

April 18, 2007

H 1659. CRIMINAL HISTORY CHECKS/DPI EMPLOYEES. Filed 4/18/07. *AUTHORIZING CRIMINAL HISTORY RECORD CHECKS OF EMPLOYEES OF AND APPLICANTS FOR EMPLOYMENT WITH THE DEPARTMENT OF PUBLIC INSTRUCTION.*

Enacts GS 114-19.20 as title indicates. Defines persons covered by the statute as (1) applicants for employment and current employees of the Department of Public Instruction (DPI) who have direct or indirect ability to access DPI records documents, or electronic data, and their supervisors; (2) applicants and current employees of DPI and independent contractors or their employees that have contracted to provide services to DPI. Authorizes the North Carolina Department of Justice to provide, upon request of DPI, a covered person's criminal history from the State Repository of Criminal Histories, and from the National Repository if the covered person has not resided in North Carolina during the past five years, after certain procedural requirements are met. Requires DPI to keep all information confidential, and requires that all releases of criminal history information to DPI be subject to, and in compliance with, rules adopted by the Division of Criminal Information. Authorizes the Department of Justice to charge a reasonable fee for conducting the criminal record checks. Authorizes, but does not require, DPI to deny employment or dismiss a current employee if the covered person's verified criminal history record check reveals one or more specified convictions. Lists several criteria that DPI must consider before denying employment or dismissing a current employee. Authorizes DPI to deny employment or dismiss a covered person who refuses to consent to the criminal history record check. Authorizes DPI to extend a conditional offer of employment pending the results of a criminal history record check. Effective October 1, 2007.

Intro. by Fisher.

GS 114

May 17, 2007

H 1659. CRIMINAL HISTORY CHECKS/ DPI EMPLOYEES. Filed 4/18/07. House committee substitute makes the following changes to 1st edition. Makes correction to proposed GS 114-19.20 to direct that fingerprints of an individual undergoing a criminal history check are to be forwarded to the Federal Bureau of Investigation (was, State Bureau of Investigation) for a national criminal history record check. Streamlines the definition of *covered person*.

July 23, 2007

H 1659. CRIMINAL HISTORY CHECKS/DPI EMPLOYEES. Filed 4/18/07. Senate committee substitute makes the following changes to 2nd edition. Renumbers the proposed new statute.

September 4, 2007

SL 2007-516 (H 1659). CRIMINAL HISTORY CHECKS/DPI EMPLOYEES. AN ACT AUTHORIZING CRIMINAL HISTORY RECORD CHECKS OF EMPLOYEES OF AND APPLICANTS FOR EMPLOYMENT WITH THE DEPARTMENT OF PUBLIC INSTRUCTION. Summarized in *Daily Bulletin* 4/18/07, 5/17/07, and 7/23/07. Enacted August 30, 2007. Effective October 1, 2007.