



2005 ASSEMBLY BILL 1019

February 14, 2006 - Introduced by Representatives AINSWORTH, BIES, FREESE, JESKEWITZ, KRAWCZYK, LOEFFELHOLZ, OTT, OWENS, PETROWSKI, TOWNSEND, VOS and McCORMICK. Referred to Committee on Transportation.

1 **AN ACT to create** 85.165 of the statutes; **relating to:** background checks for
2 certain Department of Transportation employees.

Analysis by the Legislative Reference Bureau

This bill requires the Department of Transportation to perform a background criminal check, using fingerprint analyses by the Federal Bureau of Investigation, on any person who is hired to fill a position in the Division of Motor Vehicles (DMV). The bill does not require the background check on current DMV employees or any potential DMV employee who has been previously employed by the state.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 85.165 of the statutes is created to read:
4 **85.165 Background investigations.** The department of transportation,
5 with the assistance of the department of justice, shall conduct a background
6 investigation of any person who has not been previously employed by the state and
7 who has been selected to fill a position within the division of motor vehicles. The

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1 department of transportation shall require the person to be fingerprinted on 2
2 fingerprint cards each bearing a complete set of the person's fingerprints, or by other
3 technologies approved by law enforcement agencies. The department of justice shall
4 submit the fingerprint cards to the federal bureau of investigation for the purposes
5 of verifying the identity of the person fingerprinted and obtaining records of his or
6 her criminal arrests and convictions. The department of transportation shall
7 reimburse the department of justice for its services under this section.

8 **SECTION 2. Initial applicability.**

9 (1) This act first applies to persons who are selected to fill a position on the
10 effective date of this subsection.

11 (END)