



**NORTH CAROLINA CRIMINAL JUSTICE
EDUCATION AND TRAINING STANDARDS COMMISSION**

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Memorandum

TO: Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety

FROM: Chief Chris Blue
Chair, North Carolina Criminal Justice Education and Training Standards Commission

DATE: February 27, 2025

RE: Requirement to Report Giglio Material

Session Law 2021-138, Part IV, titled "Report Requirement Related to Giglio Material," § 17C-16(f) states, "No later than March 1 each year, the Commission shall report to the Joint Legislative Oversight Committee on Justice and Public Safety regarding the number of individuals for whom the Division received a report required by subsection (a) of this section during the previous calendar year. The Report shall include information for each case on whether a final agency decision has been entered pursuant to Chapter 150B of the General Statutes and what action, if any, has been taken against each certification. The report shall not include the name, or any other identifying information of any person required to report pursuant to subsection (a) of this section."

Accordingly, the North Carolina Criminal Justice Education and Training Standards Commission is reporting the following:

1. The number of individuals for whom the Division received a report required by subsection 17C-16(a), for 2024: Six (6) notifications.
2. Final Agency Decisions entered pursuant to Chapter 150B of the General Statutes: Zero (0) Final Agency Decisions were entered.
3. Actions taken, if any, against each of the certifications:

Of the six (6) notifications received in 2024:

- a. One was a Giglio Letter from a District Attorney. This officer is separated and has no current certifications with CJSD. Their file is marked as Investigation Required before Recertification.
- b. One was a Giglio Letter from a District Attorney. It was dated 5/2021 but was not sent to CJSD until 6/2024. This officer was previously reviewed by the Commission for underlying crimes, but No Probable Cause was found for the criminal matters in 2/2022. The officer did receive a Written Reprimand for other rule violations. Officer is still certified and remains with the original agency.
- c. One was a Report of Potential Giglio Issues. This officer is separated and has no current certifications with CJSD. This report was received in 6/2023 but was inadvertently included in another file and was not processed until 2024. The officer's file is marked as Investigation Required before Recertification.
- d. One was a Report of Potential Giglio Issues. This officer is separated but has an open investigation with CJSD. This is for underlying criminal charges and is pending criminal case disposition.
- e. One was a Report of Potential Giglio Issues. This officer is separated and has no current certifications with CJSD. Their file is marked as Investigation Required before Recertification.
- f. One was a Report of Potential Giglio Issues. This officer is separated but has an open application with another agency and an investigation has been opened with CJSD.

The Criminal Justice Education and Training Standards Commission reviews notifications reported pursuant to N.C. Gen. Stat. §17C-16 to determine if there has been a violation of the Commission's rules. Matters of truthfulness are generally addressed as violations under the rules that require all criminal justice officers to have good moral character.

Certification rules, such as the good moral character standard, are based on factors and elements that differ from the standard for issuing notifications under N.C. Gen. Stat. 17C-16. As a result, some criminal justice officers who received notification letters pursuant to the statute may be found not to be in violation of the Commission's rules; therefore, no sanctions may be imposed by the Commission.

Please contact Criminal Justice Standards Division Director Jeff Smythe at jsmythe@ncdoj.gov or (919) 661-5980 if you have any questions.