

MAR 4 1999

JUDICIARY

HOUSE FILE
BY DAVIS

505

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the assessment of a fee by the department of
2 public safety for a criminal history check.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

HF 505

1 Section 1. Section 692.2, subsection 6, unnumbered
2 paragraph 1, Code 1999, is amended to read as follows:

3 The department may charge a fee to any ~~nonlaw-enforcement~~
4 person or agency to conduct criminal history data checks.
5 However, the department shall not charge a fee to a law
6 enforcement person or agency, any political subdivision of the
7 state, or a municipal housing agency as defined in section
8 403A.2. Notwithstanding any other limitation, the department
9 may use revenues generated from the fee to administer this
10 section and other sections of the Code providing access to
11 criminal history data and to employ personnel to process
12 criminal history data checks.

13 Sec. 2. Section 692.2A, subsection 1, Code 1999, is
14 amended to read as follows:

15 1. A criminal history data check prepayment fund is
16 created in the state treasury under the control of the
17 department for the purpose of allowing ~~any-non-law-enforcement~~
18 ~~agency-or~~ a person or agency to deposit moneys as an advance
19 on fees required to conduct criminal history data checks as
20 provided in section 692.2.

21 EXPLANATION

22 This bill provides that the department of public safety may
23 not charge a fee to a political subdivision of the state or a
24 municipal housing agency to conduct a criminal history check.
25 Under current law, the department is prohibited only from
26 charging a fee to a law enforcement person or agency.

27

28

29

30

31

32

33

34

35