

Introduced by

Senator Kilzer

1 A BILL for an Act to amend and reenact section 12-60-16.9 and subsection 4 of section  
2 43-17-07.1 of the North Dakota Century Code, relating to criminal history record information  
3 fees and the powers of the board of medical examiners.

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

5 **SECTION 1. AMENDMENT.** Section 12-60-16.9 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **12-60-16.9. Criminal history record information - Fee for record check.** ~~The For~~  
8 ~~each criminal history record check conducted, the~~ bureau shall impose a fee ~~of twenty dollars~~  
9 ~~for each~~ in an amount equal to the actual cost of conducting the record check. The bureau  
10 shall waive the fee for any criminal justice agency or court, and shall impose a fee of three  
11 dollars for each record check for a nonprofit organization that is organized and operated in this  
12 state exclusively for charitable purposes for the exclusive benefit of minors.

13 **SECTION 2. AMENDMENT.** Subsection 4 of section 43-17-07.1 of the North Dakota  
14 Century Code is amended and reenacted as follows:

15 4. Require information on an applicant's or licensee's fitness, qualifications, and  
16 previous professional record and performance from recognized data sources,  
17 including the federation of state medical boards action data bank, other data  
18 repositories, licensing and disciplinary authorities of other jurisdictions,  
19 professional education and training institutions, liability insurers, health care  
20 institutions, and law enforcement agencies be reported to the board or to the  
21 commission on medical competency. The board or its investigative panels may  
22 require an applicant for licensure or a licensee who is the subject of a disciplinary  
23 investigation to file a complete set of the applicant's or licensee's fingerprints taken  
24 by a law enforcement officer or a properly trained designee of a law enforcement

1           officer and all other information necessary to complete a statewide and nationwide  
2           criminal history check with the bureau of criminal investigation for state processing  
3           and filing with the federal bureau of investigation for federal processing. All costs  
4           associated with the background check and with obtaining and processing the  
5           fingerprints are the responsibility of the licensee or applicant.