

CORRECTIONS, PAROLE, AND PROBATION

CHAPTER 94

HOUSE BILL NO. 1060

(Representative Meier)
(Senator Mathern)

AN ACT to create and enact two new subdivisions to subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to criminal history record checks requested by the department of commerce for volunteers and employees providing services through the department and by the state court administrator for guardians ad litem.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

³⁸ **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:

The department of commerce for volunteers and employees providing services through eligible organizations, as determined by the commissioner of commerce.

SECTION 2. A new subdivision to subsection 2 of section 12-60-24 of the North Dakota Century Code is created and enacted as follows:

The state court administrator for a guardian ad litem who provides direct services to youth.

Approved April 13, 2017

Filed April 13, 2017

³⁸ Section 12-60-24 was also amended by section 1 of Senate Bill No. 2131, chapter 96, section 7 of Senate Bill No. 2327, chapter 199, section 1 of House Bill No. 1087, chapter 286, section 1 of House Bill No. 1132, chapter 95, and section 1 of Senate Bill No. 2129, chapter 409.

CHAPTER 95

HOUSE BILL NO. 1132

(Industry, Business and Labor Committee)
(At the request of Job Service North Dakota)

AN ACT to amend and reenact subdivision m of subsection 2 of section 12-60-24 of the North Dakota Century Code, relating to completion of criminal background checks of employees and contractors of job service North Dakota; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

³⁹ **SECTION 1. AMENDMENT.** Subdivision m of subsection 2 of section 12-60-24 of the North Dakota Century Code is amended and reenacted as follows:

- m. Job service North Dakota for ~~aall employees, final applicant~~applicants for a ~~specified occupation employment~~ with job service as ~~designated by the executive director, and contractors with access to federal tax information.~~

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure.

Approved March 2, 2017

Filed March 3, 2017

³⁹ Section 12-60-24 was also amended by section 1 of House Bill No. 1060, chapter 94, section 1 of Senate Bill No. 2131, chapter 96, section 7 of Senate Bill No. 2327, chapter 199, section 1 of House Bill No. 1087, chapter 286, and section 1 of Senate Bill No. 2129, chapter 409.

CHAPTER 96

SENATE BILL NO. 2131

(Senators Burckhard, D. Larson, Oban)
(Representatives D. Anderson, Mitskog, Paur)

AN ACT to create and enact a new subdivision to subsection 2 of section 12-60-24 and section 43-26.1-05.1 of the North Dakota Century Code, relating to criminal history record checks by the North Dakota board of physical therapy for physical therapist and physical therapist assistant applicants and licensees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

⁴⁰ **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:

The North Dakota board of physical therapy for physical therapist and physical therapist assistant applicants and for licensees under investigation, except that criminal history record checks need not be made unless required by the board.

⁴¹ **SECTION 2.** Section 43-26.1-05.1 of the North Dakota Century Code is created and enacted as follows:

43-26.1-05.1. Use of criminal history record checks.

The board may require a physical therapy or physical therapy assistant applicant, or a licensee under investigation, to submit to a statewide and nationwide criminal history record check. The criminal history record check must be conducted in the manner provided by section 12-60-24. The criminal history record check is an exempt record. All costs associated with a criminal history record check performed under this section are the responsibility of the applicant or licensee.

Approved March 22, 2017

Filed March 22, 2017

⁴⁰ Section 12-60-24 was also amended by section 1 of House Bill No. 1060, chapter 94, section 7 of Senate Bill No. 2327, chapter 199, section 1 of House Bill No. 1087, chapter 286, section 1 of House Bill No. 1132, chapter 95, and section 1 of Senate Bill No. 2129, chapter 409.

⁴¹ Section 43-26.1-05.1 was amended by section 23 of House Bill No. 1015, chapter 14.