

State of South Dakota

EIGHTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2010

627R0311

HOUSE LOCAL GOVERNMENT ENGROSSED NO. **HB 1082** - 2/2/2010

Introduced by: Representatives Cutler, Feickert, and Schlekeway and Senators Gant, Miles,
and Tieszen

1 FOR AN ACT ENTITLED, An Act to permit counties to require criminal background checks
2 for persons seeking employment.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Any county may, by ordinance, require any person over eighteen years of age
5 seeking employment with the county to submit to a state and federal criminal background
6 investigation by means of fingerprint checks by the South Dakota Division of Criminal
7 Investigation and the Federal Bureau of Investigation. The ordinance shall specify which
8 occupations or positions require a criminal background check. The county may submit
9 completed fingerprint cards to the Division of Criminal Investigation before the prospective new
10 employee enters into service. Upon completion of the state and federal criminal background
11 check, the Division of Criminal Investigation shall forward to the county all information
12 obtained as a result of the check. Failure to submit or cooperate with the criminal background
13 investigation is grounds for denial of employment.

