

SENATE FILE NO. SF0105

Criminal background checks.

Sponsored by: Senator(s) Mockler

A BILL

for

1 AN ACT relating to the Wyoming Criminal History Record Act;  
2 modifying entities authorized to receive criminal history  
3 record information; modifying employees subject to criminal  
4 history background checks; and providing for an effective  
5 date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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9       **Section 1.** W.S. 7-19-106(a)(xiii), 7-19-201(a) by  
10 creating a new paragraph (vi), 15-5-114 by creating a new  
11 subsection (b), 35-9-203 by creating a new subsection (c)  
12 and 35-9-211 by creating a new subsection (b) are amended  
13 to read:

14

15       **7-19-106. Access to, and dissemination of,**  
16 **information.**

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1 (a) Criminal history record information shall be  
2 disseminated by criminal justice agencies in this state,  
3 whether directly or through any intermediary, only to:

4  
5 (xiii) Any public ~~or private~~ fire department,  
6 ~~ambulance service or local or regional emergency response~~  
7 ~~team~~ or fire protection district, using paid employees or  
8 volunteers on a full-time or part-time basis, for purposes  
9 of obtaining ~~state and national~~ criminal history record  
10 information on prospective employees. ~~who will respond to~~  
11 ~~emergencies as an employee or volunteer of the fire~~  
12 ~~department, ambulance service or local or regional~~  
13 ~~emergency response team.~~

14  
15 **7-19-201. State or national criminal history record**  
16 **information.**

17  
18 (a) The following persons shall be required to submit  
19 to fingerprinting in order to obtain state and national  
20 criminal history record information:

21  
22 (vi) Prospective employees or volunteers of a  
23 public fire department or fire protection district if the  
24 department or district requires prospective employees or

1 volunteers or both, to submit to fingerprinting in order to  
2 obtain state and national criminal history record  
3 information as a condition for a position with the  
4 department or district.

5  
6 **15-5-114. Persons not eligible for appointment;**  
7 **criminal history record information.**

8  
9 (b) A fire department may, as a condition for a  
10 position with the department, require applicants to submit  
11 to fingerprinting in order to obtain state and national  
12 criminal history record information.

13  
14 **35-9-203. Powers and duties of board of directors**  
15 **generally; administration of finances; assessment and levy**  
16 **of taxes.**

17  
18 (c) A fire protection district formed pursuant to  
19 this act may, as a condition for a position with the  
20 district, require applicants to submit to fingerprinting in  
21 order to obtain state and national criminal history record  
22 information.

23

1           35-9-211.   Formation   of   county   commission   fire  
2   protection districts; procedures; conditions.

3

4        (b) A county commission fire protection district  
5 created under this section may, as a condition for a  
6 position with the district, require applicants to submit to  
7 fingerprinting in order to obtain state and national  
8 criminal history record information.

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10           **Section 2.**   This act is effective immediately upon  
11   completion of all acts necessary for a bill to become law  
12   as provided by Article 4, Section 8 of the Wyoming  
13   Constitution.

14

15 (END)