

Introduced by

Judiciary Committee

(At the request of the Information Technology Department)

1 A BILL for an Act to amend and reenact section 54-59-20 of the North Dakota Century Code,  
2 relating to criminal history background checks for contract employees of the information  
3 technology department.

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

5 **SECTION 1. AMENDMENT.** Section 54-59-20 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **54-59-20. Security background information.**

8 The chief information officer ~~shall~~ may require as a condition of employment or as a  
9 condition of contracting with the department that individuals, including any individuals employed  
10 by the contractor or a subcontractor to perform work under the contract, who have unescorted  
11 physical access to the facilities or other security-sensitive areas of the department designated  
12 by the chief information officer submit to a criminal history record check in accordance with  
13 section 12-60-24. The chief information officer may require as a condition of contracting with the  
14 department or other state agency or department with respect to an information technology  
15 project that any individual employed by the contractor or a subcontractor to perform the work  
16 under the contract submit to a criminal history record check in accordance with section  
17 12-60-24.