

HOUSE BILL NO. 1484

Introduced by

Representatives S. Kelsh, Delmore, Maragos, Zaiser

Senators Nelson, Syverson

1 A BILL for an Act to amend and reenact section 12-60-16.6 of the North Dakota Century Code,
2 relating to the dissemination of criminal history record information.

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

4 **SECTION 1. AMENDMENT.** Section 12-60-16.6 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12-60-16.6. Criminal history record information - Dissemination to parties not**
7 **described in section 12-60-16.5.** Only the bureau may disseminate criminal history record
8 information to parties not described in section 12-60-16.5. The dissemination may be made
9 only if all the following requirements are met:

- 10 1. The information has not been purged or sealed.
- 11 2. The information is of a conviction, including a conviction for violating section
12 12.1-20-03, 12.1-20-03.1, 12.1-20-04, 12.1-20-06.1, or 12.1-20-11 notwithstanding
13 any disposition following a deferred imposition of sentence; or the information is of
14 a reportable event occurring within ~~one year~~ seven years preceding the request.
- 15 3. The request is written and contains:
 - 16 a. The name of the requester.
 - 17 b. The name of the record subject.
 - 18 c. At least two items of information used by the bureau to retrieve criminal
19 history records, including:
 - 20 (1) The fingerprints of the record subject.
 - 21 (2) The state identification number assigned to the record subject by the
22 bureau.
 - 23 (3) The social security number of the record subject.
 - 24 (4) The date of birth of the record subject.

- 1 (5) A specific reportable event identified by date and either agency or court.
- 2 4. The identifying information supporting a request for a criminal history record does
- 3 not match the record of more than one individual.