

1.1 moves to amend H.F. No. 3403, the first engrossment, as follows:

1.2 Page 1, delete lines 9 to 12 and insert:

1.3 "Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have
1.4 the meaning given them.

1.5 (b) "Conviction" has the meaning given in section 609.02, subdivision 5.

1.6 (c) "Criminal record" means a record of an arrest, prosecution, criminal proceeding, or
1.7 conviction.

1.8 (d) "State licensor" or "licensor" means a state agency or examining and licensing board,
1.9 including a health-related licensing board and non-health-related licensing board that issues
1.10 an occupational or professional license, registration, or certificate and considers before
1.11 issuing the license, registration, or certificate any criminal record or conviction of an applicant
1.12 that may make an applicant ineligible to receive the license, registration, or certificate.

1.13 Subd. 2. **Scope.** (a) This section does not apply to a license, registration, or certificate
1.14 issued by a state licensor if the license, registration, or certificate does not require an applicant
1.15 to report to the state licensor as part of the application process the applicant's criminal record
1.16 or does not require an applicant to obtain a criminal background check or study as part of
1.17 the application process to obtain the license, registration, or certificate.

1.18 (b) The preliminary application process described under this section may only be utilized
1.19 by an individual who has a criminal record."

1.20 Renumber the subdivisions in sequence

1.21 Page 1, line 14, delete "a person" and insert "an individual"

1.22 Page 1, line 15, delete everything after "criminal" and insert "record or conviction"

1.23 Page 1, line 16, delete "misconduct"

- 2.1 Page 1, line 17, delete "person" and insert "individual"
- 2.2 Page 1, line 21, delete "a copy of" and insert "information about"
- 2.3 Page 1, line 22, delete "or complete a background check or background study if required
- 2.4 by statute"
- 2.5 Page 2, line 1, delete everything after "licensor" and insert a period
- 2.6 Page 2, delete line 2
- 2.7 Page 2, line 16, after "criminal" insert "record or"
- 2.8 Page 2, line 17, delete everything before "that"
- 2.9 Page 2, line 21, after "criminal" insert "record or" and delete "or other record of alleged
- 2.10 misconduct"
- 2.11 Page 2, line 30, after "criminal" insert "records or" and delete "or other records of alleged"
- 2.12 Page 2, line 31, delete "misconduct"
- 2.13 Page 2, line 32, delete "the applicant"
- 2.14 Page 2, line 33, before "is" insert "the applicant"
- 2.15 Page 3, line 1, before "provided" insert "the applicant" and delete "or"
- 2.16 Page 3, line 2, before "provided" insert "the applicant" and delete the period and insert
- 2.17 "; or"
- 2.18 Page 3, after line 2, insert:
- 2.19 "(4) changes to state law were enacted after the date the decision was issued, making
- 2.20 the applicant ineligible under state law to receive a license, registration, or certificate.
- 2.21 (f) Nothing in this section shall preclude a licensor from issuing a license, registration,
- 2.22 or certificate to an applicant that includes limitations or conditions on the license, registration,
- 2.23 or certificate based on a criminal conviction or alleged misconduct of the applicant.
- 2.24 (g) By August 1 of each year, each state licensor shall submit to the commissioner of
- 2.25 management and budget the number of applicants who submitted preliminary applications
- 2.26 to the licensor in accordance with this section and the number of applicants who subsequently
- 2.27 applied for a license, registration, or certificate for the previous fiscal year. The state licensor
- 2.28 shall also submit the total amount of initial application fees that were not paid by these
- 2.29 applicants pursuant to paragraph (c), or, if the licensor does not collect a fee for issuing a
- 2.30 license, registration, or certificate, the cost of processing the preliminary application fee

3.1 that was not covered pursuant to paragraph (c). Each fiscal year, an amount necessary to
3.2 pay each state licensor the rest of each initial application fee or the rest of the cost of
3.3 processing each preliminary application if an initial application fee was not collected by
3.4 the licensor is appropriated from the general fund to the appropriate state licensor."

3.5 Page 3, lines 8 and 12, after "criminal" insert "record or" and delete "or other record of
3.6 alleged misconduct"