

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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SENATE DRS85463-LBf-385 (05/17)

Short Title: UNC Students/ Criminal Background Checks. (Public)

Sponsors: Senator Hunt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR STUDENTS  
TO BE ADMITTED TO THE UNIVERSITY OF NORTH CAROLINA.

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 116 of the General Statutes is amended by adding a  
new Article to read:

"Article 33.

"Criminal Background Checks Required for Students to be Admitted to The University  
of North Carolina."

**"§ 116-265. Criminal background check required for students.**

(a) Each constituent institution shall require a national and State criminal  
background check of every person who is to be admitted to the institution.

(b) The Department of Justice may provide a criminal record check to the  
institution for a person who is accepted for admission to the institution. The institution  
shall provide to the Department of Justice, along with the request, the fingerprints of the  
student, any additional information required by the Department of Justice, and a form  
signed by the student consenting to the check of the criminal record and to the use of the  
fingerprints and other identifying information required by the State or national  
repositories. The student's fingerprints shall be forwarded to the State Bureau of  
Investigation for a search of the State's criminal history record file, and the State Bureau  
of Investigation shall forward a set of the fingerprints to the Federal Bureau of  
Investigation for a national criminal history check. The institution shall keep all  
information pursuant to this subsection privileged, in accordance with applicable State  
law and federal guidelines, and the information shall be confidential and shall not be a  
public record under Chapter 132 of the General Statutes. The Department of Justice may  
charge each student a fee for conducting the checks of criminal history records  
authorized by this subsection.

1       (c) A prospective student at a constituent institution may have fingerprints taken  
2 at any sheriff's office or local law enforcement agency that has the necessary  
3 equipment."

4               **SECTION 2.** This act becomes effective for students first admitted for the  
5 Fall 2007 semester and thereafter.