

# HOUSE RESEARCH

## Bill Summary

**FILE NUMBER:** H.F. 2302  
**Version:** As introduced

**DATE:** February 22, 2012

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**Subject:** Hotel Owner Background Checks

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### Overview

Requires background checks for public accommodation employees who have access to guest rooms. Prohibits predatory and sex offenders from operating or managing public accommodations.

- 1 **Employee.** Defines the term "employee" for purposes of the public accommodation background check statute.
- 2 **Operator.** Defines the term "operator" for purposes of the public accommodation background check statute.
- 3 **Background check on residential building manager.** Requires owners/operators of public accommodations to perform background checks on all new employees who will have access to guest rooms while guests may be present. By July 1, 2013, all current employees who have access to guest rooms while guests may be present must have passed a background check.
- 4 **Owner or operator duties if manager or employee convicted of a crime.** Prohibits a public accommodation operator or owner from employing or continuing to employ an individual who has a conviction for a background check crime as defined in section 299C.67 - includes person and sex crimes.
- 5 **Penalty.** Increases the penalty from a petty misdemeanor to a gross misdemeanor for owners and operators who fail to comply with the apartment manager/public accommodation employee background check requirements.
- 6 **Restrictions on ownership or management of public accommodations by persons convicted of certain crimes and predatory offenders.**
  - Subd. 1. Prohibition.** Prohibits predatory offenders and sex offenders from operating or managing a hotel, motel, or other form of public accommodation.
  - Subd. 2. Penalty.** Establishes a felony penalty for persons who violate subdivision 1.

- 7 **Revisor's instruction.** Directs the Revisor to update the collateral consequences chapter (609B) to reflect the changes contained in the bill.