

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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HOUSE BILL 343  
Committee Substitute Favorable 6/19/19  
Third Edition Engrossed 6/26/19

Short Title: Authorize LSC/Criminal Record Checks.

(Public)

Sponsors:

Referred to:

March 13, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT AUTHORIZING THE LEGISLATIVE SERVICES COMMISSION TO OBTAIN  
3 CRIMINAL RECORD CHECKS OF ANY PROSPECTIVE EMPLOYEES,  
4 VOLUNTEERS, OR CONTRACTORS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 120-32 is amended by adding a new subdivision to read:

7 "§ 120-32. **Commission duties.**

8 The Legislative Services Commission is authorized to:

9 ...

10 (2a) Obtain a criminal history record check of a prospective employee, volunteer,  
11 or contractor of the General Assembly. The criminal history record check shall  
12 be conducted by the State Bureau of Investigation as provided in  
13 G.S. 143B-972. The criminal history report shall be provided to the  
14 Legislative Services Officer and is not a public record under Chapter 132 of  
15 the General Statutes.

16 ...."

17 SECTION 2. Subpart D of Part 4 of Article 13 of Chapter 143B of the General  
18 Statutes is amended by adding a new section to read:

19 "**§ 143B-972. Criminal record checks for the Legislative Services Commission.**

20 The Department of Public Safety may provide to the Legislative Services Officer from the  
21 State and National Repositories of Criminal Histories the criminal history of any prospective  
22 employee, volunteer, or contractor of the General Assembly. The Legislative Services Officer  
23 shall provide to the Department of Public Safety, along with the request, the fingerprints of the  
24 prospective employee, volunteer, or contractor, a form signed by the prospective employee,  
25 volunteer, or contractor consenting to the criminal record check and use of fingerprints and other  
26 identifying information required by the State and National Repositories, and any additional  
27 information required by the Department of Public Safety. The fingerprints of the prospective  
28 employee, volunteer, or contractor shall be forwarded to the State Bureau of Investigation for a  
29 search of the State's criminal history record file, and the State Bureau of Investigation shall  
30 forward a set of fingerprints to the Federal Bureau of Investigation for a national criminal history  
31 record check. The Legislative Services Officer shall keep all information obtained pursuant to  
32 this section confidential. However, the Legislative Services Officer may disclose the information  
33 obtained pursuant to this section about a legislative employee who serves directly at the discretion  
34 of a legislator to that legislator upon a formal written request, and that legislator shall keep all  
35 information provided confidential. The Department of Public Safety may charge a fee to offset



1 the cost incurred by it to conduct a criminal record check under this section. The fee shall not  
2 exceed the actual cost of locating, editing, researching, and retrieving the information."

3 **SECTION 3.** This act becomes effective October 1, 2019.