

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 1068
House Committee Substitute Favorable 5/26/99
Third Edition Engrossed 6/7/99

Short Title: McGruff Crim. Backgd. Checks.

(Public)

Sponsors:

Referred to:

April 15, 1999

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE LOCAL LAW ENFORCEMENT AGENCIES TO ACCESS
3 THE CRIMINAL INFORMATION NETWORK TO RUN CRIMINAL
4 BACKGROUND CHECKS ON VOLUNTEERS FOR THE MCGRUFF HOUSES
5 PROGRAM.

6 The General Assembly of North Carolina enacts:

7 Section 1. Article 4 of Chapter 114 of the General Statutes is amended by
8 adding a new section to read:

9 **"§ 114-19.9. Criminal record checks of McGruff House Program volunteers.**

10 (a) Authority. – The Department of Justice and the Federal Bureau of Investigation
11 may provide to any local law enforcement agency a criminal record check of any
12 individual who applies as a volunteer for the McGruff House Program in that community
13 and a criminal record check of all persons 18 years of age or older who live in the
14 applying household. The North Carolina criminal record check may also be done by a
15 certified DCI operator within the local law enforcement agency.

16 (b) Procedure. – A criminal record check must be conducted by using an
17 individual's fingerprints and all identification information required by the Department of
18 Justice to identify that individual. A criminal record check shall be provided only if: (i)

1 the individual whose record is checked consents to the record check, and (ii) every
2 individual who is 18 years of age or older who lives in the household also consents to the
3 record check. Refusal to give consent is considered withdrawal of the application. The
4 information shall be kept confidential by the local law enforcement agency that receives
5 the information. If the confidential information is disclosed under this section, the
6 Department may refuse to provide further criminal record checks to that local law
7 enforcement agency."

8 Section 2. This act is effective when it becomes law.