
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1441 Session of
2017

INTRODUCED BY CALTAGIRONE, V. BROWN, RABB, DeLUCA AND PASHINSKI,
MAY 24, 2017

REFERRED TO COMMITTEE ON JUDICIARY, MAY 24, 2017

AN ACT

1 Amending Title 18 (Crimes and Offenses) of the Pennsylvania
2 Consolidated Statutes, in criminal history record
3 information, further providing for use of records for
4 employment.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 9125(b) of Title 18 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 9125. Use of records for employment.

10 * * *

11 (b) Use of information.--

12 (1) Felony and misdemeanor convictions may be considered
13 by the employer only to the extent to which they relate to
14 the applicant's suitability for employment in the position
15 for which he has applied.

16 (2) Notwithstanding the provisions of paragraph (1):

17 (i) No employer may request from or consider
18 criminal history background information relating to an
19 applicant for employment, regardless of the grading of

1 the offense, which has been expunged according to law.

2 (ii) No employer may refuse to hire an applicant for
3 employment or take discipline or adverse action against
4 an employee solely on the basis that the applicant or
5 employee represented to the employer that the applicant
6 or employee was not convicted of an offense if, at the
7 time of the representation, the criminal history record
8 information relating to the offense has been expunged
9 according to law.

10 * * *

11 Section 2. This act shall take effect in 60 days.