

**Subject** Allowing expunged records to be opened for the purposes of a background check of private detectives and protective agents

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## Overview

Minnesota law allows records to be sealed following an expungement. However, the records can be opened and reviewed when there is a background check for certain potential employment or other actions. Current law allows the use of expunged records in criminal investigations, when assessing an applicant for employment with a criminal justice agency, and for some human services background studies. This bill would also allow use of expunged records as part of a background check on a person seeking to be licensed as a private detective or to provide private security services.

## Summary

Section	Description
1	<b>Limitations of order effective before January 1, 2015.</b> Allows records that were expunged before January 1, 2015, to be opened and shared as part of a background check on a person seeking to be licensed as a private detective or to provide private security.
2	<b>Limitations of order effective January 1, 2015, and later.</b> Allows records that were expunged on or after January 1, 2015, to be opened and shared as part of a background check on a person seeking to be licensed as a private detective or to provide private security.