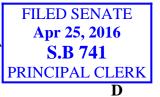
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2015



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## SENATE BILL DRS35319-LMz-150A\* (03/29)

Short Title:	State Controller/Criminal Record Checks.	(Public)
Sponsors:	Senator J. Davis (Primary Sponsor).	
Referred to:		

1	A BILL TO BE ENTITLED
2	AN ACT AUTHORIZING CRIMINAL RECORD CHECKS OF ANY CURRENT OR
3	PROSPECTIVE EMPLOYEES, VOLUNTEERS, OR CONTRACTORS OF THE OFFICE
4	OF STATE CONTROLLER, AS RECOMMENDED BY THE JOINT LEGISLATIVE
5	OVERSIGHT COMMITTEE ON GENERAL GOVERNMENT.
6	The General Assembly of North Carolina enacts:
7	SECTION 1. G.S. 143B-426.39 reads as rewritten:
8	"§ 143B-426.39. Powers and duties of the State Controller.
9	The State Controller shall:
10	
11	(18) <u>Require a criminal history record check of any current or prospective employee</u> ,
12	volunteer, or contractor, which shall be conducted by the State Bureau of
13	Investigation as provided in G.S. 143B-966. The criminal history report shall be
14	provided to the State Controller and is not a public record under Chapter 132 of
15	the General Statutes."
16	SECTION 2. Subpart D of Part 4 of Article 13 of Chapter 143B of the General
17	Statutes is amended by adding a new section to read as follows:
18	" <u>§ 143B-966. Criminal record checks for the Office of State Controller.</u>
19	The Department of Public Safety may provide to the Office of State Controller from the State
20	and National Repositories of Criminal Histories the criminal history of any current or prospective
21	employee, volunteer, or contractor of the Office of State Controller. The Office of State Controller
22	shall provide to the Department of Public Safety, along with the request, the fingerprints of the
23	current or prospective employee, volunteer, or contractor, a form signed by the current or
24	prospective employee, volunteer, or contractor consenting to the criminal record check and use of
25	fingerprints and other identifying information required by the State and National Repositories, and
26	any additional information required by the Department of Public Safety. The fingerprints of the
27	current or prospective employee, volunteer, or contractor shall be forwarded to the State Bureau of
28	Investigation for a search of the State's criminal history record file, and the State Bureau of
29	Investigation shall forward a set of fingerprints to the Federal Bureau of Investigation for a
30	national criminal history record check. The Office of State Controller shall keep all information
31	obtained pursuant to this section confidential. The Department of Public Safety may charge a fee
32	to offset the cost incurred by it to conduct a criminal record check under this section. The fee shall
33 34	not exceed the actual cost of locating, editing, researching, and retrieving the information." <b>SECTION 3.</b> This act is effective when it becomes law.
54	SECTION 5. This act is effective when it becomes law.

