

HOUSE OF REPRESENTATIVES

NINETY-FOURTH SESSION

H. F. No. **286**

02/10/2025 Authored by Perryman, Curran, Engen, Tabke, Virnig and others
The bill was read for the first time and referred to the Committee on Public Safety Finance and Policy
02/17/2025 Adoption of Report: Re-referred to the Committee on Elections Finance and Government Operations
02/26/2025 Adoption of Report: Placed on the General Register as Amended
Read for the Second Time
03/06/2025 Calendar for the Day
Read for the Third Time
Passed by the House and transmitted to the Senate

1.1 A bill for an act
1.2 relating to public safety; authorizing local units of government to conduct criminal
1.3 background checks under certain circumstances; proposing coding for new law in
1.4 Minnesota Statutes, chapter 299C.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. **[299C.77] FEDERAL BACKGROUND CHECKS BY POLITICAL**
1.7 **SUBDIVISIONS.**

1.8 Subdivision 1. **Definition.** As used in this section, "applicant for licensure" means an
1.9 individual or if the applicant is a corporation, limited liability company, partnership, or
1.10 other legal entity, every officer, director, manager, and general partner of the entity, who
1.11 seeks a license issued by a county or city to operate a business:

1.12 (1) that qualifies as an adult entertainment establishment under section 617.242,
1.13 subdivision 1; or

1.14 (2) providing massage services.

1.15 Subd. 2. **Background check authorized.** (a) A county or city may investigate the
1.16 criminal history background of any applicant for licensure.

1.17 (b) The investigation conducted pursuant to paragraph (a) must consist of a criminal
1.18 history check of the state criminal records repository and a national criminal history check.
1.19 The county or city must accept the applicant's signed criminal history records check consent
1.20 form for the state and national criminal history check request, a full set of classifiable
1.21 fingerprints, and required fees. The county or city must submit the applicant's completed
1.22 criminal history records check consent form, full set of classifiable fingerprints, and required

2.1 fees to the Bureau of Criminal Apprehension. After receiving this information, the bureau
2.2 must conduct a Minnesota criminal history records check of the applicant. The bureau may
2.3 exchange an applicant's fingerprints with the Federal Bureau of Investigation to obtain the
2.4 applicant's national criminal history record information. The bureau must return the results
2.5 of the Minnesota and federal criminal history records checks to the county or city. Using
2.6 the criminal history data provided by the bureau, the county or city must determine whether
2.7 the applicant is disqualified from licensure. The applicant's failure to cooperate with the
2.8 county or city in conducting the records check is reasonable cause to deny an application.