

Sixty-first
Legislative Assembly
of North Dakota

Introduced by

(At the request of the Private Investigative and Security Board)

1 A BILL for an Act to amend and reenact section 43-30-06 of the North Dakota Century Code,
2 relating to applicants for licensure as a private investigative or private security service.

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

4 **SECTION 1. AMENDMENT.** Section 43-30-06 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-30-06. License and registration applications.** Every person who desires to obtain
7 a license or registration, including non-licensed members, partners, officers, and owners of at
8 least ten percent interest in the entity, shall apply to the board on applications prepared and
9 furnished by the board. Each application must include the information required by the board
10 and must be accompanied by the required fee. As a requirement of receiving a license or
11 registration, the board shall require each applicant to submit to a state and nationwide criminal
12 history background record check. The nationwide criminal history background record check
13 must be conducted in the manner provided in section 12-60-24. All costs associated with the
14 criminal history background record check are the responsibility of the applicant. Criminal
15 history records provided to the board pursuant to this section are confidential and closed to the
16 public and may be used by the board for the sole purpose of determining an applicant's
17 eligibility for licensure and obtaining documentation to support a denial of licensure. A criminal
18 history background record check is not required under this section if an applicant for registration
19 has previously been the subject of a state and nationwide criminal history background record
20 check, has held a registration issued by the board within the sixty days immediately preceding
21 the application, and is applying for a new registration due solely to a change in employment. A
22 nationwide criminal history background record check is not required under this section if an
23 applicant for licensure or registration provides to the board the results of a nationwide criminal
24 history background record check performed by the federal bureau of investigation at the request

1 of another state and if the nationwide criminal history background record check was performed
2 within the sixty days immediately preceding the date of the application. A state criminal history
3 background record check is not required under this section if an applicant for registration
4 provides to the board the results of a state criminal history background record check performed
5 by the state in which the applicant currently resides and if the state criminal history background
6 record check was performed within the sixty days immediately preceding the date of the
7 application.