

Subject Criminal background checks: state employees accessing federal tax information

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Overview

This bill requires state agencies whose employees or contractors access federal tax information to be fingerprinted for and undergo national criminal history background checks, in compliance with federal law and IRS guidance.

Summary

Section	Description
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| 1 | <p>Background check; access to federal tax information.</p> <p>Adds a subdivision to the section of law concerning independent contractors hired by the Department of Revenue. Provides that individuals performing services for contractors are subject to section 2 of the bill.</p> |
| 2 | <p>Background check; access to federal tax information.</p> <p>Subd. 1. Definitions. Defines the following terms for this section: “federal tax information”; “IRS publication 1075”; “national criminal history record information”; and “requesting agency.” A “requesting agency” means the state agencies listed in the definition.</p> <p>Subd. 2. National criminal history record information check. Requires a requesting agency to get fingerprints from agency employees and others who will have access to federal tax information for purposes of a criminal background check.</p> <p>Subd. 3. Fingerprint submission and written statement of understanding. Requires individuals subject to this section to provide fingerprints for purposes of a background check as well as a written statement of understanding regarding the background check.</p> |

Section	Description
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	<p>Subd. 4. Bureau of Criminal Apprehension requirements. Requires the Bureau of Criminal Apprehension (BCA) to perform the background check and provide results to the requesting agency.</p>
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	<p>Subd. 5. Classification of data. Classifies as private all data related to background checks under this section. Prohibits requesting agencies from further disseminating the results of a background check.</p>
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3	<p>Purpose.</p>
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	<p>States that the purpose of this bill is to comply with both section 6103 of the Internal Revenue Code (which deals with confidentiality and security of federal tax data) and IRS Publication 1075 (which provides tax security guidelines for state agencies).</p>
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