

**H. B. 3031**

(By Delegates Morgan and Hatfield)  
[Introduced February 7, 2011; referred to the  
Committee on Government Organization then the Judiciary.]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section, designated §30-1-20, relating to authorizing professional licensing boards to obtain criminal history record checks; authorizing boards to obtain criminal history information on license applicants and licensees; providing the board rule-making authority to establish procedures.

*Be it enacted by the Legislature of West Virginia:*

That the Code of West Virginia, 1931, as amended, be amended by adding thereto a new section, designated §30-1-20, to read as follows:

**ARTICLE 1. GENERAL PROVISIONS APPLICABLE TO ALL STATE BOARDS OF EXAMINATION OR REGISTRATION REFERRED TO IN CHAPTER.**

**§30-1-20. Boards may obtain criminal history record checks on an applicant for an authorization to practice a profession.**

(a) A professional licensing board created pursuant to this chapter may require applicants for licensure or licensees to submit

1 to criminal history record checks by vote of the board. The  
2 professional licensing board may obtain criminal history  
3 information from the Criminal Identification Bureau of the West  
4 Virginia State Police and the United States Federal Bureau of  
5 Investigation on any applicant for licensure or current licensee.

6 (b) Before implementation of subsection (a) of this section,  
7 a board shall propose rules for legislative approval in accordance  
8 with the provisions of article three, chapter twenty-nine-a of this  
9 code, setting forth the requirements and procedures for the  
10 criminal history record check.

NOTE: The purpose of this bill is to authorize professional licensing boards to obtain a criminal history record check of an applicant or licensee.

This section is new; therefore the entire section is underscored.