Sixty-fifth Legislative Assembly of North Dakota

SENATE BILL NO. 2131

Introduced by

Senators Burckhard, D. Larson, Oban

Representatives D. Anderson, Mitskog, Paur

- 1 A BILL for an Act to create and enact a new subdivision to subsection 12-20-24 and a new
- 2 section to chapter 43-26.1 of the North Dakota Century Code, relating to criminal history record
- 3 checks by the North Dakota board of physical therapy for physical therapist and physical
- 4 therapist assistant applicants and licensees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

- SECTION 1. A new subdivision to subsection 2 of section 12-60-24 of the North Dakota
 Century Code is created and enacted as follows:
- 8 The North Dakota board of physical therapy for physical therapist and physical
- 9 <u>therapist assistant applicants and for licensees under investigation, except that</u>
- criminal history record checks need not be made unless required by the board.
- 11 **SECTION 2.** Section 43-26.1-05.1 of the North Dakota Century Code is created and
- 12 enacted as follows:

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- 13 <u>43-26.1-05.1. Use of criminal history record checks.</u>
- The board may require a physical therapy or physical therapy assistant applicant, or a
- 15 <u>licensee under investigation, to submit to a statewide and nationwide criminal history record</u>
- 16 check. The criminal history record check must be conducted in the manner provided by section
- 17 12-60-24. All costs associated with a criminal history record check performed under this section
- are the responsibility of the applicant or licensee. The criminal history record check is exempt,
- 19 but an applicant may request the board forward it to an individual or entity designated by the
- 20 applicant.