

## HOUSE BILL No. 2852

By Committee on Federal and State Affairs

2-7

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9 AN ACT concerning the board of nursing; relating to licensure of mental  
10 health technicians; concerning fingerprinting and criminal history re-  
11 cords checks.  
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13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. (a) The board of nursing may require an applicant for  
15 licensure as a mental health technician in this state to be fingerprinted  
16 and submit to a state and national criminal history record check. The  
17 fingerprints shall be used to identify the applicant and to determine  
18 whether the applicant has a record of criminal arrests and convictions in  
19 this state or other jurisdictions. The board of nursing is authorized to  
20 submit the fingerprints to the Kansas bureau of investigation and the  
21 federal bureau of investigation for a state and national criminal history  
22 record check. The board of nursing may use the information obtained  
23 from fingerprinting and the applicant's criminal history for purposes of  
24 verifying the identification of any applicant and in the official determi-  
25 nation of character and fitness of the applicant for any licensure to prac-  
26 tice as a mental health technician in this state.

27 (b) Local and state law enforcement officers and agencies shall assist  
28 the board of nursing in taking and processing of fingerprints of applicants  
29 seeking admission to practice as a mental health technician in this state  
30 and shall release all records of an applicant's arrests, convictions, expun-  
31 gements and juvenile records to the board of nursing.

32 Sec. 2. There is hereby created in the state treasury the criminal  
33 background and fingerprinting fund. All moneys credited to the fund shall  
34 be used to pay the Kansas bureau of investigation for the processing of  
35 fingerprints and criminal background checks for the board of nursing.  
36 The fund shall be administered by the board of nursing. All expenditures  
37 from the fund shall be made in accordance with appropriation acts upon  
38 warrants of the director of accounts and reports issued pursuant to vouch-  
39 ers approved by the president of the board or a person designated by the  
40 president.

41 Sec. 3. This act shall take effect and be in force from and after its  
42 publication in the statute book.