

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 607

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

H607-ASA-79 [v.2]

Page 1 of 2

Amends Title [NO]
Fourth Edition

Date _____, 2022

Senator Britt

1 moves to amend the bill on page 1, lines 14 - 24, by rewriting those lines to read:

2 "SECTION 1.(b) This section becomes effective August 1, 2022, and expires
3 August 1, 2023.

4 SECTION 2.(a) The Administrative Office of the Courts shall convene a group of
5 stakeholders, including representatives from the Conference of District Attorneys, the State
6 Bureau of Investigation, the NC Justice Center, attorneys who represent clients seeking
7 expunctions, clerks and other court personnel, sheriffs, the Division of Motor Vehicles, and
8 individuals with criminal records who are members of the NC Second Chance Alliance to
9 examine and make recommendations to resolve the issues that have arisen with the
10 implementation of G.S. 15A-146(a4), including issues related to notice to all relevant agencies
11 and file retention. The stakeholder group may consider and recommend solutions for issues
12 related to the expunction of records that do not require the total destruction of all court files and
13 that would allow access to these particular expunction records by additional parties.

14 The Administrative Office of the Courts shall report its findings and recommendations
15 and any action it has taken to make files confidential to the chairs of the House and Senate
16 Appropriations Committees on Justice and Public Safety no later than March 1, 2023.

17 SECTION 2.(b) If the Administrative Office of the Courts and stakeholder group
18 established in subsection (a) of this section determine an appropriate method to make court files
19 for dismissed charges, not guilty verdicts, and findings of not responsible that are eligible for
20 automatic expunction pursuant to G.S. 15A-146(a4), confidential from the public record without
21 destruction of court files, while allowing access to necessary parties, the Administrative Office
22 of the Courts is authorized to make those files confidential from the public record while Section
23 1 of this act remains law. If the Administrative Office of the Courts makes files confidential
24 from the public record pursuant to this section, it shall do so for all files suspended from
25 expunction by Section 1 of this act. This authorization is not an authorization to expunge any
26 records described by G.S. 15A-146(a4) while Section 1 of this act remains law.

27 SECTION 2.(c) When Section 1 of this act expires or is repealed, whichever occurs
28 first, the Administrative Office of the Courts shall, as soon as practicable, expunge all dismissed
29 charges, not guilty verdicts, and findings of not responsible that occurred during the period of
30 time that Section 1 was in effect and are eligible for automatic expunction pursuant to G.S. 15A-
31 146(a4)."



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SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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