACE,  
ATKINS, OXFORD, MORGAN, WALTON GRAY, NASHEED, JONES (63), CARTER,  
McCANN BEATTY, PIERSON AND BROWN (50) (Co-sponsors).

5503L.01I

D. ADAM CRUMBLISS, Chief Clerk

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### AN ACT

To amend chapters 105, 208, and 215, RSMo, by adding thereto three new sections relating to applications for state employment and public assistance.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 105, 208, and 215, RSMo, are amended by adding thereto three new sections, to be known as sections 105.053, 208.008, and 215.044, to read as follows:

**105.053. No person applying for state employment shall be required to disclose any prior felony pleas or convictions, except for felony pleas or convictions for sexual offenses, on any employment application form. Nothing in this section shall be construed as:**

**(1) Creating any liability for an applicant who does not disclose any prior felony pleas or convictions in accordance with this section; or**

**(2) Prohibiting any employer from conducting a criminal background check or otherwise utilizing lawful methods of determining whether an applicant has a criminal background.**

**208.008. No person applying for public assistance shall be required to disclose any prior felony pleas or convictions, except for felony pleas or convictions for sexual offenses, on any public assistance application form. Nothing in this section shall be construed as:**

**(1) Creating any liability for an applicant who does not disclose any prior felony pleas or convictions in accordance with this section; or**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

6           **(2) Prohibiting any public assistance agency from conducting a criminal**  
7 **background check or otherwise utilizing lawful methods of determining whether an**  
8 **applicant has a criminal background.**

**215.044. No person applying for state housing assistance shall be required to**  
2 **disclose any prior felony pleas or convictions, except for felony pleas or convictions for**  
3 **sexual offenses, on any housing assistance application form. Nothing in this section shall**  
4 **be construed as:**

5           **(1) Creating any liability for an applicant who does not disclose any prior felony**  
6 **pleas or convictions in accordance with this section; or**

7           **(2) Prohibiting any state housing assistance agency from conducting a criminal**  
8 **background check or otherwise utilizing lawful methods of determining whether an**  
9 **applicant has a criminal background.**

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