

HOUSE BILL NO. 1084

Introduced by

Judiciary Committee

(At the request of the Superintendent of Public Instruction)

1 A BILL for an Act to create and enact a new section to chapter 25-06 and a new section to
2 chapter 25-07 of the North Dakota Century Code, relating to criminal history record checks; and
3 to amend and reenact paragraph 5 of subdivision x of subsection 2 of section 12-60-24 and
4 paragraph 5 of subdivision y of subsection 2 of section 12-60-24 of the North Dakota Century
5 Code, relating to criminal history record checks.

6 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

7 **SECTION 1. AMENDMENT.** Paragraph 5 of subdivision x of subsection 2 of section
8 12-60-24 of the North Dakota Century Code is amended and reenacted as follows:

9 (5) The superintendent of public instruction in the case of a nonpublic school or
10 a state school with a superintendent appointed by or reporting to the
11 superintendent of public instruction, for employees designated by the
12 nonpublic or state school, provided the nonpublic or state school is
13 responsible for paying the costs associated with obtaining a criminal history
14 record check.

15 **SECTION 2. AMENDMENT.** Paragraph 5 of subdivision y of subsection 2 of section
16 12-60-24 of the North Dakota Century Code is amended and reenacted as follows:

17 (5) The superintendent of public instruction in the case of a nonpublic school or
18 a state school with a superintendent appointed by or reporting to the
19 superintendent of public instruction, for a final applicant seeking
20 employment with the school or otherwise providing services to the school, if
21 that individual has unsupervised contact with students, provided the board is
22 responsible for paying the costs associated with obtaining a criminal history
23 record check.

1 **SECTION 3.** A new section to chapter 25-06 of the North Dakota Century Code is created
2 and enacted as follows:

3 **Criminal history record checks.**

4 The school for the blind may require any employee, final applicant for employment, or any
5 individual otherwise providing services to the school to submit to a statewide and nationwide
6 criminal history record check. The nationwide criminal history record check must be conducted
7 in the manner provided in section 12-60-24. The school for the blind may assess all costs
8 associated with obtaining a criminal history record check to the individual upon whom the
9 criminal history record check is conducted.

10 **SECTION 4.** A new section to chapter 25-07 of the North Dakota Century Code is created
11 and enacted as follows:

12 **Criminal history record checks.**

13 The school for the deaf may require any employee, final applicant for employment, or any
14 individual otherwise providing services to the school to submit to a statewide and nationwide
15 criminal history record check. The nationwide criminal history record check must be conducted
16 in the manner provided in section 12-60-24. The school for the deaf may assess all costs
17 associated with obtaining a criminal history record check to the individual upon whom the
18 criminal history record check is conducted.