

Sixty-seventh
Legislative Assembly
of North Dakota

REENGROSSED HOUSE BILL NO. 1073

Introduced by

Judiciary Committee

(At the request of the Department of Environmental Quality)

1 A BILL for an Act to create and enact a new section to chapter 23.1-01 of the North Dakota
2 Century Code, relating to criminal history background checks for applicants for licenses and
3 permits issued by the department of environmental quality; and to amend and reenact
4 subdivision vv of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to
5 criminal history record checks.

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

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

9 vv. The department of environmental quality for a final applicant for ~~or an employee-~~
10 ~~specified in occupationa~~ job opening or a current employee with the department;
11 an individual being investigated by the department; or, when requested by the
12 department, an applicant for registration, certification, or licensure by the
13 ~~department~~ a radioactive materials license under chapter 23.1-03 or a solid waste
14 permit under chapter 23.1-08.

15 **SECTION 2.** A new section to chapter 23.1-01 of the North Dakota Century Code is created
16 and enacted as follows:

17 **Criminal history background checks.**

18 The department may require an applicant for a license or permit to complete a state and
19 nationwide criminal history record check as provided in section 12-60-24. If the applicant is not
20 an individual, the department may require an individual responsible for the applicant to
21 complete a state and a nationwide criminal history record check as provided in section
22 12-60-24. The applicant or responsible individual shall submit personal information and
23 fingerprints with the application necessary to complete the state and nationwide criminal history

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- 1 background record check. All costs associated with the state and nationwide criminal history
- 2 record check are the responsibility of the applicant.