

SECOND REGULAR SESSION

# HOUSE BILL NO. 1321

## 93RD GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVES LIPKE (Sponsor), BROWN (30), DUSENBERG, DIXON,  
PARSON, WOOD, YOUNG AND BIVINS (Co-sponsors).

Read 1st time January 10, 2006 and copies ordered printed.

STEPHEN S. DAVIS, Chief Clerk

4085L.01I

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### AN ACT

To amend chapter 43, RSMo, by adding thereto one new section relating to criminal background checks on applicants for or employees of state agencies.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Chapter 43, RSMo, is amended by adding thereto one new section, to be  
2 known as section 43.546, to read as follows:

**43.546. 1. Any state agency may require the fingerprinting of applicants in  
2 specified occupations for the purpose of positive identification and receiving criminal  
3 history record information in rendering a fitness determination which bears upon the  
4 applicant's ability or fitness to serve in that capacity.**

**5 2. In order to facilitate the criminal background check on any person employed by  
6 a state agency and under section 43.543, the applicant or employee shall submit a set of  
7 fingerprints collected under the standards determined by the Missouri highway patrol.  
8 The fingerprints along with the accompanied fees, unless alternately arranged, shall be  
9 forwarded to the patrol to be used to search the state criminal history repository and the  
10 fingerprints shall be forwarded to the Federal Bureau of Investigation for a national  
11 criminal background check. Notwithstanding the provisions of section 610.120, RSMo, all  
12 records related to any criminal history information discovered shall be accessible and  
13 available to the state agency making the request.**

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EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.