

2.1 (c) Screening for renewal of individual collector registration must include a national
2.2 criminal history record search and a county criminal history search for all counties where
2.3 the individual has resided during the immediate preceding year. Screening for renewal
2.4 of individual collector registrations must take place no more than 60 days before the
2.5 license expiration or renewal date. A renewal screening is not required if an individual
2.6 collector has been subjected to an initial background screening within 12 months of the
2.7 first registration renewal date. A renewal screening is required for all subsequent annual
2.8 registration renewals.

2.9 (d) The commissioner may review the procedures to ensure the integrity of the
2.10 screening process. Failure by a licensed collection agency to establish these procedures
2.11 is subject to action under section 332.40.

2.12 Sec. 3. Minnesota Statutes 2010, section 332.35, is amended to read:

2.13 **332.35 PRIOR CONVICTION OR JUDGMENT AS DISQUALIFICATION.**

2.14 No registration shall be accepted for, and no license shall be issued to, any person,
2.15 firm, corporation or association who or which, or any of the officers of which have, within
2.16 the past five years:

2.17 (1) been convicted in any court of fraud or any felony or have been convicted of
2.18 or had judgment entered against them in any court for failure to account to a client
2.19 or customer for money or property collected by them for the client or customer. No
2.20 registration shall be accepted for, and no license shall be issued to, any attorney whose
2.21 license to practice law has been suspended or revoked, for a period of five years after
2.22 the date of such suspension or revocation;

2.23 (2) been convicted of any misdemeanor or gross misdemeanor involving identity
2.24 theft or any financial crime;

2.25 (3) been unable to certify that they have no civil judgments against them for failure
2.26 to account to a client or customer for money or property collected by them for the client or
2.27 customer. A civil judgment does not disqualify an applicant for registration under this
2.28 section, or under section 45.027, subdivision 7, clause (4), unless the civil judgment is for
2.29 failure to account to a client or customer for money or property; or

2.30 (4) had a license to practice law revoked or involuntarily suspended.