

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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SENATE BILL 2002

Short Title: UNC Students/ Criminal Background Checks.

(Public)

Sponsors: Senator Hunt.

Referred to: Finance.

May 26, 2006

1 A BILL TO BE ENTITLED  
2 AN ACT TO REQUIRE CRIMINAL BACKGROUND CHECKS FOR STUDENTS  
3 TO BE ADMITTED TO THE UNIVERSITY OF NORTH CAROLINA.

4 The General Assembly of North Carolina enacts:

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

7 "Article 33.

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

10 "**§ 116-265. Criminal background check required for students.**

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

13 (b) The Department of Justice may provide a criminal record check to the  
14 institution for a person who is accepted for admission to the institution. The institution  
15 shall provide to the Department of Justice, along with the request, the fingerprints of the  
16 student, any additional information required by the Department of Justice, and a form  
17 signed by the student consenting to the check of the criminal record and to the use of the  
18 fingerprints and other identifying information required by the State or national  
19 repositories. The student's fingerprints shall be forwarded to the State Bureau of  
20 Investigation for a search of the State's criminal history record file, and the State Bureau  
21 of Investigation shall forward a set of the fingerprints to the Federal Bureau of  
22 Investigation for a national criminal history check. The institution shall keep all  
23 information pursuant to this subsection privileged, in accordance with applicable State  
24 law and federal guidelines, and the information shall be confidential and shall not be a  
25 public record under Chapter 132 of the General Statutes. The Department of Justice may  
26 charge each student a fee for conducting the checks of criminal history records  
27 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.