

Sixty-second  
Legislative Assembly  
of North Dakota

**ENGROSSED SENATE BILL NO. 2097**

Introduced by

Human Services Committee

(At the request of the Board of Counselor Examiners)

1 A BILL for an Act to create and enact a new subdivision to subsection 2 of section 12-60-24 and  
2 a new section to chapter 43-47 of the North Dakota Century Code, relating to criminal history  
3 record checks of counselors; and to amend and reenact subsection 3 of section 43-47-03 of the  
4 North Dakota Century Code, relating to fees.

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

6 **SECTION 1.** A new subdivision to subsection 2 of section 12-60-24 of the North Dakota  
7 Century Code is created and enacted as follows:

8 The board of counselor examiners for applicants for licensure or licensees under  
9 chapter 43-47, except that criminal history record checks for licensees need not  
10 be made unless required by the board.

11 **SECTION 2. AMENDMENT.** Subsection 3 of section 43-47-03 of the North Dakota Century  
12 Code is amended and reenacted as follows:

13 3. Set, by rule, and collect a fee, ~~not to exceed one hundred fifty dollars~~, for the filing of  
14 each application for a license under this chapter and set, by rule, and collect a fee, ~~not~~  
15 ~~to exceed one hundred dollars~~, for the renewal of a license under this chapter.

16 **SECTION 3.** A new section to chapter 43-47 of the North Dakota Century Code is created  
17 and enacted as follows:

18 **Criminal history record checks.**

19 The board shall require an applicant for licensure under subsections 2, 3, and 4 of section  
20 43-47-06 and section 43-47-06.1 to submit to a statewide and nationwide criminal history record  
21 check and may require a licensee to submit to a statewide and nationwide criminal history  
22 record check. The nationwide criminal history record check must be conducted in the manner  
23 provided in section 12-60-24. All costs associated with obtaining a background check are the  
24 responsibility of the applicant or licensee.

