

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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SENATE BILL 1264*

Short Title: LTC Criminal Record Check Study. (Public)

Sponsors: Senators Harris; Carter, Cunningham, Garrou, Metcalf, Odom, Robinson, Swindell, and Thomas.

Referred to: Rules and Operations of the Senate.

June 6, 2002

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
STUDY ISSUES RELATED TO CRIMINAL HISTORY RECORD CHECKS OF
EMPLOYEES OF LONG-TERM CARE PROVIDERS.

The General Assembly of North Carolina enacts:

SECTION 1. The Legislative Research Commission may study how federal law affects the distribution of national criminal history record check information requested for nursing homes, home care agencies, adult care homes, assisted living facilities, and area mental health, developmental disabilities, and substance abuse services authorities, and the problems federal restrictions pose for effective and efficient implementation of State-required criminal record checks. The study may include the following:

- (1) Ways in which national record checks may be obtained and reviewed for these facilities to effectuate State policies and protections of facility residents, and the advantages, disadvantages, and costs of various approaches to implementation.
- (2) A review of ways in which national record checks are obtained by the Division of Child Development, Department of Health and Human Services, and other State agencies, and related costs to the State.
- (3) Solutions adopted by other states to effectively and efficiently implement criminal record check requirements, including costs to the State in implementing these solutions.
- (4) Other issues relevant to State requirements for criminal history record checks in long-term care facilities.

The Legislative Research Commission may make its findings and recommendations in a final report to the 2003 General Assembly prior to its convening.

SECTION 2. This act is effective when it becomes law.