AN ACT

Relating to applications, qualifications, and criminal history and background checks for a certificate of fitness for explosives handlers; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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AN ACT

Relating to applications, qualifications, and criminal history and background checks for a certificate of fitness for explosives handlers; and providing for an effective date.

* Section 1. AS 08.52.030 is amended to read:

Sec. 08.52.030. Application for and issuance of certificate. The department shall issue certificates of fitness. A certificate may be issued only to an individual. An applicant for a certificate shall apply in writing, under oath, on a form prescribed by the department containing

(1) the name and address of the applicant;
(2) the applicant's age;
(3) the applicant's citizenship; [AND]
(4) the applicant's fingerprints and fees for a criminal background check conducted under AS 08.52.035; and
other information that the department requires.

* Sec. 2. AS 08.52 is amended by adding a new section to read:

**Sec. 08.52.035. Criminal justice information and records.** (a) An applicant for the issuance or renewal of a certificate of fitness under this chapter shall submit to the department, with the application, the applicant's fingerprints and the fees required by the Department of Public Safety under AS 12.62.160 for criminal justice information and a national criminal history record check. The department shall submit the fingerprints to the Department of Public Safety to obtain a report of criminal justice information under AS 12.62 and a national criminal history record check under AS 12.62.400. The Department of Public Safety may submit the fingerprints to the Federal Bureau of Investigation for a national criminal history record check. The department shall use the information obtained under this section in its determination of an applicant's qualification for issuance or renewal of a certificate of fitness.

(b) In this section, "criminal justice information" has the meaning given in AS 12.62.900.

* Sec. 3. AS 08.52.040 is amended to read:

**Sec. 08.52.040. Issuance and contents of certificate.** If, upon investigation and examination by the department, the applicant is found competent by reason of training, experience, criminal history and background check, and physical fitness, the department shall issue a certificate of fitness. The certificate must [SHALL] set out the competency of the applicant and provide for positive identification of the applicant, and shall be carried on the person engaged in handling explosives.

* Sec. 4. AS 08.52.040 is amended by adding a new subsection to read:

(b) The department shall establish in regulation standards of competency based on training, experience, criminal history and background checks, and physical fitness for the issuance of a certificate of fitness.

* Sec. 5. AS 12.62.400 is amended by adding a new paragraph to read:

(14) a certificate of fitness to handle explosives under AS 08.52.

* Sec. 6. This Act takes effect immediately under AS 01.10.070(c).