

**SENATE BILL NO. 2223**

Introduced by

Senators Flakoll, Brown, Nelson

Representatives Boehning, Iverson, Meier

1 A BILL for an Act to authorize for a city or county to require the submission of fingerprints of an  
2 applicant for certain city or county employment.

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

4 **SECTION 1. City or county fingerprinting - Criminal history record.** The governing  
5 body of a city by ordinance or a county by resolution may require each applicant for a specified  
6 occupation with the city or county to provide two sets of fingerprints. The city or county may  
7 submit these fingerprints to the bureau of criminal investigation for nationwide criminal history  
8 record information that includes resubmission of the fingerprints by the bureau of criminal  
9 investigation to the federal bureau of investigation. Criminal history record information when  
10 received by a city or county is not a public record subject to section 44-04-18 and section 6 of  
11 article XI of the Constitution of North Dakota. For a request for nationwide criminal history  
12 record information made by the city or county under this section, the bureau of criminal  
13 investigation is the sole source to receive the fingerprint submissions and responses from the  
14 federal bureau of investigation. A person who takes fingerprints under this section may charge  
15 a reasonable fee to offset the cost of fingerprinting. The bureau of criminal investigation may  
16 charge appropriate fees for criminal history information.