

State of South Dakota

EIGHTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2014

851V0767

HOUSE STATE AFFAIRS

ENGROSSED NO. **SB 168** - 03/10/2014

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsor.

Introduced by: Senator Brown and Representatives Lust and Cronin

1 FOR AN ACT ENTITLED, An Act to authorize criminal background checks for certain officers
2 and employees of the Governor's Office of Economic Development.

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

4 Section 1. That chapter 1-16G be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Each person hired as an employee at the Governor's Office of Economic Development,
7 whose primary duties include access to financial account numbers of financial assistance
8 applicants or who have the authority to authorize grants, loans, or other financial assistance shall
9 submit to a criminal background investigation, by means of fingerprint checks by the Division
10 of Criminal Investigation and the Federal Bureau of Investigation. The Governor's Office of
11 Economic Development shall submit completed fingerprint cards to the Division of Criminal
12 Investigation before the prospective new employee enters into service. If no disqualifying record
13 is identified at the state level, the fingerprints shall be forwarded by the Division of Criminal
14 Investigation to the Federal Bureau of Investigation for a national criminal history record check.



1 Any person whose employment is subject to the requirements of this section may enter into
2 service on a temporary basis pending receipt of results of the criminal background investigation.
3 The Governor's Office of Economic Development may, without liability, withdraw its offer of
4 employment or terminate the temporary employment without notice if the report reveals a
5 disqualifying record. Any person whose employment is subject to the requirements of this
6 section shall pay any fees charged for the criminal record check. For the purposes of this section,
7 the term, employee, includes the commissioner and deputy commissioner. The term, employee,
8 does not include members of any boards or authorities for which the Governor's Office of
9 Economic Development provides administrative support.