

**N.C. HOUSE OF REPRESENTATIVES  
APPROPRIATIONS COMMITTEE  
ON  
JUSTICE AND PUBLIC SAFETY  
PROPOSED SPECIAL PROVISIONS**

**Senate Bill 257**

**May 15, 2025**

# GENERAL ASSEMBLY OF NORTH CAROLINA



## SPECIAL PROVISIONS HOUSE APPROPRIATIONS, JUSTICE AND PUBLIC SAFETY REPORT

**MAY 14, 2025**

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GENERAL ASSEMBLY OF NORTH CAROLINA

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SPECIAL PROVISION



2025-AOC-H2(S16.1)i

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***COLLECTION OF WORTHLESS CHECKS***

**SECTION 16.1.** Notwithstanding the provisions of G.S. 7A-308(c), the Judicial Department may use any balance remaining in the Collection of Worthless Checks Fund on June 30, 2025, for the purchase or repair of office or information technology equipment during the 2025-2026 fiscal year and may use any balance remaining in the Collection of Worthless Checks Fund on June 30, 2026, for the purchase or repair of office or information technology equipment during the 2026-2027 fiscal year. Prior to using any funds under this section, the Judicial Department shall report to the chairs of the House of Representatives and Senate Appropriations Committees on Justice and Public Safety and the Office of State Budget and Management on the equipment to be purchased or repaired and the reasons for the purchases.

GENERAL ASSEMBLY OF NORTH CAROLINA

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SPECIAL PROVISION



2025-AOC-H3(S16.2B)-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***SPLIT DISTRICT COURT DISTRICT 5 INTO 5A AND 5B***

**SECTION 16.2B.(a)** G.S. 7A-133(a) reads as rewritten:

"(a) Each district court district shall have the numbers of judges as set forth in the following table:

District	Judges	County
...		
<u>55A</u>	<u>404</u>	Duplin
		Jones
		<del>Onslow</del>
		Sampson
<u>5B</u>	<u>6</u>	<u>Onslow</u>
...."		

**SECTION 16.2B.(b)** This section becomes effective January 1, 2026, and subsequent elections for judgeships in District Court Districts 5A and 5B shall be held accordingly.

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2025-AOC-H4(S16.3)-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***REVISE MAGISTRATES IN VARIOUS COUNTIES***

**SECTION 16.3.** G.S. 7A-133(c) reads as rewritten:

"(c) Each county shall have the numbers of magistrates and additional seats of district court, as set forth in the following table:

County	Magistrates Min.	Additional Seats of Court
...		
Avery	<del>3</del> <u>4</u>	
...		
Buncombe	<del>15</del> <u>14</u>	
...		
Durham	<del>18</del> <u>17</u>	
...		
New Hanover	<del>14</del> <u>15</u>	
...."		



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SPECIAL PROVISION



2025-AOC-H8(S16.7)-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

**MODIFY CIVIL REVOCATION FEE**

**SECTION 16.7.(a)** G.S. 20-16.5(j) reads as rewritten:

"(j) Costs. – Unless the magistrate or judge orders the revocation rescinded, a person whose license is revoked under this section must pay a fee of ~~one two~~ hundred dollars ~~(\$100.00)~~ (\$200.00) as costs for the action before the person's license may be returned under subsection (h) of this section. ~~Fifty Twenty-five~~ percent ~~(50%)~~ (25%) of the costs collected under this section shall be credited to the General Fund. Twenty-five percent (25%) of the costs collected under this section shall be used to fund a statewide chemical alcohol testing program administered by the Injury Control Section of the Department of Health and Human Services. The remaining ~~twenty five fifty~~ percent ~~(25%)~~ (50%) of the costs collected under this section shall be remitted to the county for the sole purpose of reimbursing the county for jail expenses incurred due to enforcement of the impaired driving laws."

**SECTION 16.7.(b)** This section is effective December 1, 2025, and applies to fees assessed on or after that date.

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SPECIAL PROVISION



2025-AOC-H9(S16.9)-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

- 1 ***REPEAL HUMAN TRAFFICKING COMMISSION GRANT PROGRAM FOLLOWING***
- 2 ***FINAL REPORTING DATE FOR DISTRIBUTED GRANTS***
- 3 **SECTION 16.9.(a)** G.S. 7A-354.1 is repealed.
- 4 **SECTION 16.9.(b)** This section becomes effective May 1, 2026.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

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SPECIAL PROVISION



2025-AOC-H10(S16.10)-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***SALE OF MAINFRAME AND RELATED TECHNOLOGY COMPONENTS***

**SECTION 16.10.(a)** Notwithstanding Article 3A of Chapter 143 of the General Statutes, G.S. 143-49(4), or any other law pertaining to surplus State property, the Administrative Office of the Courts may sell its mainframe computing system and any related components on terms that the Administrative Office of the Courts deems to be in its best interest without involvement by the State Surplus Property Agency designated in G.S. 143-64.01 and without being required to pay any service charge or surcharge to the State Surplus Property Agency. The net proceeds of this sale shall be deposited in the Court Information Technology Fund established by G.S. 7A-343.2.

**SECTION 16.10.(b)** This section is effective when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

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SPECIAL PROVISION



2025-AOC-H11(S16.11)i

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***TEMPORARILY REVISE LAW GOVERNING ELECTRONIC SIGNATURES OF COURT DOCUMENTS***

**SECTION 16.11.(a)** Notwithstanding any provision of law or rule to the contrary, the chief district court judge and the senior resident superior court judge of their respective districts may provide by rule for the court's manual signature of any orders, judgments, decrees, or other documents to be filed by the court.

**SECTION 16.11.(b)** This section is effective when it becomes law and expires July 1, 2027.

GENERAL ASSEMBLY OF NORTH CAROLINA

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Drafting  
SPECIAL PROVISION



2025-AOC-H12(S16.12)i

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***PRESCRIBE RULES GOVERNING TRAINING AND EDUCATIONAL MATERIAL  
PROVIDED TO JURORS***

**SECTION 16.12.(a)** Chapter 9 of the General Statutes is amended by adding a new Article to read:

"Article 6.

"Education and Training of Jurors.

**"§ 9-33. Training and educational material provided to jurors.**

The Administrative Office of the Courts shall prescribe rules governing any training or educational material provided at any time to any jurors, including jurors under this Chapter and grand jurors under Chapter 15A of the General Statutes, to try any cause. The court shall not provide jurors with any training or educational material that is not otherwise allowed under rules prescribed by the Administrative Office of the Courts."

**SECTION 16.12.(b)** The Administrative Office of the Courts shall adopt rules consistent with the provisions of this section. The Administrative Office of the Courts may use the procedure set forth in G.S. 150B-21.1 to adopt any rules as required under this section.

**SECTION 16.12.(c)** This section becomes effective December 1, 2025, and applies to training or educational material provided on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

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SPECIAL PROVISION



2025-AOC-H1-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

**CHANGE NAME OF NORTH CAROLINA INNOCENCE INQUIRY COMMISSION**

**SECTION 16.14.(a)** Article 92 of Chapter 15A of the General Statutes reads as rewritten:

"Article 92.

"North Carolina ~~Innocence Inquiry~~ Postconviction Review Commission.

**"§ 15A-1460. Definitions.**

The following definitions apply in this Article:

- (1) ~~"Claim of factual innocence" means a~~ Claim of factual innocence. – A claim on behalf of a living person convicted of a felony in the General Court of Justice of the State of North Carolina, asserting the complete innocence of any criminal responsibility for the felony for which the person was convicted and for any other reduced level of criminal responsibility relating to the crime, and for which there is some credible, verifiable evidence of innocence that has not previously been presented at trial or considered at a hearing granted through postconviction relief.
- (1a) ~~"Claimant" means a~~ Claimant. – A person asserting that he or she is completely innocent of any criminal responsibility for a felony crime upon which the person was convicted and for any other reduced level of criminal responsibility relating to the crime.
- (2) ~~"Commission" means the~~ Commission. – The North Carolina ~~Innocence Inquiry~~ Postconviction Review Commission established by this Article.
- (3) ~~"Director" means the~~ Director. – The Director of the North Carolina ~~Innocence Inquiry~~ Postconviction Review Commission.
- (3a) ~~"Formal inquiry" means the~~ Formal inquiry. – The stage of an investigation when the Commission has entered into a signed agreement with the original claimant and the Commission has made efforts to notify the victim.
- (4) ~~"Victim" means the~~ Victim. – The victim of the crime, or if the victim of the crime is deceased, the next of kin of the victim.

...

**"§ 15A-1462. Commission established.**

(a) There is established the North Carolina ~~Innocence Inquiry~~ Postconviction Review Commission. The ~~North Carolina Innocence Inquiry~~ Commission shall be an independent commission under the Administrative Office of the Courts for administrative purposes.

(b) The Administrative Office of the Courts shall provide administrative support to the Commission as needed. The Director of the Administrative Office of the Courts shall not reduce or modify the budget of the Commission or use funds appropriated to the Commission without the approval of the Commission. The Administrative Office of the Courts shall conduct an annual audit of the Commission.

...

**"§ 15A-1470. No right to further review of decision by Commission or three-judge panel; convicted person retains right to other postconviction relief.**

1 (a) Unless otherwise authorized by this Article, the decisions of the Commission and of  
2 the three-judge panel are final and are not subject to further review by appeal, certification, writ,  
3 motion, or otherwise.

4 (b) A claim of factual innocence asserted through the ~~Innocence Inquiry~~ Commission  
5 shall not adversely affect the convicted person's rights to other postconviction relief.

6 ...

7 **"§ 15A-1475. Reports.**

8 The ~~North Carolina Innocence Inquiry~~ Commission shall report annually by February 1 of  
9 each year on its activities to the Joint Legislative Oversight Committee on Justice and Public  
10 Safety. The report shall include a record of the receipt and expenditures of all private donations,  
11 gifts, and devises for the reporting period. The report may contain recommendations of any  
12 needed legislative changes related to the activities of the Commission. The report shall  
13 recommend the funding needed by the Commission, the district attorneys, and the State Bureau  
14 of Investigation in order to meet their responsibilities under S.L. 2006-184. Recommendations  
15 concerning the district attorneys or the State Bureau of Investigation shall only be made after  
16 consultations with the North Carolina Conference of District Attorneys and the Director of the  
17 State Bureau of Investigation."

18 **SECTION 16.14.(b)** G.S. 15A-268(b)(3)d.4. reads as rewritten:

19 "4. The case has been referred to the North Carolina ~~Innocence~~  
20 Inquiry-Postconviction Review Commission pursuant to  
21 Article 92 of Chapter 15A of the General Statutes."

22 **SECTION 16.14.(c)** G.S. 15A-1411(d) reads as rewritten:

23 "(d) A claim of factual innocence asserted through the North Carolina ~~Innocence Inquiry~~  
24 Postconviction Review Commission does not constitute a motion for appropriate relief and does  
25 not impact rights or relief provided for in this Article."

26 **SECTION 16.14.(d)** G.S. 15A-1417(a)(3a) reads as rewritten:

27 "(3a) For claims of factual innocence, referral to the North Carolina ~~Innocence~~  
28 Inquiry-Postconviction Review Commission established by Article 92 of  
29 Chapter 15A of the General Statutes."

30 **SECTION 16.14.(e)** G.S. 15A-1418(b) reads as rewritten:

31 "(b) When a motion for appropriate relief is made in the appellate division, the appellate  
32 court must decide whether the motion may be determined on the basis of the materials before it,  
33 whether it is necessary to remand the case to the trial division for taking evidence or conducting  
34 other proceedings, or, for claims of factual innocence, whether to refer the case for further  
35 investigation to the North Carolina ~~Innocence Inquiry-Postconviction Review~~ Commission  
36 established by Article 92 of Chapter 15A of the General Statutes. If the appellate court does not  
37 remand the case for proceedings on the motion, it may determine the motion in conjunction with  
38 the appeal and enter its ruling on the motion with its determination of the case."

39 **SECTION 16.14.(f)** G.S. 132-1.4 reads as rewritten:

40 **"§ 132-1.4. Criminal investigations; intelligence information records; ~~Innocence Inquiry~~**  
41 **Postconviction Review Commission records.**

42 (a) Records of criminal investigations conducted by public law enforcement agencies,  
43 records of criminal intelligence information compiled by public law enforcement agencies, and  
44 records of investigations conducted by the North Carolina ~~Innocence Inquiry-Postconviction~~  
45 Review Commission, are not public records as defined by G.S. 132-1. Records of criminal  
46 investigations conducted by public law enforcement agencies or records of criminal intelligence  
47 information may be released by order of a court of competent jurisdiction.

48 ...."

49 **SECTION 16.14.(g)** G.S. 143-318.18(3a) reads as rewritten:

50 "(3a) The North Carolina ~~Innocence Inquiry-Postconviction Review~~ Commission."

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-AOC-H14-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***AMEND RECIPIENTS OF ANNUAL REPORTS ON BUSINESS COURTS***

**SECTION 16.15.(a)** G.S. 7A-343(8a) reads as rewritten:

"(8a) Prepare and submit an annual report on the activities of each North Carolina business court site to the Chief Justice, the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety, and the chairs of the of the Joint Legislative Oversight Committee on Justice and Public Safety, ~~and all other members of the General Assembly Safety~~ on February 1. The report shall include the following information for each business court site:

- a. The number of new, closed, and pending cases for the previous three years.
- b. The average age of pending cases.
- c. The number of motions pending over six months after being filed.
- d. The number of cases in which bench trials have been concluded for over six months without entry of judgment, including any accompanying explanation provided by the Business Court.

The report shall include an accounting of all business court activities for the previous fiscal year, including the itemized annual expenditures."

**SECTION 16.15.(b)** This section is effective when it becomes law and applies to reports prepared on or after that date.



GENERAL ASSEMBLY OF NORTH CAROLINA

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SPECIAL PROVISION



2025-AOC-H15-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

***STATEWIDE MISDEMEANANT CONFINEMENT PROGRAM/REVISE REPORTING  
DATE ON FIVE-YEAR PROJECTION***

**SECTION 16.16.** G.S. 164-51 reads as rewritten:

**"§ 164-51. Five-year projection; Statewide Misdemeanant Confinement Program.**

The Judicial Department, through the North Carolina Sentencing and Policy Advisory Commission (Commission) and with the assistance of the North Carolina Sheriffs' Association (Sheriffs' Association), shall develop projections of available bed space in the Statewide Misdemeanant Confinement Program (Program). The projections shall cover the next five fiscal years beginning with the 2018-2019 fiscal year. All State agencies, the Sheriffs' Association, and the person having administrative control of a local confinement facility as defined in G.S. 153A-217(5) shall furnish to the Commission data related to available bed space as requested to implement this section.

The Commission shall report its projections to the chairs of the Senate Appropriations Committee on Justice and Public Safety and the chairs of the House Appropriations Committee on Justice and Public Safety no later than February 15, 2019, and annually ~~thereafter~~ thereafter by March 15 of each year."

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Session 2025

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SPECIAL PROVISION



2025-AOC-H16-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

1 ***CONFERENCE OF DISTRICT ATTORNEYS EXPENDITURE IMPLEMENTATION AND***  
2 ***QUARTERLY REPORTING***

3 **SECTION 16.16A.(a)** Any expenditure or adjustment to an allocation in Budget  
4 Fund 100072 or any funds allocated to district attorneys for the creation of paid internships, if  
5 approved by the Conference of District Attorneys and otherwise authorized by law, shall be  
6 implemented by the Administrative Office of the Courts.

7 **SECTION 16.16A.(b)** On a quarterly basis, the Administrative Office of the Courts  
8 shall provide a detailed report to the Conference of District Attorneys of the actual and expected  
9 expenses paid from Budget Fund 100072 or any other funds allocated to district attorneys.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-AOC-H17-P

Administrative Office of the Courts  
House Appropriations, Justice and Public Safety

**ESTABLISH A PROCEDURE FOR COMPLEX FAMILY FINANCIAL CASE  
DISPOSITION**

**SECTION 16.16B.(a)** Chapter 50 of the General Statutes is amended by adding a new Article to read:

"Article 6.

"Complex Family Financial Cases.

**"§ 50-110. Definitions.**

The following definitions shall apply in this Article:

- (1) Chief hearing officer. – A hearing officer designated by the Chief Justice of the North Carolina Supreme Court who determines which cases are designated as complex family financial cases, assigns all cases designated as complex family financial cases, and prepares any required reports.
- (2) Complex family financial case. – Any claim or claims approved for hearing as a complex family financial case as provided for by this Article. Claims eligible for hearing as a complex family financial case are equitable distribution, alimony, post separation support, child support, or any combination of those claims.
- (3) Hearing officer or complex family financial hearing officer. – An individual who has been appointed pursuant to this Article to hear and enter orders in complex family financial cases.

**"§ 50-111. Complex family financial hearing officer.**

(a) Complex family financial hearing officers shall be employees of the Administrative Office of the Courts and shall be appointed by the Chief Justice of the North Carolina Supreme Court. The Chief Justice of the North Carolina Supreme Court shall designate one hearing officer as chief hearing officer.

(b) To serve as a hearing officer or chief hearing officer, the individual must meet the following minimum qualifications:

- (1) Attorney licensed in North Carolina and in good standing with the North Carolina State Bar.
- (2) Substantial involvement handling complex family financial cases during the 10 calendar years prior to the year of application, including the following:
  - a. Average at least 600 hours per year handling complex family financial cases.
  - b. No less than 400 hours handling complex family financial cases in any one year.
- (3) During the five calendar years prior to the application:
  - a. Completed at least 45 hours of continuing legal education credits in family law, nine of which may be in related fields, including taxation, trial advocacy, evidence, negotiation, including training in mediation, arbitration, and collaborative law, real property, estate planning and probate law, trusts, business organizations, employee benefits,

1 bankruptcy, and immigration law. Only nine hours will be recognized  
2 for attendance at an extended negotiation or mediation training course.  
3 Parenting coordinator training will not qualify for family law or related  
4 field hours.

5 b. A minimum of six hours continuing legal education must have been  
6 completed in each of those five years.

7 (4) Satisfactory peer review by 10 lawyers or judges who are identified by the  
8 applicant. The identified individuals must have personal knowledge of the  
9 competence and qualification of the applicant in handling complex family  
10 financial matters at the pretrial, trial, and posttrial level. All identified  
11 individuals must be licensed and in good standing to practice law in the State  
12 of North Carolina. No identified individual may be related by blood or  
13 marriage to the applicant nor be a colleague at the applicant's place of  
14 employment at the time of the application.

15 (c) A hearing officer and the chief hearing officer shall receive the annual salary set forth  
16 in the Current Operations Appropriations Act for business court judges and the chief business  
17 court judge, and reimbursement on the same basis as State employees generally by G.S. 138-6(a),  
18 provided that no travel allowance be paid for travel within a hearing officer's county of residence.  
19 The Administrative Office of the Courts may also reimburse a hearing officer, in addition to the  
20 above funds for travel, for travel and subsistence expenses incurred for professional education.

21 (d) In lieu of merit and other increment raises paid to regular State employees, a hearing  
22 officer shall receive as longevity pay an annual amount equal to four and eight-tenths percent  
23 (4.8%) of the annual salary set forth in the Current Operations Appropriations Act payable  
24 monthly after five years of service, nine and six-tenths percent (9.6%) after 10 years of service,  
25 fourteen and four-tenths percent (14.4%) after 15 years of service, nineteen and two-tenths  
26 percent (19.2%) after 20 years of service, and twenty-four percent (24%) after 25 years of service.  
27 "Service" means service as a justice or judge of the General Court of Justice, as a member of the  
28 Utilities Commission, as an administrative law judge, as director or assistant director of the  
29 Administrative Office of the Courts, or as a hearing officer. Service shall also mean service as a  
30 district attorney or as a clerk of superior court.

31 **"§ 50-112. Authority and duties of a complex family financial case hearing officer.**

32 (a) A hearing officer under this Article has the following authority and responsibilities in  
33 all complex family financial cases:

34 (1) To conduct hearings and to ensure that the parties' due process rights are  
35 protected.

36 (2) To take testimony and establish a record.

37 (3) To evaluate evidence and make decisions regarding the issues being heard.

38 (4) To enter temporary, interim, and final orders related to the issues being heard  
39 that have the same force and effect as orders entered by a district court judge.

40 (5) To enter orders granting or denying any motion filed under G.S. 1A-1 or any  
41 local rules of court for the county in which the action was filed related to  
42 actions under this Chapter that have the same force and effect as orders entered  
43 by a district court judge.

44 (6) To subpoena witnesses and documents.

45 (b) A hearing officer under this Article is authorized to conduct hearings on complex  
46 family financial cases statewide.

47 (c) A hearing officer must complete at least nine hours of continuing legal education  
48 credits in family law or related fields each year, including taxation, trial advocacy, evidence,  
49 negotiation (including training in mediation, arbitration, and collaborative law), real property,  
50 estate planning and probate law, trusts, business organizations, employee benefits, bankruptcy,  
51 and immigration law. Only one hour per year will be recognized for attendance at negotiation or

mediation training, and parenting coordinator training will not qualify for family law or related field hours.

**"§ 50-113. Designation of a complex family financial claim.**

(a) A party designating a claim as a complex family financial claim shall file a Notice of Designation in the district court in which the action has been filed and shall contemporaneously serve the notice on all parties or counsel and on the chief hearing officer. The Notice of Designation shall, in good faith and based on information reasonably available, succinctly state each applicable factor provided in G.S. 50-114, the reasons supporting each factor for designation as a complex family financial claim, and any other information supporting designation as a complex family financial claim. Any factor or reasons supporting the designation not asserted shall be deemed conclusively waived.

(b) Within 30 days after service of the Notice of Designation, any other party may, in good faith, file and serve an opposition to the designation of the claim as a complex family financial claim. The opposition to the designation of the claim shall assert all reasons for which the party opposing designation objects to the designation, and any reason not asserted shall be deemed conclusively waived. The opposition to the designation shall be served on each opposing party and the chief hearing officer and shall be filed in the district court in which the action has been filed.

(c) Based on the written Notice of Designation and any opposition filed, the chief hearing officer shall determine whether the action should be designated as a complex family financial claim by written order entered within 45 days of service of the Notice of Designation.

(d) Each party shall pay equal shares of the additional filing fee as required under G.S. 7A-305. Only one additional filing fee shall be required per complex family financial case.

(e) Once an order granting designation of a claim as a complex family financial claim is entered, that claim shall be designated and administered as a complex family financial case and assigned to a hearing officer by the chief hearing officer. All proceedings related to the claims designated as a complex family financial claim shall be before the hearing officer to whom the complex family financial case has been assigned. If complex family financial claim status is denied, the claim shall be heard with any other claims filed under this Chapter.

(f) Complex family financial cases are subject to all provisions of Article 1 of this Chapter, the North Carolina Rules of Civil Procedure, the North Carolina Rules of Evidence, and any applicable local rules of court for the county in which the complex family financial case is pending.

**"§ 50-114. Factors for complex family financial case determination.**

The chief hearing officer shall consider each of the following factors in determining whether a claim or claims shall be designated as a complex family financial case:

- (1) Valuation and classification issues related to trusts, including active and passive increases or decreases in value.
- (2) Valuation and classification issues related to businesses, including active or passive increases or decreases in value.
- (3) Valuation and classification of real property, including active or passive increases or decreases in value.
- (4) Valuation and classification issues regarding complex retirement or other employment benefits, including employee stock ownership plans, stock options, profit sharing, defined contribution plans, and defined benefit plans.
- (5) Valuation and classification of profits, bonuses, or other income or assets received after the date of separation.
- (6) Active or passive changes in value to separate property during the marriage.
- (7) Tax issues arising from the distribution of assets and debts, including tax loss carryforwards, refunds, credits, or tax consequences.
- (8) Whether there are loans or transfers between businesses or shareholders.

- (9) Whether there are third-party defendants.
- (10) Validity of a premarital or property settlement agreement pled in defense to an equitable distribution, alimony, post separation support, or child support case.
- (11) Total value of real and personal property.
- (12) Calculation of income for spousal support, child support, or both when income includes non W-2 income.
- (13) Total length of time requested for trial on the issues detailed on the Notice of Designation.

Claims which have been filed in excess of 365 days shall be given priority over claims filed less than 365 days, and requested trial dates for the complex family financial case in excess of 15 days shall be given priority.

**"§ 50-115. Complex family financial hearings.**

(a) Motion hearings shall be held virtually unless the assigned hearing officer determines good cause exists to hold in the hearing in person. If an in-person hearing is ordered, it shall be held at the courthouse in the county in which the action was filed in an available district or superior courtroom staffed by a deputy or assistant clerk and bailiff.

(b) Hearings on the issues designated as a complex family financial case shall be held in person at the courthouse in the county in which the action was filed in an available district or superior courtroom staffed by a deputy or assistant clerk and bailiff.

(c) All complex family financial hearings must be recorded and exhibits maintained as required for any other matter.

(d) Any hearing on final disposition of the complex family financial case must be scheduled on consecutive days.

**"§ 50-116. Appeal from orders of the complex family financial case hearing officer.**

Appeals of orders entered by a hearing officer shall be as provided for in G.S. 7A-27(b)."

**SECTION 16.16B.(b)** Three hearing officers shall be appointed by the Chief Justice of the North Carolina Supreme Court who meet the requirements of G.S. 50-111(b). The Chief Justice of the North Carolina Supreme Court shall designate one of the hearing officers as chief hearing officer. The Chief Justice of the North Carolina Supreme Court has the authority to create additional rules or procedures necessary to give effect to the provisions of this section.

**SECTION 16.16B.(c)** The chief hearing officer and the Administrative Office of the Courts shall collaborate to prepare and submit an initial report to the Joint Legislative Oversight Committee on Justice and Public Safety and the Fiscal Research Division on or before August 1, 2026, and shall provide an annual report on or before August 1 of each year thereafter, including the following information:

- (1) The total number of cases designated as complex family financial cases by county.
- (2) The total number of complex family financial cases disposed of.
- (3) The manner of disposition of each complex family financial case, including the total number of cases for each type of disposition.
- (4) The average length of final disposition hearings.
- (5) The shortest, longest, and average length of time from designation to final disposition.
- (6) The total number of requests for designation as complex family financial cases.
- (7) Recommendations for improvement or expansion of the program.

Each annual report shall include data for the previous fiscal year.

**SECTION 16.16B.(d)** G.S. 7A-305 reads as rewritten:

**"§ 7A-305. Costs in civil actions.**

1 (a) In every civil action in the superior or district court, except for actions brought under  
2 Chapter 50B of the General Statutes, shall be assessed:

3 (1) For the use of the courtroom and related judicial facilities, the sum of twelve  
4 dollars (\$12.00) in cases heard before a magistrate, and the sum of sixteen  
5 dollars (\$16.00) in district and superior court, to be remitted to the county in  
6 which the judgment is rendered, except that in all cases in which the judgment  
7 is rendered in facilities provided by a municipality, the facilities fee shall be  
8 paid to the municipality. Funds derived from the facilities fees shall be used  
9 in the same manner, for the same purposes, and subject to the same  
10 restrictions, as facilities fees assessed in criminal actions.

11 (1a) For the upgrade, maintenance, and operation of the judicial and county  
12 courthouse telecommunications and data connectivity, the sum of four dollars  
13 (\$4.00), to be credited to the Court Information Technology Fund.

14 (2) For support of the General Court of Justice, the sum of one hundred eighty  
15 dollars (\$180.00) in the superior court and the sum of one hundred thirty  
16 dollars (\$130.00) in the district court except that if the case is assigned to a  
17 magistrate the sum shall be eighty dollars (\$80.00). If a case is designated as  
18 a mandatory complex business case under G.S. 7A-45.4, upon assignment to  
19 a Business Court Judge, the party filing the designation shall pay an additional  
20 one thousand one hundred dollars (\$1,100) for support of the General Court  
21 of Justice. If a case is designated as a complex business case under Rule 2.1  
22 and Rule 2.2 of the General Rules of Practice for the Superior and District  
23 Courts, upon assignment to a Business Court Judge, the plaintiff shall pay an  
24 additional one thousand one hundred dollars (\$1,100) for support of the  
25 General Court of ~~Justice~~. Justice. If a claim is designated as a complex family  
26 financial claim under G.S. 50-113, upon assignment to a complex family  
27 financial hearing officer as defined in G.S. 50-110(3), each party shall equally  
28 pay an additional one thousand one hundred dollars (\$1,100) for support of  
29 the General Court of Justice. Sums collected under this subdivision shall be  
30 remitted to the State Treasurer. The State Treasurer shall remit the sum of  
31 ninety-five cents (\$.95) of each fee collected under this subdivision to the  
32 North Carolina State Bar for the provision of services described in  
33 G.S. 7A-474.19.

34 (a1) Costs apply to any and all additional and subsequent actions filed by amendment or  
35 counterclaim to the original action brought under Chapter 50B of the General Statutes, unless  
36 such additional and subsequent amendment or counterclaim to the action is limited to requests  
37 for relief authorized by Chapter 50B of the General Statutes.

38 (a2) In every action for absolute divorce filed in the district court, a cost of seventy-five  
39 dollars (\$75.00) shall be assessed against the person filing the divorce action. Costs collected by  
40 the clerk pursuant to this subsection shall be remitted to the State Treasurer, who shall deposit  
41 seventy-five dollars (\$75.00) to the Domestic Violence Center Fund established under  
42 G.S. 50B-9. Costs assessed under this subsection shall be in addition to any other costs assessed  
43 under this section.

44 (a3), (a4) Repealed by Session Laws 2008-118, s. 2.9(c), effective July 1, 2008.

45 (a5) In every civil action in the superior or district court wherein a party files a pleading  
46 containing one or more counterclaims, third-party complaints, or cross-claims, except for  
47 counterclaim and cross-claim actions brought under Chapter 50B of the General Statutes for  
48 which costs are assessed pursuant to subsection (a1) of this section, the following shall be  
49 assessed:

50 (1) For the use of the courtroom and related judicial facilities, the sum of twelve  
51 dollars (\$12.00) in cases heard before a magistrate, and the sum of sixteen

dollars (\$16.00) in district and superior court, to be remitted to the municipality providing the facilities in which the judgment is rendered. If a municipality does not provide the facilities in which the judgment is rendered, the sum is to be remitted to the county in which the judgment is rendered. Funds derived from the facilities' fees shall be used in the same manner, for the same purposes, and subject to the same restrictions as facilities' fees assessed in criminal actions.

(2) For the upgrade, maintenance, and operation of the judicial and county courthouse phone systems, the sum of four dollars (\$4.00), to be credited to the Court Information Technology Fund.

(3) For support of the General Court of Justice, the sum of one hundred eighty dollars (\$180.00) in the superior court, except that if a case is assigned to a special superior court judge as a complex business case under G.S. 7A-45.3, filing fees shall be collected and disbursed in accordance with subsection (a) of this section, and the sum of one hundred thirty dollars (\$130.00) in the district court, except that if the case is assigned to a magistrate, the sum shall be eighty dollars (\$80.00). Sums collected under this subdivision shall be remitted to the State Treasurer. The State Treasurer shall remit the sum of ninety-five cents (\$.95) of each fee collected under this subdivision to the North Carolina State Bar for the provision of services described in G.S. 7A-474.19.

(b) On appeal, costs are cumulative, and when cases heard before a magistrate are appealed to the district court, the General Court of Justice fee and the facilities fee applicable in the district court shall be added to the fees assessed before the magistrate. When an order of the clerk of the superior court is appealed to either the district court or the superior court, no additional General Court of Justice fee or facilities fee shall be assessed.

(b1) When a defendant files an answer in an action filed as a small claim which requires the entire case to be withdrawn from a magistrate and transferred to the district court, the difference between the General Court of Justice fee and facilities fee applicable to the district court and the General Court of Justice fee and facilities fee applicable to cases heard by a magistrate shall be assessed. The defendant is responsible for paying the fee.

(c) The clerk of superior court, at the time of the filing of the papers initiating the action or the appeal, shall collect as advance court costs, the facilities fee, General Court of Justice fee, and the divorce fee imposed under subsection (a2) of this section, except in suits by an indigent. The clerk shall also collect the fee for discovery procedures under Rule 27(a) and (b) at the time of the filing of the verified petition.

(d) The following expenses, when incurred, are assessable or recoverable, as the case may be. The expenses set forth in this subsection are complete and exclusive and constitute a limit on the trial court's discretion to tax costs pursuant to G.S. 6-20:

(1) Witness fees, as provided by law.

(2) Jail fees, as provided by law.

(3) Counsel fees, as provided by law.

(4) Expense of service of process by certified mail and by publication.

(5) Costs on appeal to the superior court, or to the appellate division, as the case may be, of the original transcript of testimony, if any, insofar as essential to the appeal.

(6) Fees for personal service and civil process and other sheriff's fees, as provided by law. Fees for personal service by a private process server may be recoverable in an amount equal to the actual cost of such service or fifty dollars (\$50.00), whichever is less, unless the court finds that due to difficulty of service a greater amount is appropriate.



- (7) Fees of mediators appointed by the court, mediators agreed upon by the parties, guardians ad litem, referees, receivers, commissioners, surveyors, arbitrators, appraisers, and other similar court appointees, as provided by law. The fee of such appointees shall include reasonable reimbursement for stenographic assistance, when necessary.
- (8) Fees of interpreters, when authorized and approved by the court.
- (9) Premiums for surety bonds for prosecution, as authorized by G.S. 1-109.
- (10) Reasonable and necessary expenses for stenographic and videographic assistance directly related to the taking of depositions and for the cost of deposition transcripts.
- (11) Reasonable and necessary fees of expert witnesses solely for actual time spent providing testimony at trial, deposition, or other proceedings.
- (12) The fee assessed pursuant to subdivision (2) of subsection (a) of this section upon assignment of a case to a special superior court judge as a complex business case.

Nothing in this subsection or in G.S. 6-20 shall be construed to limit the trial court's authority to award fees and expenses in connection with pretrial discovery matters as provided in Rule 26(b) or Rule 37 of the Rules of Civil Procedure, and no award of costs made pursuant to this section or pursuant to G.S. 6-20 shall reverse or modify any such orders entered in connection with pretrial discovery.

(e) Nothing in this section shall affect the liability of the respective parties for costs as provided by law.

(f) For the support of the General Court of Justice, the sum of twenty dollars (\$20.00) shall accompany any filing of a notice of hearing on a motion not listed in G.S. 7A-308 that is filed with the clerk. No costs shall be assessed to a notice of hearing on a motion containing as a sole claim for relief the taxing of costs, including attorneys' fees, to a motion filed pursuant to G.S. 1C-1602 or G.S. 1C-1603, or to a motion filed by a child support enforcement agency established pursuant to Part D of Title IV of the Social Security Act. No more than one fee shall be assessed for any motion for which a notice of hearing is filed, regardless of whether the hearing is continued, rescheduled, or otherwise delayed."

**SECTION 16.16B.(e)** G.S. 7A-27 reads as rewritten:

**"§ 7A-27. Appeals of right from the courts of the trial divisions.**

- (a) Appeal lies of right directly to the Supreme Court in any of the following cases:
  - (1) All cases in which the defendant is convicted of murder in the first degree and the judgment of the superior court includes a sentence of death.
  - (2) From any final judgment in a case designated as a mandatory complex business case pursuant to G.S. 7A-45.4 or designated as a discretionary complex business case pursuant to Rule 2.1 of the General Rules of Practice for the Superior and District Courts.
  - (3) From any interlocutory order of a Business Court Judge that does any of the following:
    - a. Affects a substantial right.
    - b. In effect determines the action and prevents a judgment from which an appeal might be taken.
    - c. Discontinues the action.
    - d. Grants or refuses a new trial.
  - (4) Any trial court's decision regarding class action certification under G.S. 1A-1, Rule 23.
  - (5) Repealed by Session Laws 2021-18, s. 1, effective July 1, 2021, and applicable to appeals filed on or after that date.

- 1 (a1) Repealed by Session Laws 2016-125, s. 22(b), 4th Ex. Sess., effective December 1,  
2 2016.
- 3 (b) Except as provided in subsection (a) of this section, appeal lies of right directly to the  
4 Court of Appeals in any of the following cases:
- 5 (1) From any final judgment of a superior court, other than one based on a plea of  
6 guilty or nolo contendere, including any final judgment entered upon review  
7 of a decision of an administrative agency, except for a final judgment entered  
8 upon review of a court martial under G.S. 127A-62.
- 9 (2) From any final judgment of a district court in a civil action.
- 10 (3) From any interlocutory order or judgment of a superior court or district court  
11 in a civil action or proceeding that does any of the following:
- 12 a. Affects a substantial right.
- 13 b. In effect determines the action and prevents a judgment from which an  
14 appeal might be taken.
- 15 c. Discontinues the action.
- 16 d. Grants or refuses a new trial.
- 17 e. Determines a claim prosecuted under G.S. 50-19.1.
- 18 f. Grants temporary injunctive relief restraining the State or a political  
19 subdivision of the State from enforcing the operation or execution of  
20 an act of the General Assembly. This sub-subdivision only applies  
21 where the State or a political subdivision of the State is a party in the  
22 civil action.
- 23 g. Denies, upon the court's own motion or the motion of a party, the  
24 transfer of an action or proceeding pursuant to Rule 42(b)(4) of the  
25 North Carolina Rules of Civil Procedure.
- 26 (4) From any other order or judgment of the superior court from which an appeal  
27 is authorized by statute.
- 28 (5) From any final judgment in a complex family financial case of a hearing  
29 officer as defined in G.S. 50-110(3).
- 30 (6) From any interlocutory order or judgment of a hearing officer as defined in  
31 G.S. 50-110(3) in a complex family financial case that does any of the  
32 following:
- 33 a. Affects a substantial right.
- 34 b. In effect determines the action and prevents a judgment from which an  
35 appeal might be taken.
- 36 c. Discontinues the action.
- 37 d. Grants or refuses a new trial.
- 38 e. Determines a claim prosecuted under G.S. 50-19.1.
- 39 (c) through (e) Repealed by Session Laws 2013-411, s. 1, effective August 23, 2013."
- 40 **SECTION 16.16B.(f)** This section becomes effective July 1, 2025. The Chief Justice  
41 of the North Carolina Supreme Court shall appoint the three hearing officers and designate the  
42 chief hearing officer as provided for in subsection (a) of this section by September 1, 2025.  
43 Notices of Designation can be filed beginning January 1, 2026.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-IDS-H2-P

Indigent Defense Services  
House Appropriations, Justice and Public Safety

**REVISE USE OF IOLTA FUNDS**

**SECTION 16.18.(a)** As part of its Plan for Interest on Lawyers' Trust Accounts (NC IOLTA), referenced in Section .1300 of Subchapter 27 of Chapter 1D of the North Carolina Administrative Code, the North Carolina State Bar, in collaboration with the NC IOLTA Board, shall remit all funds received by the State Bar from banks by reason of interest earned on general trust accounts established by lawyers pursuant to Rule 1.15-2(b) of the Rules of Professional Conduct or interest earned on trust or escrow accounts maintained by settlement agents pursuant to G.S. 45A-9, including any interest, dividends, or other proceeds earned on or with respect to these funds, to the Administrative Office of the Courts, Office of Indigent Defense Services, to be deposited into the Private Assigned Counsel Fund and used for the purposes of that Fund.

**SECTION 16.18.(b)** The North Carolina State Bar shall adopt or amend its rules consistent with the provisions of this section.

**SECTION 16.18.(c)** This section becomes effective July 1, 2025, and all funds implicated in subsection (a) of this section and distributed on or after that date shall be distributed pursuant to subsection (a) of this section.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-IDS-H3-P

Indigent Defense Services  
House Appropriations, Justice and Public Safety

***REQUIRE THE COMMISSION ON INDIGENT DEFENSE SERVICES TO PROVIDE  
CONFIDENTIAL PUBLIC DEFENDER PERFORMANCE EVALUATIONS TO  
SENIOR RESIDENT SUPERIOR COURT JUDGES***

**SECTION 16.19.(a)** G.S. 7A-498.5 is amended by adding a new subsection to read:

"(g1) No later than three months prior to the end of a public defender's term pursuant to an appointment under G.S. 7A-498.7, the Commission shall submit to the senior resident superior court judge who is the appointing authority of that public defender a performance evaluation for that public defender. During one or more closed sessions of the Commission held in accordance with G.S. 143-318.11, the performance evaluation shall be developed and adopted by a majority vote of a quorum of the Commission. Except for members of the General Assembly who may inspect and examine a performance evaluation under the authority of G.S. 120-19, all information pertaining to a performance evaluation completed in accordance with this subsection is confidential, not a public record under G.S. 132-1, and is not subject to discovery or subpoena in a civil or criminal action."

**SECTION 16.19.(b)** The Commission shall develop metrics to use in evaluating the performance of public defenders in accordance with G.S. 7A-498.5(g1), as enacted by subsection (a) of this section.

**SECTION 16.19.(c)** This section is effective when it becomes law and applies to public defender terms ending on or after November 30, 2025.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DAC-H1(S17.1)i

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***NO TRANSFER OF POSITIONS TO OTHER STATE AGENCIES***

**SECTION 17.1.(a)** Notwithstanding any other provision of law, and except as otherwise provided in subsection (b) of this section, the Office of State Budget and Management shall not transfer any positions, personnel, or funds from the Department of Adult Correction to any other State agency during the 2025-2027 fiscal biennium unless the transfer was included in the base budget for one or both fiscal years of the biennium.

**SECTION 17.1.(b)** This section shall not apply to consolidation of information technology positions into the Department of Information Technology pursuant to G.S. 143B-1325.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DAC-H2(S17.2)i

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***CENTER FOR COMMUNITY TRANSITIONS/CONTRACT AND REPORT***

**SECTION 17.2.** The Department of Adult Correction may continue to contract with The Center for Community Transitions, Inc., a nonprofit corporation, for the purchase of prison beds for minimum security female inmates during the 2025-2027 fiscal biennium. The Center for Community Transitions, Inc., shall report by February 1 of each year to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety on the annual cost per inmate and the average daily inmate population compared to bed capacity using the same methodology as that used by the Department of Adult Correction.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H3(S17.3)-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***STATEWIDE MISDEMEANANT CONFINEMENT PROGRAM FUNDING USE***

**SECTION 17.3.** Of the funds appropriated in this act for the Statewide Misdemeanant Confinement Program, up to the sum of five hundred thousand dollars (\$500,000) may be used in each fiscal year of the 2025-2027 fiscal biennium to reimburse sheriffs utilizing inmate labor pursuant to the provisions of Section 19C.10 of S.L. 2021-180.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H4(S17.4)-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***REIMBURSE COUNTIES FOR HOUSING AND EXTRAORDINARY MEDICAL  
EXPENSES***

**SECTION 17.4.** Notwithstanding G.S. 143C-6-9, the Department of Adult Correction may use funds available to the Department for the 2025-2027 fiscal biennium to reimburse counties for the cost of housing convicted inmates, parolees, and post-release supervisees awaiting transfer to the State prison system, as provided in G.S. 148-29. The reimbursement may not exceed fifty dollars (\$50.00) per day per prisoner awaiting transfer. Beginning October 1, 2025, the Department shall report quarterly to the chairs of the Joint Legislative Oversight Committee on Justice and Public Safety and the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety on the expenditure of funds to reimburse counties for prisoners awaiting transfer.



GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DAC-H6(S17.6)i

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***DOT CONTRACT OF INMATE LITTER CREW***

**SECTION 17.6.(a)** After the issuance of a request for information (RFI) and receipt of bids by the Department of Transportation for litter pickup on State highways and roads, the Department of Transportation shall first offer the contract to the Department of Adult Correction upon the same terms and conditions as the most favorable bid received by the Department of Transportation from a suitable contractor. The Department of Adult Correction shall have 30 days to accept or decline the offered contract.

**SECTION 17.6.(b)** It is the policy of the General Assembly that the Department of Transportation shall utilize inmate litter crews for litter pickup on State highways and roads as often as is necessary and practicable.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DAC-H7(S17.7)i

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***INTERSTATE COMPACT FEES TO SUPPORT TRAINING PROGRAMS AND  
EQUIPMENT PURCHASES***

**SECTION 17.7.(a)** Notwithstanding the provisions of G.S. 148-65.7, fees collected for the Interstate Compact Fund during the 2025-2027 fiscal biennium may be used by the Department of Adult Correction during the 2025-2027 fiscal biennium to provide training programs and equipment purchases for the Division of Community Supervision and Reentry, but only to the extent sufficient funds remain available in the Fund to support the mission of the Interstate Compact Program.

**SECTION 17.7.(b)** No later than October 1 of each fiscal year, the Department of Adult Correction shall report to the Joint Legislative Oversight Committee on Justice and Public Safety on the amount of funds used pursuant to this section and for what purposes the funds were used.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DAC-H8(S17.8)i

Department of Adult Correction  
House Appropriations, Justice and Public Safety

**USE OF SEIZED AND FORFEITED PROPERTY**

**SECTION 17.8.(a)** Seized and forfeited assets transferred to the Department of Adult Correction during the 2025-2027 fiscal biennium pursuant to applicable federal law shall be credited to the budget of the Department of Adult Correction and shall result in an increase of law enforcement resources for the Department of Adult Correction. The Department of Adult Correction shall make the following reports to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety:

- (1) A report upon receipt of any assets.
- (2) A report that shall be made prior to the use of the assets on their intended use and the departmental priorities on which the assets may be expended.
- (3) A report on receipts, expenditures, encumbrances, and availability of these assets for the previous fiscal year, which shall be made no later than September 1 of each year.

**SECTION 17.8.(b)** The General Assembly finds that the use of seized and forfeited assets transferred pursuant to federal law for new personnel positions, new projects, acquisition of real property, repair of buildings where the repair includes structural change, and construction of or additions to buildings may result in additional expenses for the State in future fiscal periods. Therefore, the Department of Adult Correction is prohibited from using these assets for such purposes without the prior approval of the General Assembly.

**SECTION 17.8.(c)** Nothing in this section prohibits State law enforcement agencies from receiving funds from the United States Department of Justice, the United States Department of the Treasury, and the United States Department of Health and Human Services.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H9(S17.9)-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***INCREASE THE STATEWIDE MISDEMEANANT CONFINEMENT FUND DAILY  
REIMBURSEMENT AMOUNT***

**SECTION 17.9.(a)** Notwithstanding any provision of law to the contrary, reimbursements to counties for the costs of housing misdemeanants under the Statewide Misdemeanant Confinement Program, as authorized by G.S. 148-10.4(d), shall be paid at a daily rate of at least fifty dollars (\$50.00) for each misdemeanant housed under the Program.

**SECTION 17.9.(b)** This section becomes effective July 1, 2025, and applies to misdemeanants housed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H10-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***FURTHER DELINEATE REIMBURSEMENT PROCEDURES FOR ROADWAY  
CLEANUP PROGRAM***

**SECTION 17.10.(a)** Section 19C.10 of S.L. 2021-180, as amended by Section 5.3 of S.L. 2025-2, reads as rewritten:

**"SECTION 19C.10.(a)** Notwithstanding G.S. 162-58, and consistent with the provisions of Article 3 of Chapter 148 of the General Statutes, sheriffs having custody of inmates under the Statewide Misdemeanant Confinement Program may utilize those inmates to maintain the cleanliness of areas along local and State roadways, which may include the removal of debris resulting from a major disaster declaration by the President of the United States under the Stafford Act (P.L. 93-288) or a disaster declared by the Governor under G.S. 166A-19.21.

**"SECTION 19C.10.(b)** For purposes of this section, the following definitions shall apply:

(1) Housing night. – A night spent by an individual inmate in the custody of the sheriff pursuant to the Statewide Misdemeanant Confinement Program.

~~(1)~~(2) Road mile. – A section of roadside equaling 1 mile in length, not including any roadsides that are parallel to that section.

~~(2)~~(3) Work hour. – An hour worked by an individual inmate, including time spent traveling to and from work sites and break time taken during work efforts.

**"SECTION 19C.10.(c)** A sheriff that utilizes inmates pursuant to subsection (a) of this section shall coordinate with the Department of Transportation before and after a cleanup project to ensure that cleanup efforts are not unnecessarily duplicated by either the sheriff's office or the Department of Transportation. The sheriff shall also ensure that all inmates utilized pursuant to this subsection are appropriately guarded while working and that food, water, and bathroom facilities are accessible in reasonable amounts and times.

**"SECTION 19C.10.(d)** A sheriff that utilizes inmate labor pursuant to subsection (a) of this section for a combined total of 500-work hours in one calendar month exceeding the minimum required work hours under subsection (d1) of this section shall submit a record documenting those work hours and the corresponding road miles to the North Carolina Sheriffs' Association ~~and Association~~. A sheriff meeting the requirements of this section shall be reimbursed by the Statewide Misdemeanant Confinement Program for caring for and housing the inmates of the Statewide Misdemeanant Confinement Program at a rate of at least sixty-seventy dollars (\$60.00) (\$70.00) per day, per inmate held under the Statewide Misdemeanant Confinement Program for each calendar month in which 500–the minimum required work hours were completed. Participating sheriffs shall comply with all requirements established by the Statewide Misdemeanant Confinement Program necessary to certify the work hours worked and housing nights and to confirm funding availability. This increased reimbursement rate shall be paid to participating sheriffs only until the funds that have been specifically appropriated by the General Assembly for this purpose are exhausted. Funds allocated under this section shall not revert but shall be available until expended.

**"SECTION 19C.10.(d1)** The minimum required work hours to be reimbursed at the increased rate per day under subsection (d) of this section shall be as follows:

- (1) Fifty work hours, if the sheriff did not exceed 100 housing nights in the calendar month three months prior to the calendar month in which the work hours occur.
- (2) One hundred fifty work hours, if the sheriff totals 101 to 200 housing nights in the calendar month three months prior to the calendar month in which the work hours occur.
- (3) Two hundred fifty work hours, if the sheriff totals 201 to 300 housing nights in the calendar month three months prior to the calendar month in which the work hours occur.
- (4) Three hundred fifty work hours, if the sheriff totals 301 to 400 housing nights in the calendar month three months prior to the calendar month in which the work hours occur.
- (5) Four hundred fifty work hours, if the sheriff totals 401 to 500 housing nights in the calendar month three months prior to the calendar month in which the work hours occur.
- (6) Five hundred work hours, if the sheriff exceeds 500 housing nights in the calendar month three months prior to the calendar month in which the work hours occur.

**"SECTION 19C.10.(e)** The North Carolina Sheriffs' Association shall report no later than the fifteenth day of each month to the Office of State Budget and Management and the Fiscal Research Division regarding (i) the counties with sheriffs' offices that utilized inmate labor pursuant to subsection (a) of this section, (ii) the number of total work hours performed by inmates in each participating county, ~~and~~ (iii) the number of road miles cleaned by inmates in each participating ~~county~~-county, and (iv) the number of housing nights logged in each participating county.

**"SECTION 19C.10.(f)** The North Carolina Sheriffs' Association shall report no later than October 1 of each year to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety, the chairs of the Senate Appropriations Committee on Justice and Public Safety, the chairs of the Joint Legislative Oversight Committee on Justice and Public Safety, and the chairs of the Joint Legislative Transportation Oversight Committee regarding (i) the counties with sheriffs' offices that utilized inmate labor pursuant to subsection (a) of this section, (ii) the number of total work hours performed by inmates in each participating county, ~~and~~ (iii) the number of road miles cleaned by inmates in each participating ~~county~~-county, and (iv) the number of housing nights logged in each participating county.

**"SECTION 19C.10.(g)** This section is effective when it becomes law."

**SECTION 17.10.(b)** This section is effective when it becomes law and applies to work hours performed in the next calendar month after this section becomes effective.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H11(S17.5)-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***NURSE STAFFING AT STATE PRISONS REPORT***

**SECTION 17.5.(a)** Article 2 of Chapter 148 of the General Statutes is amended by adding a new section to read:

**"§ 148-19.4. Nurse staffing report.**

By February 1, 2026, and annually thereafter, the Department of Adult Correction shall report all of the following information to the Joint Legislative Oversight Committee on Justice and Public Safety:

- (1) The total number of permanent nursing positions allocated to the Department, the number of filled positions, the number of positions that have been vacant for more than six months, and information regarding the location of both filled and vacant positions.
- (2) The extent to which temporary contract services are being used to staff vacant nursing positions, the method for funding the contract services, and any cost differences between the use of permanent employees versus contract employees.
- (3) A progress report on the implementation of its plan to (i) reduce the use of contract services to provide nursing in State prisons and (ii) attract and retain qualified nurses for employment in permanent positions in State prisons."

**SECTION 17.5.(b)** G.S. 148-19 is amended by adding a new subsection to read:

"(b1) Notwithstanding any other provision of law, the Department of Adult Correction may, in its discretion and subject to the approval of the Office of State Budget and Management, convert funds appropriated for contractual nursing services to permanent nursing positions when it is determined to promote security, generate cost-savings, and improve health care quality. The Department shall report on any such conversions to the Fiscal Research Division."

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H14-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***AMEND REPORTING REQUIREMENT***

**SECTION 17.13.(a)** G.S. 143B-1470(c) reads as rewritten:

"(c) The Department of Adult Correction shall report ~~quarterly~~ annually by September 1 of each year to the Joint Legislative Oversight Committee on Justice and Public Safety and the chairs of the Justice and Public Safety Appropriations Committees ~~on~~ on all of the following:

...

Reports ~~submitted on August 1~~ shall include totals for the previous fiscal year for all the information requested."

**SECTION 17.13.(b)** This section is effective when it becomes law and applies to reports submitted on or after that date.



GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DAC-H15-P

Department of Adult Correction  
House Appropriations, Justice and Public Safety

***STUDY THE COST COMPARISONS OF THE CURRENT DELIVERY OF HEALTHCARE SERVICES IN STATE PRISONS AND THE DELIVERY OF THOSE SERVICES UTILIZING CONTRACT HEALTHCARE PROVIDERS***

**SECTION 17.14.** No later than March 1, 2026, the Department of Adult Correction shall report to the Joint Legislative Oversight Committee on Justice and Public Safety, the Fiscal Research Division, the House Appropriations Committee on Justice and Public Safety, and the Senate Appropriations Committee on Justice and Public Safety regarding the following items:

- (1) The structure of the current delivery of healthcare services in State prisons.
- (2) The costs, in general and for specific treatments and procedures, associated with the current delivery of healthcare services in State prisons.
- (3) A proposed structure for the future delivery of healthcare services in State prisons utilizing contract healthcare services.
- (4) The costs, in general and for specific treatments and procedures, associated with the proposed future delivery of healthcare services in State prisons based upon the proposal created pursuant to subdivision (3) of this section.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DOJ-H1(S18.1)i

Department of Justice  
House Appropriations, Justice and Public Safety

**USE OF SEIZED AND FORFEITED PROPERTY**

**SECTION 18.1.(a)** Seized and forfeited assets transferred to the Department of Justice during the 2025-2027 fiscal biennium pursuant to applicable federal law shall be credited to the budget of the Department of Justice and shall result in an increase of law enforcement resources for the Department of Justice. The Department of Justice shall make the following reports to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety:

- (1) A report upon receipt of any assets.
- (2) A report that shall be made prior to use of the assets on their intended use and the departmental priorities on which the assets may be expended.
- (3) A report on receipts, expenditures, encumbrances, and availability of these assets for the previous fiscal year, which shall be made no later than September 1 of each year.

**SECTION 18.1.(b)** The General Assembly finds that the use of seized and forfeited assets transferred pursuant to federal law for new personnel positions, new projects, acquisition of real property, repair of buildings where the repair includes structural change, and construction of or additions to buildings may result in additional expenses for the State in future fiscal periods. Therefore, the Department of Justice is prohibited from using these assets for such purposes without the prior approval of the General Assembly.

**SECTION 18.1.(c)** Nothing in this section prohibits State law enforcement agencies from receiving funds from the United States Department of Justice, the United States Department of the Treasury, and the United States Department of Health and Human Services.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-DPS-H3(S19.3)-P

Department of Public Safety  
House Appropriations, Justice and Public Safety

***NO TRANSFER OF POSITIONS TO OTHER STATE AGENCIES***

**SECTION 19.3.(a)** Notwithstanding any other provision of law, and except as otherwise provided in subsection (b) of this section, the Office of State Budget and Management shall not transfer any positions, personnel, or funds from the Department of Public Safety to any other State agency during the 2025-2027 fiscal biennium unless the transfer was included in the base budget for one or both fiscal years of the biennium.

**SECTION 19.3.(b)** This section shall not apply to (i) consolidation of information technology positions into the Department of Information Technology pursuant to G.S. 143B-1325 or (ii) transfers of positions, personnel, or funds required or otherwise authorized by legislation enacted during the 2023-2025 fiscal biennium or the 2025-2027 fiscal biennium.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DPS-H4(S19.4)i

Department of Public Safety  
House Appropriations, Justice and Public Safety

***ADD OFFENSES FOR WHICH ORDERS FOR ELECTRONIC SURVEILLANCE MAY BE GRANTED***

**SECTION 19.4.(a)** G.S. 15A-290 reads as rewritten:

**"§ 15A-290. Offenses for which orders for electronic surveillance may be granted.**

(a) Orders authorizing or approving the interception of wire, oral, or electronic communications may be granted, subject to the provisions of this Article and Chapter 119 of Title 18 of the United States Code, when the interception does any of the following:

- (1) May provide or has provided evidence of the commission of, or any conspiracy to commit, any of the following:
  - a. Any of the drug-trafficking violations listed in G.S. 90-95(h).
  - b. A continuing criminal enterprise in violation of G.S. 90-95.1.
  - c. The offense of money laundering in violation of G.S. 14-118.8.
- (2) May expedite the apprehension of persons indicted for the commission of, or any conspiracy to commit, an offense listed in subdivision (1) of this subsection.

...

(c) Orders authorizing or approving the interception of wire, oral, or electronic communications may be granted, subject to the provisions of this Article and Chapter 119 of Title 18 of the United States Code, when the interception may provide, or has provided, evidence of any of the following offenses, or any conspiracy to commit these offenses, or when the interception may expedite the apprehension of persons indicted for the commission of these offenses:

- (1) Any felony offense against a minor, including any violation of G.S. 14-27.31 (Sexual activity by a substitute parent or custodian), G.S. 14-27.32 (Sexual activity with a student), G.S. 14-41 (Abduction of children), G.S. 14-43.11 (Human trafficking), G.S. 14-43.12 (Involuntary servitude), G.S. 14-43.13 (Sexual servitude), G.S. 14-190.16 (First degree sexual exploitation of a minor), G.S. 14-190.17 (Second degree sexual exploitation of a minor), G.S. 14-202.1 (Taking indecent liberties with children), G.S. 14-205.2(c) or (d) (Patronizing a prostitute who is a minor or has a mental disability), or G.S. 14-205.3(b) (Promoting prostitution of a minor or a person who has a mental disability).
- (2) Any felony obstruction of a criminal investigation, including any violation of G.S. 14-221.1 (Altering, destroying, or stealing evidence of criminal conduct).
- (3) Any felony offense involving interference with, or harassment or intimidation of, jurors or witnesses, including any violation of G.S. 14-225.2 or G.S. 14-226.
- (4) Any felony offense involving assault or threats against any executive or legislative officer in violation of Article 5A of Chapter 14 of the General

1 Statutes or assault with a firearm or other deadly weapon upon governmental  
2 officers or employees in violation of G.S. 14-34.2.

3 (5) Any offense involving the manufacture, assembly, possession, storage,  
4 transportation, sale, purchase, delivery, or acquisition of weapons of mass  
5 death or destruction in violation of G.S. 14-288.8 or the adulteration or  
6 misbranding of food, drugs, cosmetics, etc., with the intent to cause serious  
7 injury in violation of G.S. 14-34.4.

8 (6) Any felony offense involving human trafficking of an adult, including any  
9 violation of G.S. 14-43.11 (Human trafficking), G.S. 14-43.12 (Involuntary  
10 servitude), or G.S. 14-43.13 (Sexual servitude).

11 ...."

12 **SECTION 19.4.(b)** This section becomes effective December 1, 2025, and applies  
13 to offenses committed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-DPS-H5(S19.5)i

Department of Public Safety  
House Appropriations, Justice and Public Safety

**USE OF SEIZED AND FORFEITED PROPERTY**

**SECTION 19.5.(a)** Seized and forfeited assets transferred to the Alcohol Law Enforcement Division of the Department of Public Safety (ALE) during the 2025-2027 fiscal biennium pursuant to applicable federal law shall be credited to the budget of the ALE and shall result in an increase of law enforcement resources for the ALE. The ALE shall make the following reports to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety:

- (1) A report upon receipt of any assets.
- (2) A report that shall be made prior to use of the assets on their intended use and the departmental priorities on which the assets may be expended.
- (3) A report on receipts, expenditures, encumbrances, and availability of these assets for the previous fiscal year, which shall be made no later than September 1 of each year.

**SECTION 19.5.(b)** The General Assembly finds that the use of seized and forfeited assets transferred pursuant to federal law for new personnel positions, new projects, acquisition of real property, repair of buildings where the repair includes structural change, and construction of or additions to buildings may result in additional expenses for the State in future fiscal periods. Therefore, the ALE is prohibited from using these assets for such purposes without the prior approval of the General Assembly.

**SECTION 19.5.(c)** Nothing in this section prohibits State law enforcement agencies from receiving funds from the United States Department of Justice, the United States Department of the Treasury, and the United States Department of Health and Human Services.

**SECTION 19.5.(d)** The Joint Legislative Oversight Committee on Justice and Public Safety shall study the impact on State and local law enforcement efforts of the receipt of seized and forfeited assets. The Committee shall report its findings and recommendations prior to the convening of the 2026 Regular Session of the 2025 General Assembly.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-EMER-H3(S19.6)i

Emergency Management  
House Appropriations, Justice and Public Safety

***EXPAND SCOPE OF RESPONDER ASSISTANCE INITIATIVE***

**SECTION 19.6.** In addition to the persons already allowed to utilize the service, the Division of Emergency Management of the Department of Public Safety shall allow emergency management workers responding to disaster relief and recovery efforts in an affected area, as defined in Section 1.4 of S.L. 2024-53, to utilize the services provided under the Responder Assistance Initiative. For purposes of this section, the term "emergency management worker" means any full- or part-time paid, volunteer, or auxiliary employee of the State or any political subdivision thereof who qualifies as an "emergency management worker" under G.S. 166A-19.60.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-NCNG-H1(S19.7)-P

North Carolina National Guard  
House Appropriations, Justice and Public Safety

**GENERAL ASSEMBLY CONFIRMATION OF ADJUTANT GENERAL**

**SECTION 19.7.(a)** G.S. 127A-19 reads as rewritten:

**"§ 127A-19. Adjutant General.**

(a) The military head of the militia shall be the Adjutant General who shall hold the rank of major general with federal recognition at time of appointment or attain the rank of major general pursuant to this section. The Adjutant General shall be appointed by the Governor in the Governor's capacity as commander in chief of the militia, in consultation with the Secretary of Public Safety, and shall be subject to confirmation by the General Assembly by joint resolution.

The Governor shall submit the name of the person to be appointed, for confirmation by the General Assembly, to the General Assembly by May 1 of the year in which the Adjutant General is to be appointed. If the Governor does not submit the name by that date, the President Pro Tempore of the Senate and the Speaker of the House of Representatives shall submit a name to the General Assembly on or before May 15 of the same year. The appointment shall then be made by enactment of a bill. The bill shall state the name of the person being appointed, the office to which the appointment is being made, the residence of the appointee, and that the appointment is made upon the joint recommendation of the Speaker of the House of Representatives and the President Pro Tempore of the Senate. If there is no vacancy in the office of the Adjutant General and a bill that would confirm the appointment of the person as Adjutant General fails a reading in either chamber of the General Assembly, then the Governor shall submit a new name within 30 days.

Following appointment pursuant to this section, the Adjutant General shall serve at the pleasure of the Governor. The Adjutant General, while holding this office, shall be a member of the active North Carolina National Guard. If an appointed Adjutant General does not attain the rank of major general with federal recognition within a reasonable period of time from the date of appointment, the Governor shall replace the Adjutant General with an appointee who meets the criteria in-in, and is appointed in accordance with, this section. A "reasonable period of time" shall take into account time in grade requirements for promotion or promotions and administrative periods necessary to complete the promotion process.

(a1) In case of a vacancy in the office of the Adjutant General, the name of the Adjutant General's successor shall be submitted by the Governor to the General Assembly not later than 60 days after the vacancy arises. If a vacancy arises in the office when the General Assembly is not in session, an acting Adjutant General shall be appointed by the Governor to serve pending confirmation by the General Assembly. However, in no event shall an acting Adjutant General serve (i) for more than 12 months without General Assembly confirmation or (ii) after a bill that would confirm the appointment of the person as Adjutant General fails a reading in either chamber of the General Assembly.

...."

**SECTION 19.7.(b)** This section is effective when it becomes law.



GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-NCNG-H2(S19.8)i

North Carolina National Guard  
House Appropriations, Justice and Public Safety

**MILITARY JUDGES OF THE NORTH CAROLINA NATIONAL GUARD APPOINTMENT  
MODIFICATIONS**

**SECTION 19.8.(a)** G.S. 127A-50 reads as rewritten:

**"§ 127A-50. Summary courts-martial.**

(a) In the North Carolina National Guard, not in the service of the United States, summary courts-martial may be appointed by any of the following:

- (1) Any person who may convene a general or special court-martial.
- (2) The commander of a battalion, comparable or higher command of the North Carolina Army National Guard, provided that the commander is an officer of the grade of major or above.
- (3) The commander of a detached squadron, comparable or higher command of the North Carolina Air National Guard, provided that the commander is an officer of the grade of major or above.

(b) ~~The court acting under this section shall consist of one officer who shall have the power to administer oaths and try enlisted personnel of each respective command for breaches of discipline and violations of laws governing those organizations. These courts shall also have the power to impose punishments in like manner and to the extent prescribed by the Uniform Code of Military Justice and Manual for Courts Martial, United States, as shall be in use by the Armed Forces of the United States at the time of the offense, except that no officer, the State military judge, and a judge advocate detailed to the court as a hearing officer. A summary court-martial shall have the authority to impose fines of not more than five hundred dollars (\$500.00), to impose forfeitures of two-thirds pay for one month, to restrict to limits, to impose extra duty, and to reduce the rank of enlisted persons E7 and above by up to two ranks and enlisted persons E6 and below to the rank of E1.~~

(c) ~~No court acting under this section~~ shall have the authority to impose confinement as part of a sentence.

(d) There shall be no right during summary courts-martial to demand trial by court-martial."

**SECTION 19.8.(b)** G.S. 127A-50.1 reads as rewritten:

**"§ 127A-50.1. Military judges.**

The Adjutant General shall appoint military judges to preside over courts-martial of the North Carolina National Guard not in federal service. Minimum requirements for appointment as a military judge ~~are~~ are the following:

- (1) ~~Certification as a military judge by the Judge Advocate General of the United States Army, Air Force, Navy, Marines, or Coast Guard.~~
- (2) Designation as a judge advocate by the Judge Advocate General of the United States Army, Navy, Air Force, Marines, or Coast Guard.
- (3) Membership in the North Carolina National Guard, the National Guard of another state, or the active or reserve components of the Armed Forces of the United States.
- (4) A member in good standing for at least 10 years of either of the following:

1                   a.       The bar of the highest court of this State or any other state.

2                   b.       The bar of a federal court.

3           (5)       Hold the rank of lieutenant colonel or above."

4           **SECTION 19.8.(c)** Subsection (a) of this section is effective when it becomes law  
5 and applies to summary courts-martial initiated on or after that date. Subsection (b) of this section  
6 is effective when it becomes law and applies to military judges serving on or after that date,  
7 except the requirements of G.S. 127A-50.1, as amended by subsection (b) of this section, shall  
8 only apply to appointments made on or after that date. The remainder of this section is effective  
9 when it becomes law.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-JUV-H1(S19.10)-P

Division of Juvenile Justice and Delinquency Prevention - DPS  
House Appropriations, Justice and Public Safety

***LIMIT USE OF COMMUNITY PROGRAM FUNDS***

**SECTION 19.10.(a)** Funds appropriated in this act to the Department of Public Safety for the 2025-2027 fiscal biennium for community program contracts, that are not required for or used for community program contracts, may be used only for the following:

- (1) Other statewide residential programs that provide Level 2 intermediate dispositional alternatives for juveniles.
- (2) Statewide community programs that provide Level 2 intermediate dispositional alternatives for juveniles.
- (3) Regional programs that are collaboratives of two or more Juvenile Crime Prevention Councils which provide Level 2 intermediate dispositional alternatives for juveniles.
- (4) The Juvenile Crime Prevention Council funds to be used for the Level 2 intermediate dispositional alternatives for juveniles listed in G.S. 7B-2506(13) through (23).

**SECTION 19.10.(b)** Funds appropriated by this act to the Department of Public Safety for the 2025-2027 fiscal biennium for community programs may not be used for staffing, operations, maintenance, or any other expenses of youth development centers or detention facilities.

**SECTION 19.10.(c)** The Department of Public Safety shall submit an electronic report by October 1 of each year of the 2025-2027 fiscal biennium on all expenditures made in the preceding fiscal year from the miscellaneous contract line in Budget Fund 102715 to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety and the Fiscal Research Division. The report shall include all of the following: an itemized list of the contracts that have been executed, the amount of each contract, the date the contract was executed, the purpose of the contract, the number of juveniles that will be served and the manner in which they will be served, the amount of money transferred to the Juvenile Crime Prevention Council fund, and an itemized list of grants allocated from the funds transferred to the Juvenile Crime Prevention Council fund.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-JUV-H2(S19.11)i

Division of Juvenile Justice and Delinquency Prevention - DPS  
House Appropriations, Justice and Public Safety

**MODIFY APPOINTMENT REQUIREMENTS FOR JUVENILE FORENSIC EVALUATORS**

**SECTION 19.11.(a)** Article 24 of Chapter 7B of the General Statutes reads as rewritten:

"Article 24.  
"Hearing Procedures.

...

**"§ 7B-2401.1. Definitions.**

The following definitions apply in this Article:

...

(5a) Local Management Entity/Managed Care Organization or LME/MCO. – As defined in G.S. 122C-3.

...

**"§ 7B-2401.2. Procedures to determine capacity; hearing procedures; evidence.**

...

(b) When the capacity of the juvenile to proceed is questioned, the court may appoint one or more local certified forensic evaluators employed by, or under contract with, a Local Management Entity/Managed Care Organization (LME/MCO), and paid by the LME/MCO with public funds, who are qualified by the Department of Health and Human Services to conduct forensic evaluations for juveniles to examine the juvenile and return a forensic evaluation report. Reports so prepared are admissible at the hearing. The court may call any expert so appointed to testify at the hearing with or without the request of either party. This subsection shall not be construed to limit the juvenile's right to retain his or her own expert or the State's right to obtain its own expert.

...

**"§ 7B-2401.3. Juvenile forensic evaluation credentialing; conducting forensic evaluations; written reports; compensation of experts.**

...

~~(h) Any forensic evaluator appointed by the court to conduct a forensic evaluation, ordered pursuant to G.S. 7B-2401.2, shall receive a reasonable fee for such service. The fee shall be determined for each forensic evaluation by the appointing court, in accordance with reimbursement guidelines maintained by the North Carolina Administrative Office of the Courts. If any such forensic evaluator is required to appear as a witness in any hearing held pursuant to this section, the forensic evaluator shall receive reimbursement for expenses according to guidelines maintained by the North Carolina Administrative Office of the Courts.~~

...."

**SECTION 19.11.(b)** This section becomes effective December 1, 2025, and applies to forensic evaluators appointed on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-SBI-H1(S20.1)i

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

**USE OF SEIZED AND FORFEITED PROPERTY**

**SECTION 20.1.(a)** Seized and forfeited assets transferred to the State Bureau of Investigation (SBI) during the 2025-2027 fiscal biennium pursuant to applicable federal law shall be credited to the budget of the SBI and shall result in an increase of law enforcement resources for the SBI. The SBI shall make the following reports to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety:

- (1) A report upon receipt of any assets.
- (2) A report that shall be made prior to use of the assets on their intended use and the departmental priorities on which the assets may be expended.
- (3) A report on receipts, expenditures, encumbrances, and availability of these assets for the previous fiscal year, which shall be made no later than September 1 of each year.

**SECTION 20.1.(b)** The General Assembly finds that the use of seized and forfeited assets transferred pursuant to federal law for new personnel positions, new projects, acquisition of real property, repair of buildings where the repair includes structural change, and construction of or additions to buildings may result in additional expenses for the State in future fiscal periods. Therefore, the SBI is prohibited from using these assets for such purposes without the prior approval of the General Assembly.

**SECTION 20.1.(c)** Nothing in this section prohibits State law enforcement agencies from receiving funds from the United States Department of Justice, the United States Department of the Treasury, and the United States Department of Health and Human Services.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-SBI-H2(S20.2)i

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

***NO TRANSFER OF POSITIONS TO OTHER STATE AGENCIES***

**SECTION 20.2.(a)** Notwithstanding any other provision of law, and except as otherwise provided in subsection (b) of this section, the Office of State Budget and Management shall not transfer any positions, personnel, or funds from the State Bureau of Investigation to any other State agency during the 2025-2027 fiscal biennium unless the transfer was included in the base budget for one or both fiscal years of the biennium.

**SECTION 20.2.(b)** This section shall not apply to consolidation of information technology positions into the Department of Information Technology pursuant to G.S. 143B-1325.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-SBI-H3(S20.3)i

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

**TECHNICAL CORRECTIONS RELATED TO MAKING THE STATE BUREAU OF INVESTIGATION AN INDEPENDENT DEPARTMENT**

**SECTION 20.3.(a)** G.S. 18B-902(b) reads as rewritten:

"(b) Investigation. – Before issuing a new permit, the Commission, with the assistance of the ALE Division, shall investigate the applicant and the premises for which the permit is requested. The Commission may request the assistance of local ABC officers in investigating applications. An applicant shall cooperate fully with the investigation.

The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide a criminal record check to the ALE Division for a person who has applied for a permit through the Commission. The ALE Division shall provide to the ~~Department of Public Safety, Bureau~~, along with the request, the fingerprints of the applicant, any additional information required by the ~~Department of Public Safety, Bureau~~, and a form signed by the applicant consenting to the check of the criminal record and to the use of the fingerprints and other identifying information required by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to the State Bureau of Investigation~~ used for a search of the State's criminal history record file, and the ~~State Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of Investigation for a national criminal history check. The ALE Division and the Commission shall keep all information pursuant to this subsection privileged, in accordance with applicable State law and federal guidelines, and the information shall be confidential and shall not be a public record under Chapter 132 of the General Statutes.

The ~~Department of Public Safety~~ Bureau may charge each applicant a fee for conducting the checks of criminal history records authorized by this subsection."

**SECTION 20.3.(b)** G.S. 74C-8.1(a) reads as rewritten:

"(a) Authorization. – Upon receipt of an application for a license, registration, certification, or permit, the Board shall conduct a background investigation to determine whether the applicant meets the requirements for a license, registration, certification, or permit set out in G.S. 74C-8(d). The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide a criminal record check to the Board for a person who has applied for a new or renewal license, registration, certification, or permit through the Board. The Board shall provide to the ~~Department of Public Safety, Bureau~~, along with the request, the fingerprints of a new applicant, and the ~~Department of Public Safety~~ Bureau shall provide a criminal record check based upon the applicant's fingerprints. The Board may request a criminal record check from the ~~Department of Public Safety~~ Bureau for a renewal applicant based upon the applicant's fingerprints in accordance with policy adopted by the Board. The Board shall provide any additional information required by the ~~Department of Public Safety~~ Bureau and a form signed by the applicant consenting to the check of the criminal record and to the use of the fingerprints and other identifying information required by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to the State Bureau of Investigation~~ used for a search of the State's criminal history record file, and the ~~State Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of Investigation for a national criminal history check. The ~~Department of~~

1 ~~Public Safety Bureau~~ may charge each applicant a fee for conducting the checks of criminal  
2 history records authorized by this subsection.

3 The Board may require a new or renewal applicant to obtain a criminal record report from  
4 one or more reporting services designated by the Board to provide criminal record reports.  
5 Applicants are required to pay the designated reporting service for the cost of these reports."

6 **SECTION 20.3.(c)** G.S. 74D-2.1(a) reads as rewritten:

7 "(a) Authorization. – Upon receipt of an application for a license or registration, the Board  
8 shall conduct a background investigation to determine whether the applicant meets the  
9 requirements for a license or registration as set out in G.S. 74D-2(d). The ~~Department of Public~~  
10 ~~Safety State Bureau of Investigation (Bureau)~~ may provide a criminal record check to the Board  
11 for a person who has applied for a new or renewal license or registration through the Board. The  
12 Board shall provide to the ~~Department of Public Safety, Bureau,~~ along with the request, the  
13 fingerprints of a new applicant, and the ~~Department of Public Safety Bureau~~ shall provide a  
14 criminal record check based upon the applicant's fingerprints. The Board may request a criminal  
15 record check from the ~~Department of Public Safety Bureau~~ for a renewal applicant based upon  
16 the applicant's fingerprints in accordance with policy adopted by the Board. The Board shall  
17 provide any additional information required by the ~~Department of Public Safety Bureau~~ and a  
18 form signed by the applicant consenting to the check of the criminal record and to the use of the  
19 fingerprints and other identifying information required by the State or national repositories. The  
20 applicant's fingerprints shall be forwarded to the ~~State Bureau of Investigation~~ used for a search  
21 of the State's criminal history record file, and the ~~State Bureau of Investigation~~ shall forward a  
22 set of the fingerprints to the Federal Bureau of Investigation for a national criminal history check.  
23 The ~~Department of Public Safety Bureau~~ may charge each applicant a fee for conducting the  
24 checks of criminal history records authorized by this subsection.

25 The Board may require a new or renewal applicant to obtain a criminal record report from  
26 one or more reporting services designated by the Board to provide criminal record reports.  
27 Applicants are required to pay the designated reporting service for the cost of these reports."

28 **SECTION 20.3.(d)** G.S. 84-24 reads as rewritten:

29 **"§ 84-24. Admission to practice.**

30 For the purpose of examining applicants and providing rules and regulations for admission  
31 to the Bar including the issuance of license therefor, there is hereby created the Board of Law  
32 Examiners, which shall consist of 11 members of the Bar, elected by the Council, who need not  
33 be members of the Council. No teacher in any law school, however, shall be eligible. The  
34 members of the Board of Law Examiners elected from the Bar shall each hold office for a term  
35 of three years.

36 The Board of Law Examiners shall elect a member of the Board as chair thereof, and the  
37 Board may employ an executive secretary and provide such assistance as may be required to  
38 enable the Board to perform its duties promptly and properly. The chair and any employees shall  
39 serve for a period of time determined by the Board.

40 The examination shall be held in the manner and at the times as the Board of Law Examiners  
41 may determine.

42 The Board of Law Examiners shall have full power and authority to make or cause to be made  
43 such examinations and investigations as may be deemed by it necessary to satisfy it that the  
44 applicants for admission to the Bar possess the qualifications of character and general fitness  
45 requisite for an attorney and counselor-at-law and to this end the Board of Law Examiners shall  
46 have the power of subpoena and to summons and examine witnesses under oath and to compel  
47 their attendance and the production of books, papers and other documents and writings deemed  
48 by it to be necessary or material to the inquiry and shall also have authority to employ and provide  
49 assistance as may be required to enable it to perform its duties promptly and properly. Records,  
50 papers, and other documents containing information collected and compiled by the Board or its  
51 members or employees as a result of investigations, inquiries, or interviews conducted in



1 connection with examinations or licensing matters, are not public records within the meaning of  
2 Chapter 132 of the General Statutes.

3 All applicants for admission to the Bar shall be fingerprinted to determine whether the  
4 applicant has a record of criminal conviction in this State or in any other state or jurisdiction. The  
5 information obtained as a result of the fingerprinting of an applicant shall be limited to the official  
6 use of the Board of Law Examiners in determining the character and general fitness of the  
7 applicant.

8 The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide a  
9 criminal record check to the Board of Law Examiners for a person who has applied for a license  
10 through the Board. The Board shall provide to the ~~Department of Public Safety, Bureau,~~ along  
11 with the request, the fingerprints of the applicant, any additional information required by the  
12 ~~Department of Public Safety, Bureau,~~ and a form signed by the applicant consenting to the check  
13 of the criminal record and to the use of the fingerprints and other identifying information required  
14 by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to the State~~  
15 ~~Bureau of Investigation used~~ for a search of the State's criminal history record file, and the ~~State~~  
16 ~~Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of  
17 Investigation for a national criminal history check. The Board shall keep all information pursuant  
18 to this subsection privileged, in accordance with applicable State law and federal guidelines, and  
19 the information shall be confidential and shall not be a public record under Chapter 132 of the  
20 General Statutes.

21 The ~~Department of Public Safety Bureau~~ may charge each applicant a fee for conducting the  
22 checks of criminal history records authorized by this section.

23 The Board of Law Examiners, subject to the approval of the Council, shall by majority vote,  
24 from time to time, make, alter, and amend such rules and regulations for admission to the Bar as  
25 in their judgment shall promote the welfare of the State and the profession: Provided, that no  
26 change in the educational requirements for admission to the Bar that establishes an additional or  
27 greater requirement shall become effective until two years after the date of the adoption of the  
28 change.

29 All rules and regulations, and modifications, alterations and amendments thereof, shall be  
30 recorded and promulgated as provided in G.S. 84-21 in relation to the certificate of organization  
31 and the rules and regulations of the Council.

32 Whenever the Council shall order the restoration of license to any person as authorized by  
33 G.S. 84-32, it shall be the duty of the Board of Law Examiners to issue a written license to the  
34 person, noting thereon that the license is issued in compliance with an order of the Council,  
35 whether the license to practice law was issued by the Board of Law Examiners or the Supreme  
36 Court in the first instance.

37 Appeals from the Board shall be had in accordance with rules or procedures as may be  
38 approved by the Supreme Court as may be submitted under G.S. 84-21 or as may be promulgated  
39 by the Supreme Court."

40 **SECTION 20.3.(e)** G.S. 90D-7(c) reads as rewritten:

41 "(c) The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide  
42 a criminal record check to the Board for a person who has applied for a new, provisional, or  
43 renewal license through the Board. The Board shall provide to the ~~Department of Public Safety,~~  
44 Bureau, along with the request, the fingerprints of the applicant, any additional information  
45 required by the ~~Department of Public Safety, Bureau,~~ and a form signed by the applicant  
46 consenting to the check of the criminal record and to the use of the fingerprints and other  
47 identifying information required by the State or national repositories. The applicant's fingerprints  
48 shall be ~~forwarded to the State Bureau of Investigation used~~ for a search of the State's criminal  
49 history record file, and the ~~State Bureau of Investigation~~ shall forward a set of the fingerprints to  
50 the Federal Bureau of Investigation for a national criminal history check. The Board shall keep  
51 all information pursuant to this subdivision privileged, in accordance with applicable State law

1 and federal guidelines, and the information shall be confidential and shall not be a public record  
2 under Chapter 132 of the General Statutes.

3 The ~~Department of Public Safety-Bureau~~ may charge each applicant a fee for conducting the  
4 checks of criminal history records authorized by this subsection."

5 **SECTION 20.3.(f)** G.S. 90-11(b) reads as rewritten:

6 "(b) The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide  
7 a criminal record check to the Board for a person who has applied for a license through the Board.  
8 The Board shall provide to the ~~Department of Public Safety, Bureau,~~ along with the request, the  
9 fingerprints of the applicant, any additional information required by the ~~Department of Public~~  
10 ~~Safety, Bureau,~~ and a form signed by the applicant consenting to the check of the criminal record  
11 and to the use of the fingerprints and other identifying information required by the State or  
12 national repositories. The applicant's fingerprints shall be ~~forwarded to the State Bureau of~~  
13 ~~Investigation-used~~ for a search of the State's criminal history record file, and the ~~State-Bureau of~~  
14 ~~Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of Investigation for a  
15 national criminal history check. The Board shall keep all information pursuant to this subsection  
16 privileged, in accordance with applicable State law and federal guidelines, and the information  
17 shall be confidential and shall not be a public record under Chapter 132 of the General Statutes.

18 The ~~Department of Public Safety-Bureau~~ may charge each applicant a fee for conducting the  
19 checks of criminal history records authorized by this subsection. The Board has the authority to  
20 collect this fee from each applicant and remit it to the ~~Department of Public Safety-Bureau.~~"

21 **SECTION 20.3.(g)** G.S. 90-30(b) reads as rewritten:

22 "(b) The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide  
23 a criminal record check to the North Carolina State Board of Dental Examiners for a person who  
24 has applied for a license through the Board. The Board shall provide to the ~~Department of Public~~  
25 ~~Safety, Bureau,~~ along with the request, the fingerprints of the applicant, any additional  
26 information required by the ~~Department of Public Safety, Bureau,~~ and a form signed by the  
27 applicant consenting to the check of the criminal record and to the use of the fingerprints and  
28 other identifying information required by the State or national repositories. The applicant's  
29 fingerprints shall be ~~forwarded to the State Bureau of Investigation-used~~ for a search of the State's  
30 criminal history record file, and the ~~State-Bureau of Investigation~~ shall forward a set of the  
31 fingerprints to the Federal Bureau of Investigation for a national criminal history check. The  
32 Board shall keep all information pursuant to this subsection privileged, in accordance with  
33 applicable State law and federal guidelines, and the information shall be confidential and shall  
34 not be a public record under Chapter 132 of the General Statutes.

35 The ~~Department of Public Safety-Bureau~~ may charge each applicant a fee for conducting the  
36 checks of criminal history records authorized by this subsection."

37 **SECTION 20.3.(h)** G.S. 90-102.1(d) reads as rewritten:

38 "(d) Criminal Record Check. – The ~~Department of Public Safety~~ State Bureau of  
39 Investigation (Bureau) may provide a criminal record check to the Department of Health and  
40 Human Services for a person who has applied for a new or renewal registration. The Department  
41 of Health and Human Services shall provide to the ~~Department of Public Safety, Bureau,~~ along  
42 with the request, the fingerprints of the applicant, any additional information required by the  
43 ~~Department of Public Safety, Bureau,~~ and a form signed by the applicant consenting to the check  
44 of the criminal record and to the use of the fingerprints and other identifying information required  
45 by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to the State~~  
46 ~~Bureau of Investigation-used~~ for a search of the State's criminal history record file, and the ~~State~~  
47 ~~Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of  
48 Investigation for a national criminal history check. The Department of Health and Human  
49 Services shall keep all information pursuant to this subsection privileged, in accordance with  
50 applicable State law and federal guidelines, and the information shall be confidential and shall  
51 not be a public record under Chapter 132 of the General Statutes. The ~~Department of Public~~

1 ~~Safety Bureau~~ may charge each applicant a fee for conducting the checks of criminal history  
2 records authorized by this subsection."

3 **SECTION 20.3.(i)** G.S. 90-210.25(a)(5)h. reads as rewritten:

4 "h. ~~The Department of Public Safety~~ State Bureau of Investigation  
5 (Bureau) may provide a criminal record check to the Board for a  
6 person who has applied for a new or renewal license, or certification  
7 through the Board. The Board shall provide to the ~~Department of~~  
8 ~~Public Safety, Bureau,~~ along with the request, the fingerprints of the  
9 applicant, any additional information required by the ~~Department of~~  
10 ~~Public Safety, Bureau,~~ and a form signed by the applicant consenting  
11 to the check of the criminal record and to the use of the fingerprints  
12 and other identifying information required by the State or national  
13 repositories. The applicant's fingerprints shall be ~~forwarded to the~~  
14 ~~State Bureau of Investigation~~ used for a search of the State's criminal  
15 history record file, and the ~~State Bureau of Investigation~~ shall forward  
16 a set of the fingerprints to the Federal Bureau of Investigation for a  
17 national criminal history check. The Board shall keep all information  
18 pursuant to this subdivision privileged, in accordance with applicable  
19 State law and federal guidelines, and the information shall be  
20 confidential and shall not be a public record under Chapter 132 of the  
21 General Statutes.

22 The ~~Department of Public Safety Bureau~~ may charge each applicant a fee  
23 for conducting the checks of criminal history records authorized by this  
24 subdivision."

25 **SECTION 20.3.(j)** G.S. 90-224(c) reads as rewritten:

26 "(c) ~~The Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide  
27 a criminal record check to the Board for a person who has applied for a new or renewal license  
28 through the Board. The Board shall provide to the ~~Department of Public Safety, Bureau,~~ along  
29 with the request, the fingerprints of the applicant, any additional information required by the  
30 ~~Department of Public Safety, Bureau,~~ and a form signed by the applicant consenting to the check  
31 of the criminal record and to the use of the fingerprints and other identifying information required  
32 by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to the State~~  
33 ~~Bureau of Investigation~~ used for a search of the State's criminal history record file, and the ~~State~~  
34 ~~Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of  
35 Investigation for a national criminal history check. The Board shall keep all information pursuant  
36 to this subsection privileged, in accordance with applicable State law and federal guidelines, and  
37 the information shall be confidential and shall not be a public record under Chapter 132 of the  
38 General Statutes.

39 The ~~Department of Public Safety Bureau~~ may charge each applicant a fee for conducting the  
40 checks of criminal history records authorized by this subsection."

41 **SECTION 20.3.(k)** G.S. 93A-4(b1) reads as rewritten:

42 "(b1) ~~The Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide  
43 a criminal record check to the Commission for a person who has applied for a license through  
44 the Commission. The Commission shall provide to the ~~Department of Public Safety, Bureau,~~  
45 along with the request, the fingerprints of the applicant, any additional information required by  
46 the ~~Department of Public Safety, Bureau,~~ and a form signed by the applicant consenting to the  
47 check of the criminal record and to the use of the fingerprints and other identifying information  
48 required by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to~~  
49 ~~the State Bureau of Investigation~~ used for a search of the State's criminal history record file, and  
50 the ~~State Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of  
51 Investigation for a national criminal history check. The Commission shall keep all information

1 pursuant to this subsection privileged, in accordance with applicable State law and federal  
2 guidelines, and the information shall be confidential and shall not be a public record under  
3 Chapter 132 of the General Statutes.

4 The ~~Department of Public Safety~~ Bureau may charge each applicant a fee for conducting the  
5 checks of criminal history records authorized by this subsection."

6 **SECTION 20.3.(l)** G.S. 95-47.2(d)(2a) reads as rewritten:

7 "(2a) The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may  
8 provide a criminal record check to the Commissioner for a person or agency  
9 who has applied for a license through the Commissioner. The Commissioner  
10 shall provide to the ~~Department of Public Safety, Bureau,~~ along with the  
11 request, the fingerprints of all applicants, any additional information required  
12 by the ~~Department of Public Safety, Bureau,~~ and a form signed by the  
13 applicants consenting to the check of the criminal record and to the use of the  
14 fingerprints and other identifying information required by the State or national  
15 repositories. The applicants' fingerprints shall be ~~forwarded to the State~~  
16 ~~Bureau of Investigation used~~ for a search of the State's criminal history record  
17 file, and the ~~State Bureau of Investigation~~ shall forward a set of the  
18 fingerprints to the Federal Bureau of Investigation for a national criminal  
19 history check. The Commissioner shall keep all information pursuant to this  
20 subdivision privileged, in accordance with applicable State law and federal  
21 guidelines, and the information shall be confidential and shall not be a public  
22 record under Chapter 132 of the General Statutes.

23 The ~~Department of Public Safety~~ Bureau may charge each applicant a fee  
24 for conducting the checks of criminal history records authorized by this  
25 subdivision."

26 **SECTION 20.3.(m)** G.S. 110-90.2(c) reads as rewritten:

27 "(c) The ~~Department of Public Safety~~ State Bureau of Investigation shall provide to the  
28 Division of Child Development, Department of Health and Human Services, the criminal history  
29 from the State and National Repositories of Criminal Histories of any child care provider as  
30 requested by the Division.

31 The Division shall provide to the ~~Department of Public Safety, State Bureau of Investigation,~~  
32 along with the request, the fingerprints of the provider to be checked, any additional information  
33 required by the ~~Department of Public Safety, State Bureau of Investigation,~~ and a form  
34 consenting to the check of the criminal record and to the use of fingerprints and other identifying  
35 information required by the repositories signed by the child care provider to be checked. The  
36 fingerprints of the provider shall be ~~forwarded to the State Bureau of Investigation used~~ for a  
37 search of their criminal history record file and the State Bureau of Investigation shall forward a  
38 set of fingerprints to the Federal Bureau of Investigation for a federal criminal history record  
39 check.

40 At the time of application the child care provider whose criminal history is to be checked  
41 shall be furnished with a statement substantially similar to the following:

42  
43 "NOTICE

44  
45 CHILD CARE PROVIDER MANDATORY CRIMINAL HISTORY CHECK

46  
47 NORTH CAROLINA LAW REQUIRES THAT A CRIMINAL HISTORY RECORD  
48 CHECK BE CONDUCTED ON ALL PERSONS WHO PROVIDE CHILD CARE IN A  
49 LICENSED CHILD CARE FACILITY, AND ALL PERSONS PROVIDING CHILD CARE IN  
50 NONLICENSED CHILD CARE HOMES THAT RECEIVE STATE OR FEDERAL FUNDS.

1 "Criminal history" means a county, state, or federal criminal history of conviction,  
2 pending indictment of a crime, or criminal charge, whether a misdemeanor or a felony, that bears  
3 on an individual's fitness to have responsibility for the safety and well-being of children. Such  
4 crimes include, but are not limited to, the following North Carolina crimes contained in any of  
5 the following Articles of Chapter 14 of the General Statutes: Article 6, Homicide; Article 7B,  
6 Rape and Other Sex Offenses; Article 8, Assaults; Article 10, Kidnapping and Abduction; Article  
7 13, Malicious Injury or Damage by Use of Explosive or Incendiary Device or Material; Article  
8 14, Burglary; Article 16, Larceny; Article 17, Robbery; Article 19, False Pretenses and Cheats;  
9 Article 19A, Obtaining Property or Services by False or Fraudulent Use of Credit Device or Other  
10 Means; Article 19C, Identity Theft; Article 26, Offenses Against Public Morality and Decency;  
11 Article 27, Prostitution; Article 29, Bribery; Article 35, Offenses Against the Public Peace;  
12 Article 36A, Riots and Civil Disorders; Article 39, Protection of Minors; Article 40, Protection  
13 of the Family; and Article 59, Public Intoxication. Such crimes also include cruelty to animals in  
14 violation of Article 3 of Chapter 19A of the General Statutes, violation of the North Carolina  
15 Controlled Substances Act, Article 5 of Chapter 90 of the General Statutes, and alcohol-related  
16 offenses such as sale to underage persons in violation of G.S. 18B-302 or driving while impaired  
17 in violation of G.S. 20-138.1 through G.S. 20-138.5. In addition to the North Carolina crimes  
18 listed in this notice, such crimes also include similar crimes under federal law or under the laws  
19 of other states. Your fingerprints will be used to check the criminal history records of the State  
20 Bureau of Investigation (SBI) and the Federal Bureau of Investigation (FBI).

21 If it is determined, based on your criminal history, that you are unfit to have responsibility  
22 for the safety and well-being of children, you shall have the opportunity to complete, or challenge  
23 the accuracy of, the information contained in the SBI or FBI identification records.

24 If you disagree with the determination of the North Carolina Department of Health and  
25 Human Services on your fitness to provide child care, you may file a civil lawsuit within 60 days  
26 after receiving written notification of disqualification in the district court in the county where  
27 you live.

28 Any child care provider who intentionally falsifies any information required to be  
29 furnished to conduct the criminal history record check shall be guilty of a Class 2 misdemeanor."

30 Refusal to consent to a criminal history record check or intentional falsification of any  
31 information required to be furnished to conduct a criminal history record check is grounds for  
32 the Department to prohibit the child care provider from providing child care. Any child care  
33 provider who intentionally falsifies any information required to be furnished to conduct the  
34 criminal history shall be guilty of a Class 2 misdemeanor."

35 **SECTION 20.3.(n)** G.S. 160A-304(a) reads as rewritten:

36 "(a) A city may by ordinance license and regulate all vehicles operated for hire in the city.  
37 The ordinance may require that the drivers and operators of taxicabs engaged in the business of  
38 transporting passengers for hire over the public streets shall obtain a license or permit from the  
39 city; provided, however, that the license or permit fee for taxicab drivers shall not exceed fifteen  
40 dollars (\$15.00). As a condition of licensure, the city may require an applicant for licensure to  
41 pass a controlled substance examination. The ordinances may also specify the types of taxicab  
42 services that are legal in the municipality; provided, that in all cases shared-ride services as well  
43 as exclusive-ride services shall be legal. Shared-ride service is defined as a taxi service in which  
44 two or more persons with either different origins or with different destinations, or both, occupy  
45 a taxicab at one time. Exclusive-ride service is defined as a taxi service in which the first  
46 passenger or party requests exclusive use of the taxicab. In the event the applicant is to be  
47 subjected to a national criminal history background check, the ordinance shall specifically  
48 authorize the use of FBI records. The ordinance shall require any applicant who is subjected to a  
49 national criminal history background check to be fingerprinted.

50 The ~~Department of Public Safety~~ State Bureau of Investigation (Bureau) may provide a  
51 criminal record check to the city for a person who has applied for a license or permit through the

city. The city shall provide to the ~~Department of Public Safety, Bureau,~~ along with the request, the fingerprints of the applicant, any additional information required by the ~~Department of Public Safety, Bureau,~~ and a form signed by the applicant consenting to the check of the criminal record and to the use of the fingerprints and other identifying information required by the State or national repositories. The applicant's fingerprints shall be ~~forwarded to the State Bureau of Investigation~~ used for a search of the State's criminal history record file, and the ~~State Bureau of Investigation~~ shall forward a set of the fingerprints to the Federal Bureau of Investigation for a national criminal history check. The city shall keep all information pursuant to this subsection privileged, in accordance with applicable State law and federal guidelines, and the information shall be confidential and shall not be a public record under Chapter 132 of the General Statutes.

The ~~Department of Public Safety Bureau~~ may charge each applicant a fee for conducting the checks of criminal history records authorized by this subsection.

~~The~~ Any of the following factors shall be deemed sufficient grounds for refusing to issue a permit or for revoking a permit already issued:

- (1) Conviction of a felony against this State, or conviction of any offense against another state which would have been a felony if committed in this ~~State;~~ State.
- (2) Violation of any federal or State law relating to the use, possession, or sale of alcoholic beverages or narcotic or barbiturate ~~drugs;~~ drugs.
- (3) Addiction to or habitual use of alcoholic beverages or narcotic or barbiturate ~~drugs;~~ drugs.
- (4) Violation of any federal or State law relating to ~~prostitution;~~ prostitution.
- (5) Noncitizenship in the United ~~States;~~ States.
- (6) Habitual violation of traffic laws or ordinances.

The ordinance may also require operators and drivers of taxicabs to display prominently in each taxicab, so as to be visible to the passengers, the city taxi permit, the schedule of fares, a photograph of the driver, and any other identifying matter that the council may deem proper and advisable. The ordinance may also establish rates that may be charged by taxicab operators, may limit the number of taxis that may operate in the city, and may grant franchises to taxicab operators on any terms that the council may deem advisable."

**SECTION 20.3.(o)** Article 27A of Chapter 14 of the General Statutes reads as rewritten:

"Article 27A.

"Sex Offender and Public Protection Registration Programs.

"Part 1. Registration Programs, Purpose and Definitions Generally.

...

**"§ 14-208.6. Definitions.**

The following definitions apply in this Article:

- (1a) Aggravated offense. – Any criminal offense that includes either of the following: (i) engaging in a sexual act involving vaginal, anal, or oral penetration with a victim of any age through the use of force or the threat of serious violence; or (ii) engaging in a sexual act involving vaginal, anal, or oral penetration with a victim who is less than 12 years old.
- (1b) Bureau. – The State Bureau of Investigation.
- ~~(1b)~~ (1c) County registry. – The information compiled by the sheriff of a county in compliance with this Article.
- ~~(1c)~~ ~~Department.~~ – ~~The Department of Public Safety.~~
- ...
- (8) Statewide registry. – The central registry compiled by the ~~Department Bureau~~ in accordance with G.S. 14-208.14.

- 1 (9) Student. – A person who is enrolled on a full-time or part-time basis, in any  
2 postsecondary public or private educational institution, including any trade or  
3 professional institution, or other institution of higher education.

4 ...  
5 **"§ 14-208.7. Registration.**

6 ...  
7 (b) The ~~Department of Public Safety Bureau~~ shall provide each sheriff with forms for  
8 registering persons as required by this Article. The registration form shall require all of the  
9 following:

- 10 (1) The person's full name, each alias, date of birth, sex, race, height, weight, eye  
11 color, hair color, drivers license number, and home address.  
12 (1a) A statement indicating what the person's name was at the time of the  
13 conviction for the offense that requires registration; what alias, if any, the  
14 person was using at the time of the conviction of that offense; and the name  
15 of the person as it appears on the judgment imposing the sentence on the  
16 person for the conviction of the offense.  
17 (2) The type of offense for which the person was convicted, the date of conviction,  
18 and the sentence imposed.  
19 (3) A current photograph taken by the sheriff, without charge, at the time of  
20 registration.  
21 (4) The person's fingerprints taken by the sheriff, without charge, at the time of  
22 registration.  
23 (5) A statement indicating whether the person is a student or expects to enroll as  
24 a student within a year of registering. If the person is a student or expects to  
25 enroll as a student within a year of registration, then the registration form shall  
26 also require the name and address of the educational institution at which the  
27 person is a student or expects to enroll as a student.  
28 (6) A statement indicating whether the person is employed or expects to be  
29 employed at an institution of higher education within a year of registering. If  
30 the person is employed or expects to be employed at an institution of higher  
31 education within a year of registration, then the registration form shall also  
32 require the name and address of the educational institution at which the person  
33 is or expects to be employed.  
34 (7) Any online identifier that the person uses or intends to use.

35 (c) When a person registers, the sheriff with whom the person registered shall  
36 immediately send the registration information to the ~~Department of Public Safety Bureau~~ in a  
37 manner determined by the ~~Department of Public Safety Bureau~~. The sheriff shall retain the  
38 original registration form and other information collected and shall compile the information that  
39 is a public record under this Part into a county registry.

40 ...  
41 **"§ 14-208.8. Prerelease notification.**

42 (a) At least 10 days, but not earlier than 30 days, before a person who will be subject to  
43 registration under this Article is due to be released from a penal institution, an official of the  
44 penal institution shall do all of the following:

- 45 (1) Inform the person of the person's duty to register under this Article and require  
46 the person to sign a written statement that the person was so informed or, if  
47 the person refuses to sign the statement, certify that the person was so  
48 informed.  
49 (2) Obtain the registration information required under G.S. 14-208.7(b)(1), (2),  
50 (5), (6), and (7), as well as the address where the person expects to reside upon  
51 the person's release.

- 1 (3) Send the ~~Department of Public Safety Bureau~~ and the sheriff of the county in  
2 which the person expects to reside the information collected in accordance  
3 with subdivision (2) of this subsection.  
4 ...

5 **"§ 14-208.8A. Notification requirement for out-of-county employment if temporary**  
6 **residence established.**  
7 ...

8 (c) Notice to ~~Department of Public Safety, the Bureau.~~ – Upon receiving the notice  
9 required under subsection (a) of this section, the sheriff shall immediately forward the  
10 information to the ~~Department of Public Safety, Bureau.~~ The ~~Department of Public Safety Bureau~~  
11 shall notify the sheriff of the county where the person is working and maintaining a temporary  
12 residence of the person's place of employment and temporary address in that county.

13 **"§ 14-208.9. Change of address; change of academic status or educational employment**  
14 **status; change of online identifier; change of name.**

15 (a) If a person required to register changes address, the person shall report in person and  
16 provide written notice of the new address not later than the third business day after the change to  
17 the sheriff of the county with whom the person had last registered. If the person moves to another  
18 county, the person shall also report in person to the sheriff of the new county and provide written  
19 notice of the person's address not later than the tenth day after the change of address. Upon receipt  
20 of the notice, the sheriff shall immediately forward this information to the ~~Department of Public~~  
21 ~~Safety, Bureau.~~ When the ~~Department of Public Safety Bureau~~ receives notice from a sheriff that  
22 a person required to register is moving to another county in the State, the ~~Department of Public~~  
23 ~~Safety Bureau~~ shall inform the sheriff of the new county of the person's new residence.

24 (b) If a person required to register intends to move to another state, the person shall report  
25 in person to the sheriff of the county of current residence at least three business days before the  
26 date the person intends to leave this State to establish residence in another state or jurisdiction.  
27 The person shall provide to the sheriff a written notification that includes all of the following  
28 information: the address, municipality, county, and state of intended residence.

- 29 (1) If it appears to the sheriff that the record photograph of the sex offender no  
30 longer provides a true and accurate likeness of the sex offender, then the  
31 sheriff shall take a photograph of the offender to update the registration.

- 32 (2) The sheriff shall inform the person that the person must comply with the  
33 registration requirements in the new state of residence. The sheriff shall also  
34 immediately forward the information included in the notification to the  
35 ~~Department of Public Safety, Bureau,~~ and the ~~Department of Public Safety~~  
36 ~~Bureau~~ shall inform the appropriate state official in the state to which the  
37 registrant moves of the person's notification and new address.

38 (b1) A person who indicates his or her intent to reside in another state or jurisdiction and  
39 later decides to remain in this State shall, within three business days after the date upon which  
40 the person indicated he or she would leave this State, report in person to the sheriff's office to  
41 which the person reported the intended change of residence, of his or her intent to remain in this  
42 State. If the sheriff is notified by the sexual offender that he or she intends to remain in this State,  
43 the sheriff shall promptly report this information to the ~~Department of Public Safety, Bureau.~~

44 (c) If a person required to register changes his or her academic status either by enrolling  
45 as a student or by terminating enrollment as a student, then the person shall, within three business  
46 days, report in person to the sheriff of the county with whom the person registered and provide  
47 written notice of the person's new status. The written notice shall include the name and address  
48 of the institution of higher education at which the student is or was enrolled. The sheriff shall  
49 immediately forward this information to the ~~Department of Public Safety, Bureau.~~

50 (d) If a person required to register changes his or her employment status either by  
51 obtaining employment at an institution of higher education or by terminating employment at an



1 institution of higher education, then the person shall, within three business days, report in person  
2 to the sheriff of the county with whom the person registered and provide written notice of the  
3 person's new status not later than the tenth day after the change to the sheriff of the county with  
4 whom the person registered. The written notice shall include the name and address of the  
5 institution of higher education at which the person is or was employed. The sheriff shall  
6 immediately forward this information to the ~~Department of Public Safety Bureau~~.

7 (e) If a person required to register changes an online identifier, or obtains a new online  
8 identifier, then the person shall, within 10 days, report in person to the sheriff of the county with  
9 whom the person registered to provide the new or changed online identifier information to the  
10 sheriff. The sheriff shall immediately forward this information to the ~~Department of Public~~  
11 ~~Safety Bureau~~.

12 (f) If a person required to register changes his or her name pursuant to Chapter 101 of  
13 the General Statutes or by any other method, then the person shall, within three business days,  
14 report in person to the sheriff of the county with whom the person registered to provide the name  
15 change to the sheriff. The sheriff shall immediately forward this information to the ~~Department~~  
16 ~~of Public Safety Bureau~~.

17 **"§ 14-208.9A. Verification of registration information.**

18 (a) The information in the county registry shall be verified semiannually for each  
19 registrant as follows:

- 20 (1) Every year on the anniversary of a person's initial registration date, and again  
21 six months after that date, the ~~Department of Public Safety Bureau~~ shall mail  
22 a nonforwardable verification form to the last reported address of the person.  
23 ...

24 **"§ 14-208.12A. Request for termination of registration requirement.**

25 ...  
26 (a3) If the court denies the petition, the person may again petition the court for relief in  
27 accordance with this section one year from the date of the denial of the original petition to  
28 terminate the registration requirement. If the court grants the petition to terminate the registration  
29 requirement, the clerk of court shall forward a certified copy of the order to the ~~Department of~~  
30 ~~Public Safety Bureau~~ to have the person's name removed from the registry.  
31 ...

32 **"§ 14-208.12B. Registration requirement review.**

33 ...  
34 (i) No sheriff, or employee of a sheriffs' office, district attorney's office, or the ~~North~~  
35 ~~Carolina State Bureau of Investigation~~ shall incur any civil or criminal liability under North  
36 Carolina law as the result of the performance of official duties under this Article.

37 **"§ 14-208.13. File with Criminal Information Network.**

38 (a) The ~~Department of Public Safety Bureau~~ shall include the registration information in  
39 the ~~Criminal Information Network Division of Criminal Information~~ as set forth in  
40 ~~G.S. 143B-905~~. G.S. 143B-1208.19.

41 (b) The ~~Department of Public Safety Bureau~~ shall maintain the registration information  
42 permanently even after the registrant's reporting requirement expires.

43 **"§ 14-208.14. Statewide registry; ~~Department of Public Safety State Bureau of~~**  
44 **Investigation designated custodian of statewide registry.**

45 (a) The ~~Department of Public Safety Bureau~~ shall compile and keep current a central  
46 statewide sex offender registry. The ~~Department Bureau~~ is the State agency designated as the  
47 custodian of the statewide registry. As custodian the ~~Department Bureau~~ has the following  
48 responsibilities:

- 49 (1) To receive from the sheriff or any other law enforcement agency or penal  
50 institution all sex offender registrations, changes of address, changes of  
51 academic or educational employment status, and prerelease notifications

required under this Article or under federal law. The ~~Department-Bureau~~ shall also receive notices of any violation of this Article, including a failure to register or a failure to report a change of address.

(2) To provide all need-to-know law enforcement agencies (local, State, campus, federal, and those located in other states) immediately upon receipt by the ~~Department-Bureau~~ of any of the following: registration information, a prerelease notification, a change of address, a change of academic or educational employment status, or notice of a violation of this Article.

(2a) To notify the appropriate law enforcement unit at an institution of higher education as soon as possible upon receipt by the ~~Department-Bureau~~ of relevant information based on registration information or notice of a change of academic or educational employment status. If an institution of higher education does not have a law enforcement unit, then the ~~Department-Bureau~~ shall provide the information to the local law enforcement agency that has jurisdiction for the campus.

...

**"§ 14-208.15. Certain statewide registry information is public record: access to statewide registry.**

(a) The information in the statewide registry that is public record is the same as in G.S. 14-208.10. The ~~Department of Public Safety-Bureau~~ shall release any other relevant information that is necessary to protect the public concerning a specific person, but shall not release the identity of the victim of the offense that required registration under this Article.

(b) The ~~Department of Public Safety-Bureau~~ shall provide free public access to automated data from the statewide registry, including photographs provided by the registering sheriffs, via the Internet. The public will be able to access the statewide registry to view an individual registration record, a part of the statewide registry, or all of the statewide registry. The ~~Department of Public Safety-Bureau~~ may also provide copies of registry information to the public upon written request and may charge a reasonable fee for duplicating costs and mailings costs.

(c) Upon request of an institution of higher education, the Sheriff of the county in which the educational institution is located shall provide a report containing the registry information for any registrant who has stated that the registrant is a student or employee, or expects to become a student or employee, of that institution of higher education. The ~~Department of Public Safety-Bureau~~ shall provide each sheriff with the ability to generate the report from the statewide registry. The report shall be provided electronically without charge. The institution of higher education may receive a written report upon payment of reasonable duplicating costs and mailing costs.

**"§ 14-208.15A. Release of online identifiers to entity; fee.**

(a) The ~~Department of Public Safety-Bureau~~ may release registry information regarding a registered offender's online identifier to an entity for the purpose of allowing the entity to prescreen users or to compare the online identifier information with information held by the entity as provided by this section.

(b) An entity desiring to prescreen its users or compare its database of registered users to the list of online identifiers of persons in the statewide registry may apply to the ~~Department of Public Safety-Bureau~~ to access the information. An entity that complies with the criteria developed by the ~~Department of Public Safety-Bureau~~ regarding the release and use of the online identifier information and pays the fee may screen new users or compare its database of registered users to the list of online identifiers of persons in the statewide registry as frequently as the ~~Department of Public Safety-Bureau~~ may allow for the purpose of identifying a registered user associated with an online identifier contained in the statewide registry.

(c) The ~~Department of Public Safety-Bureau~~ may charge an entity that submits a request for the online identifiers of persons in the statewide registry an annual fee of one hundred dollars

1 (\$100.00). Fees collected under this section shall be credited to the ~~Department of Public Safety~~  
2 Bureau and applied to the cost of providing this service.

3 (d) The ~~Department of Public Safety Bureau~~ shall develop standards regarding the release  
4 and use of online identifier information. The standards shall include a requirement that the  
5 information obtained from the statewide registry shall not be disclosed for any purpose other than  
6 for prescreening its users or comparing the database of registered users of the entity against the  
7 list of online identifiers of persons in the statewide registry.

8 ...  
9 **"§ 14-208.22. Additional registration information required.**

10 ...  
11 (b) The ~~Department of Public Safety Bureau~~ shall provide each sheriff with forms for  
12 registering persons as required by this Article.

13 ...  
14 **"§ 14-208.27. Change of address.**

15 If a juvenile who is adjudicated delinquent and required to register changes address, the  
16 juvenile court counselor for the juvenile shall provide written notice of the new address not later  
17 than the third business day after the change to the sheriff of the county with whom the juvenile  
18 had last registered. Upon receipt of the notice, the sheriff shall immediately forward this  
19 information to the ~~Department of Public Safety Bureau~~. If the juvenile moves to another county  
20 in this State, the ~~Department of Public Safety Bureau~~ shall inform the sheriff of the new county  
21 of the juvenile's new residence.

22 ...  
23 **"§ 14-208.31. File with Criminal Information Network.**

24 (a) The ~~Department of Public Safety Bureau~~ shall include the registration information in  
25 the ~~Criminal Information Network Division of Criminal Information~~ as set forth in  
26 ~~G.S. 143B-905~~. G.S. 143B-1208.19.

27 (b) The ~~Department of Public Safety Bureau~~ shall maintain the registration information  
28 permanently even after the registrant's reporting requirement expires; however, the records shall  
29 remain confidential in accordance with Article 32 of Chapter 7B of the General Statutes.  
30 ...."

31 **SECTION 20.3.(p)** The following sections of the General Statutes are recodified as  
32 follows:

<u>Former Citation</u>	<u>Recodified Citation</u>
143B-901	143B-1208.15
143B-902	143B-1208.16
143B-903	143B-1208.17
143B-904	143B-1208.18
143B-905	143B-1208.19

39 **SECTION 20.3.(q)** G.S. 143B-1208.15, as recodified under subsection (p) of this  
40 section, reads as rewritten:

41 **"§ 143B-1208.15. Reporting system and database on certain domestic-violence-related**  
42 **homicides; reports by law enforcement agencies required; annual report to the**  
43 **General Assembly.**

44 The ~~Department of Public Safety~~, State Bureau of Investigation (Bureau), in consultation  
45 with the North Carolina Council for Women/Domestic Violence Commission, the North Carolina  
46 Sheriffs' Association, and the North Carolina Association of Chiefs of Police, shall develop a  
47 reporting system and database that reflects the number of homicides in the State where the  
48 offender and the victim had a personal relationship, as defined by G.S. 50B-1(b). The information  
49 in the database shall also include the type of personal relationship that existed between the  
50 offender and the victim, whether the victim had obtained an order pursuant to G.S. 50B-3, and  
51 whether there was a pending charge for which the offender was on pretrial release pursuant to

1 G.S. 15A-534.1. All State and local law enforcement agencies shall report information to the  
2 ~~Department of Public Safety-Bureau~~ upon making a determination that a homicide meets the  
3 reporting system's criteria. The report shall be made in the format adopted by the ~~Department of~~  
4 ~~Public Safety-Bureau~~. The ~~Department of Public Safety-Bureau~~ shall report to the chairs of the  
5 Joint Legislative Oversight Committee on Justice and Public Safety, no later than April 1 of each  
6 year, with the data collected for the previous calendar year."

7 **SECTION 20.3.(r)** G.S. 143B-1208.16, as recodified under subsection (p) of this  
8 section, reads as rewritten:

9 "**§ 143B-1208.16. Powers and duties of the ~~Department of Public Safety-State Bureau of~~**  
10 **Investigation with respect to criminal information.**

11 In addition to its other duties, it shall be the duty of the ~~Department of Public Safety-State~~  
12 ~~Bureau of Investigation (Bureau)~~ to do all of the following:

13 ...

14 (2) To collect, correlate, and maintain access to information that will assist in the  
15 performance of duties required in the administration of criminal justice  
16 throughout the State. This information may include, but is not limited to,  
17 motor vehicle registration, drivers' licenses, wanted and missing persons,  
18 stolen property, warrants, stolen vehicles, firearms registration, sexual  
19 offender registration as provided under Article 27A of Chapter 14 of the  
20 General Statutes, drugs, drug users and parole and probation histories. In  
21 performing this function, the ~~Division-Bureau~~ may arrange to use information  
22 available in other agencies and units of State, local and federal government,  
23 but shall provide security measures to insure that such information shall be  
24 made available only to those whose duties, relating to the administration of  
25 justice, require such information.

26 ...

27 (4) To perform all the duties heretofore imposed by law upon the ~~Attorney~~  
28 ~~General-Bureau~~ with respect to criminal statistics.

29 ...

30 (6) To promulgate rules and regulations for the administration of ~~this Article-the~~  
31 ~~duties set forth in this section.~~"

32 **SECTION 20.3.(s)** G.S. 143B-1208.17, as recodified under subsection (p) of this  
33 section, reads as rewritten:

34 "**§ 143B-1208.17. Collection of traffic law enforcement statistics.**

35 (a) In addition to its other duties, the ~~Department of Public Safety-State Bureau of~~  
36 ~~Investigation (Bureau)~~ shall collect, correlate, and maintain the following information regarding  
37 traffic law enforcement by law enforcement officers:

38 ...

39 (d) Each law enforcement officer making a stop covered by subdivision (1) of subsection  
40 (a) of this section shall be assigned an anonymous identification number by the officer's  
41 employing agency. The anonymous identifying number shall be public record and shall be  
42 reported to the ~~Department-Bureau~~ to be correlated along with the data collected under subsection  
43 (a) of this section. The correlation between the identification numbers and the names of the  
44 officers shall not be a public record, and shall not be disclosed by the agency except when  
45 required by order of a court of competent jurisdiction to resolve a claim or defense properly  
46 before the court.

47 (e) Any agency subject to the requirements of this section shall submit information  
48 collected under subsection (a) of this section to the ~~Department-Bureau~~ within 60 days of the  
49 close of each month. Any agency that does not submit the information as required by this  
50 subsection shall be ineligible to receive any law enforcement grants available by or through the  
51 State until the information which is reasonably available is submitted.

(f) The ~~Department-Bureau~~ shall publish and distribute by December 1 of each year a list indicating the law enforcement officers that will be subject to the provisions of this section during the calendar year commencing on the following January 1."

**SECTION 20.3.(t)** G.S. 143B-1208.18, as recodified under subsection (p) of this section, reads as rewritten:

**"§ 143B-1208.18. Collection of statistics on the use of deadly force by law enforcement officers.**

(a) In addition to its other duties, the ~~Department of Public Safety-State Bureau of Investigation~~ shall collect, maintain, and annually publish the number of deaths, by law enforcement agency, resulting from the use of deadly force by law enforcement officers in the course and scope of their official duties.

...."

**SECTION 20.3.(u)** G.S. 143B-1208.19, as recodified under subsection (p) of this section, reads as rewritten:

**"§ 143B-1208.19. ~~Criminal Information Network~~.Division of Criminal Information.**

(a) The ~~Department of Public Safety-State Bureau of Investigation (Bureau)~~ is authorized to establish, devise, maintain and operate a system for receiving and disseminating to participating agencies information collected, maintained and correlated under authority of ~~G.S. 143B-902.~~ G.S. 143B-1208.16. The system shall be known as the ~~Criminal Information Network~~.Division of Criminal Information (DCI).

(b) The ~~Department of Public Safety-Bureau~~ is authorized to cooperate with the Division of Motor Vehicles, Department of Administration, and other State, local and federal agencies and organizations in carrying out the purpose and intent of this section, and to utilize, in cooperation with other State agencies and to the extent as may be practical, computers and related equipment as may be operated by other State agencies.

(c) The ~~Department of Public Safety, Bureau,~~ after consultation with participating agencies, shall adopt rules and regulations governing the organization and administration of the ~~Criminal Information Network, DCI,~~ including rules and regulations governing the types of information relating to the administration of criminal justice to be entered into the system, and who shall have access to such information. The rules and regulations governing access to the ~~Criminal Information Network-DCI~~ shall not prohibit an attorney who has entered a criminal proceeding in accordance with G.S. 15A-141 from obtaining information relevant to that criminal proceeding. The rules and regulations governing access to the ~~Criminal Information Network-DCI~~ shall not prohibit an attorney who represents a person in adjudicatory or dispositional proceedings for an infraction from obtaining the person's driving record or criminal history.

(d) The ~~Department-Bureau~~ may impose monthly fees on participating agencies. The monthly fees collected under this subsection shall be used to offset the cost of operating and maintaining the ~~Criminal Information Network-DCI.~~ The fee amount varies depending upon the type of device. For a desktop device, the monthly fee is twenty-five dollars (\$25.00) per device. For a mobile device, the fee is twelve dollars (\$12.00) per device.

(1) ~~The Department may impose a monthly circuit fee on agencies that access the Criminal Information Network through a circuit maintained and operated by the Department of Public Safety. The amount of the monthly fee is three hundred dollars (\$300.00) plus an additional fee amount for each device linked to the Network. The additional fee amount varies depending upon the type of device. For a desktop device after the first seven desktop devices, the additional monthly fee is twenty-five dollars (\$25.00) per device. For a mobile device, the additional monthly fee is twelve dollars (\$12.00) per device.~~

(2) ~~The Department may impose a monthly device fee on agencies that access the Criminal Information Network through some other approved means. The~~

1 amount of the monthly device fee varies depending upon the type of device.  
2 For a desktop device, the monthly fee is twenty-five dollars (\$25.00) per  
3 device. For a mobile device, the fee is twelve dollars (\$12.00) per device."

4 **SECTION 20.3.(v)** G.S. 143B-393(a)(9) reads as rewritten:

5 "(9) Consult with the Department of Public Safety on a reporting system and  
6 database on certain domestic violence-related homicides, as provided in  
7 G.S. 143B-903.G.S. 143B-1208.17."

8 **SECTION 20.3.(w)** G.S. 14-415.27 reads as rewritten:

9 **"§ 14-415.27. Expanded permit scope for certain persons.**

10 Notwithstanding G.S. 14-415.11(c), any of the following persons who has a concealed  
11 handgun permit issued pursuant to this Article or that is considered valid under G.S. 14-415.24  
12 is not subject to the area prohibitions set out in G.S. 14-415.11(c) and may carry a concealed  
13 handgun in the areas listed in G.S. 14-415.11(c) unless otherwise prohibited by federal law:

14 ...

15 (8) A person employed by the Department of Public Safety who has been  
16 designated in writing by the Secretary of the Department and who has in the  
17 person's possession written proof of the designation.

18 (8a) A person employed by the State Bureau of Investigation who has been  
19 designated in writing by the Director of the Bureau and who has in the person's  
20 possession written proof of the designation.

21 ...."

22 **SECTION 20.3.(x)** Section 38.4(a) of S.L. 2023-134, as amended by Section 7.1 of  
23 S.L. 2024-1 and Section 3E.1 of S.L. 2024-57, reads as rewritten:

24 **"SECTION 38.4.(a)** In accordance with G.S. 143B-1325(c)(13), and notwithstanding any  
25 other provision of Article 15 of Chapter 143B of the General Statutes to the contrary, the State  
26 Highway Patrol, ~~the State Bureau of Investigation, Patrol~~ and the Division of Emergency  
27 Management within the Department of Public Safety shall continue to be entirely exempt from  
28 any and all information technology oversight by the Department of Public Safety and the  
29 Department of Information Technology. The State Highway Patrol, ~~the State Bureau of~~  
30 ~~Investigation, Patrol~~ and the Division of Emergency Management shall initiate a pilot project  
31 where those agencies shall be deemed as separate, stand-alone entities in all matters related to  
32 information technology, and each shall autonomously manage their own respective information  
33 technology infrastructure and all associated services without oversight from the Department of  
34 Information Technology or the Department of Public Safety. Exemption from information  
35 technology oversight includes, but is not limited to, the following:

36 ...."

37 **SECTION 20.3.(y)** G.S. 20-49 reads as rewritten:

38 **"§ 20-49. Police authority of Division.**

39 All members of the Highway Patrol and law enforcement officers of the Department of Public  
40 Safety and the State Bureau of Investigation shall have the power:

41 ...."

42 **SECTION 20.3.(z)** G.S. 148-37.3(c) reads as rewritten:

43 "(c) Any private corporation described in subsection (a) of this section shall reimburse the  
44 State and any county or other law enforcement agency for the full cost of any additional expenses  
45 incurred by the State or the county or other law enforcement agency in connection with the  
46 pursuit and apprehension of an escaped inmate from the facility.

47 In the event of an escape from the facility, any private corporation described in subsection  
48 (a) of this section shall immediately notify the sheriff in the county in which the facility is located,  
49 who shall cause an immediate entry into the ~~Department of Public Safety's Criminal Information~~  
50 ~~Network.~~ Division of Criminal Information established under G.S. 143B-1208.19. The sheriff of

1 the county in which the facility is located shall be the lead law enforcement officer in connection  
2 with the pursuit and apprehension of an escaped inmate from the facility."

3 **SECTION 20.3.(aa)** This section is effective when it becomes law and applies to  
4 reports submitted, applications and requests received, and fees collected on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-SBI-H4(S20.4)i

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

***SBI/WORKERS' COMPENSATION FOR RESERVE LAW ENFORCEMENT OFFICERS***

**SECTION 20.4.** G.S. 143B-1208.13 reads as rewritten:

**"§ 143B-1208.13. Personnel of the State Bureau of Investigation.**

The Director of the State Bureau of Investigation may appoint a sufficient number of assistants who shall be competent and qualified to do the work of the Bureau. The Director shall be responsible for making all hiring and personnel decisions of the Bureau. Persons serving as reserve law enforcement officers of the Bureau are considered employees of the Bureau for workers' compensation purposes while performing duties assigned or approved by the Director of the Bureau or the Director's designee."



GENERAL ASSEMBLY OF NORTH CAROLINA

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Drafting  
SPECIAL PROVISION



2025-SBI-H5(S20.5)i

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

***EXTEND REVERSION DATE OF SCHOOL SAFETY FUNDS***

**SECTION 20.5.(a)** Section 7.36 of S.L. 2023-134, as amended by Sections 3J.12 and 3J.17(h) of S.L. 2024-57, reads as rewritten:

"...

**"SECTION 7.36.(I)** Nonrevert. – Notwithstanding any provision of law to the contrary, the nonrecurring funds appropriated to the Department of Public Instruction in the 2022-2023 fiscal year for the 2021-2023 School Safety Grants Program under Section 7.19 of S.L. 2021-180 and the nonrecurring funds appropriated by this act for the 2023-2025 School Safety Grants Program shall not revert to the General Fund but shall remain available for the purposes for which they were appropriated until June 30, 2025-2027.

...."

**SECTION 20.5.(b)** This section becomes effective June 30, 2025.

GENERAL ASSEMBLY OF NORTH CAROLINA

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SPECIAL PROVISION



2025-SBI-H6(S20.6)i

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

***ADJUST USER FEE FOR DIVISION OF CRIMINAL INFORMATION***

**SECTION 20.6.(a)** G.S. 143B-1208.19(d), as recodified and amended under Section 20.3 of this act, reads as rewritten:

"(d) The Bureau may impose monthly fees on participating agencies. The monthly fees collected under this subsection shall be used to offset the cost of operating and maintaining the DCI. The fee amount varies depending upon the type of device. For a desktop device, the monthly fee is ~~twenty-five~~ thirty-three dollars ~~(\$25.00)~~ (\$33.00) per device. For a mobile device, the fee is ~~twelve~~ twenty dollars ~~(\$12.00)~~ (\$20.00) per device."

**SECTION 20.6.(b)** This section becomes effective July 1, 2025, and applies to fees levied on or after that date.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-SBI-H7(S20.7)-P

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

**SCHOOL SAFETY GRANTS**

**SECTION 20.7.(a)** Section 7.36(f) of S.L. 2023-134, as amended by Section 3J.17 of S.L. 2024-57, reads as rewritten:

**"SECTION 7.36.(f)** Grants for Training to Increase School Safety. – Of the funds appropriated by this act for the grants provided in this section, the Executive Director of the Center for Safer Schools, in consultation with the Department of Health and Human Services, shall award grants to public school units to contract with community partners to address school safety by providing training to help students develop healthy responses to trauma and stress. The training shall be targeted and evidence-based and shall include any of the following services:

- (1) Counseling on Access to Lethal Means (CALM) training for school health support personnel, local first responders, and teachers on the topics of suicide prevention and reducing access by students to lethal means.
- (2) Training for school health support personnel on comprehensive and evidence-based clinical treatments for students and their parents or guardians, including any of the following:
  - a. Parent-child interaction therapy.
  - b. Trauma-focused cognitive behavioral therapy.
  - c. Behavioral therapy.
  - d. Dialectical behavior therapy.
  - e. Child-parent psychotherapy.
- (3) Training for students and school employees on community resilience ~~models~~ to models, violence prevention, and developing personal and interpersonal skills to (i) enhance individual level protective factors, (ii) mitigate or reduce risk taking or harmful behavior, and (iii) improve understanding and responses to trauma and significant stress.
- (4) Training for school health support personnel on Modular Approach to Therapy for Children with Anxiety, Depression, Trauma, or Conduct problems (MATCH-ADTC), including any of the following components:
  - a. Trauma-focused cognitive behavioral therapy.
  - b. Parent and student coping skills.
  - c. Problem solving.
  - d. Safety planning.
- (5) Any other ~~training, including the training on the facilitation of peer-to-peer mentoring,~~ training or education programming that is likely to increase school safety. The training or education programming authorized in this subdivision includes training on the facilitation of peer-to-peer mentoring, education on personal and interpersonal skills or character education, and education or training addressing violence prevention and suicide prevention. Of the funds appropriated by this act for the grants provided in this section, the Executive Director shall use no more than three hundred fifty thousand dollars

(\$350,000) in the 2024-2025 fiscal year for the services identified in this subdivision."

**SECTION 20.7.(b)** Definitions. – For the purposes of subsections (b) through (m) of this section, the following definitions shall apply:

- (1) Community partner. – A public or private entity, including, but not limited to, a nonprofit corporation or a local management entity/managed care organization (LME/MCO), that partners with a public school unit to provide services or pay for the provision of services for the unit.
- (2) School health support personnel. – School psychologists, school counselors, school nurses, and school social workers.

**SECTION 20.7.(c)** Program; Purpose. – The Executive Director of the Center for Safer Schools shall establish the School Safety Grants Program (Program) for the 2025-2027 fiscal biennium. The purpose of the Program shall be to improve safety in public school units by providing grants in each fiscal year of the 2025-2027 fiscal biennium for (i) services for students in crisis, (ii) school safety training, (iii) safety equipment in schools, and (iv) subsidizing the School Resource Officer Grants Program.

**SECTION 20.7.(d)** Grant Applications. – A public school unit may submit an application to the Executive Director of the Center for Safer Schools for one or more grants pursuant to this section in each year of the 2025-2027 fiscal biennium. The application shall include an assessment, to be performed in conjunction with a local law enforcement agency, of the need for improving school safety within the public school unit that would receive the funding or services. The application shall identify current and ongoing needs and estimated costs associated with those needs.

**SECTION 20.7.(e)** Criteria and Guidelines. – The Executive Director of the Center for Safer Schools shall develop criteria and guidelines for the administration and use of the grants pursuant to this section, including any documentation required to be submitted by applicants. In assessing grant applications, the Executive Director shall consider at least all of the following factors:

- (1) The level of resources available to the public school unit that would receive the funding.
- (2) Whether the public school unit has received other grants for school safety.
- (3) The overall impact on student safety in the public school unit if the identified needs are funded.

**SECTION 20.7.(f)** Grants for Students in Crisis. – Of the funds appropriated by this act for the grants provided in this section, the Executive Director of the Center for Safer Schools, in consultation with the Department of Health and Human Services, shall award grants to public school units to contract with community partners to provide or pay for the provision of any of the following crisis services:

- (1) Crisis respite services for parents or guardians of an individual student to prevent more intensive or costly levels of care.
- (2) Training and expanded services for therapeutic foster care families and licensed child placement agencies that provide services to students who (i) need support to manage their health, welfare, and safety and (ii) have any of the following:
  - a. Cognitive or behavioral problems.
  - b. Developmental delays.
  - c. Aggressive behavior.
- (3) Evidence-based therapy services aligned with targeted training for students and their parents or guardians, including any of the following:
  - a. Parent-child interaction therapy.
  - b. Trauma-focused cognitive behavioral therapy.

- c. Dialectical behavior therapy.
- d. Child-parent psychotherapy.
- (4) Any other crisis service, including peer-to-peer mentoring, that is likely to increase school safety. Of the funds appropriated by this act for the grants provided in this section, the Executive Director shall use no more than three hundred fifty thousand dollars (\$350,000) in each fiscal year of the 2025-2027 fiscal biennium for the services identified in this subdivision.

**SECTION 20.7.(g)** Grants for Training to Increase School Safety. – Of the funds appropriated by this act for the grants provided in this section, the Executive Director of the Center for Safer Schools, in consultation with the Department of Health and Human Services, shall award grants to public school units to contract with community partners to address school safety by providing training to help students develop healthy responses to trauma and stress. The training shall be targeted and evidence-based and shall include any of the following services:

- (1) Counseling on Access to Lethal Means (CALM) training for school health support personnel, local first responders, and teachers on the topics of suicide prevention and reducing access by students to lethal means.
- (2) Training for school health support personnel on comprehensive and evidence-based clinical treatments for students and their parents or guardians, including any of the following:
  - a. Parent-child interaction therapy.
  - b. Trauma-focused cognitive behavioral therapy.
  - c. Behavioral therapy.
  - d. Dialectical behavior therapy.
  - e. Child-parent psychotherapy.
- (3) Training for students and school employees on community resilience models, violence prevention, and developing personal and interpersonal skills to (i) enhance individual level protective factors, (ii) mitigate or reduce risk taking or harmful behavior, and (iii) improve understanding and responses to trauma and significant stress.
- (4) Training for school health support personnel on Modular Approach to Therapy for Children with Anxiety, Depression, Trauma, or Conduct problems (MATCH-ADTC), including any of the following components:
  - a. Trauma-focused cognitive behavioral therapy.
  - b. Parent and student coping skills.
  - c. Problem solving.
  - d. Safety planning.
- (5) Any other training or education programming that is likely to increase school safety. The training or education programming authorized in this subdivision includes training on the facilitation of peer-to-peer mentoring, education on personal and interpersonal skills or character education, and education or training addressing violence prevention and suicide prevention. Of the funds appropriated by this act for the grants provided in this section, the Executive Director shall use no more than three hundred fifty thousand dollars (\$350,000) in each year of the 2025-2027 fiscal biennium for the services identified in this subdivision.

**SECTION 20.7.(h)** Grants for Safety Equipment. – Of the funds appropriated by this act for the grants provided in this section, the Executive Director of the Center for Safer Schools shall award grants to public school units for (i) the purchase of safety equipment for school buildings and (ii) training associated with the use of safety equipment purchased pursuant to this subsection. Notwithstanding G.S. 115C-218.105(b), charter schools may receive grants for school safety equipment pursuant to this subsection.

1           **SECTION 20.7.(i)** Subsidizing School Resource Officer Grants Program. – If the  
2 Executive Director of the Center for Safer Schools receives applications for grants for school  
3 resource officers under G.S. 143B-1208.20 in excess of the amount of funding appropriated for  
4 school resource officer grants in the 2025-2027 fiscal biennium, the Executive Director may use  
5 the funds appropriated for the grants provided for in this section to cover the unmet need for  
6 school resource officer grants.

7           **SECTION 20.7.(j)** Supplement Not Supplant. – Grants provided to public school  
8 units pursuant to the Program shall be used to supplement and not to supplant State or non-State  
9 funds already provided for these services.

10           **SECTION 20.7.(k)** Administrative Costs. – Of the funds appropriated to the Center  
11 for Safer Schools by this act for the grants provided in this section, the Executive Director of the  
12 Center for Safer Schools may retain a total of up to one hundred thousand dollars (\$100,000) in  
13 each fiscal year of the 2025-2027 fiscal biennium for administrative costs associated with the  
14 Program.

15           **SECTION 20.7.(l)** Disbursement. – The Executive Director of the Center for Safer  
16 Schools may enter into a memorandum of understanding with the Department of Public  
17 Instruction to disburse grants awarded under this section.

18           **SECTION 20.7.(m)** Program Report. – No later than April 1 of each fiscal year in  
19 which funds are awarded pursuant to this section, the Executive Director of the Center for Safer  
20 Schools shall report on the Program to the Joint Legislative Education Oversight Committee, the  
21 Joint Legislative Oversight Committee on Health and Human Services, the Joint Legislative  
22 Oversight Committee on Justice and Public Safety, the Joint Legislative Commission on  
23 Governmental Operations, the Senate Appropriations/Base Budget Committee, the House  
24 Committee on Appropriations, and the Fiscal Research Division. The report shall include at least  
25 the following information:

- 26           (1) The identity of each public school unit and community partner that received  
27 grant funds through the Program.
- 28           (2) The amount of funding received by each entity identified pursuant to  
29 subdivision (1) of this subsection.
- 30           (3) The services, training, and equipment purchased with grant funds by each  
31 entity that received a grant.
- 32           (4) Recommendations for the implementation of additional effective school  
33 safety measures.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-SBI-H8-P

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

***ADD THE STATE BUREAU OF INVESTIGATION AND THE STATE HIGHWAY  
PATROL TO THE STATE VACANT POSITIONS REPORT***

**SECTION 20.8.** G.S. 120-12.1 reads as rewritten:

**"§ 120-12.1. Reports on vacant positions in various departments.**

(a) ~~The Judicial Department, the Department of Justice, the Department of Adult Correction, and the Department of Public Safety shall each report by~~ No later than February 1 of each ~~year~~ year, the following entities shall report to the Chairs of the House and Senate Appropriations Committees and the Chairs of the House and Senate Appropriations Subcommittees on Justice and Public Safety on all positions within that department that have remained vacant for 12 months or ~~more~~ more:

(1) The Administrative Office of the Courts.

(2) The Department of Justice.

(3) The Department of Adult Correction.

(4) The Department of Public Safety.

(5) The State Bureau of Investigation.

(6) The State Highway Patrol.

(b) The report required by this section shall include the original position vacancy dates, the dates of any postings or repostings of the positions, and an explanation for the length of the vacancies."

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-SBI-H9-P

State Bureau of Investigation  
House Appropriations, Justice and Public Safety

***AMEND REPORT ON GANG PREVENTION RECOMMENDATIONS***

**SECTION 20.9.** G.S. 143B-1730 is recodified as G.S. 143B-1208.11A and reads as rewritten:

**"§ 143B-1208.11A. Report on gang prevention recommendations.**

~~The State Highway Patrol, in conjunction with the State Bureau of Investigation and~~  
Investigation, in conjunction with the Division of Juvenile Justice of the Department of Public  
Safety and the Governor's Crime Commission, shall develop recommendations concerning the  
establishment of priorities and needed improvements with respect to gang prevention and shall  
report those recommendations to the chairs of the House of Representatives and Senate  
Appropriations Committees on Justice and Public Safety and to the chairs of the Joint Legislative  
Oversight Committee on Justice and Public Safety on or before March 1 of each year."



GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-STHP-H1(S21.1)i

State Highway Patrol  
House Appropriations, Justice and Public Safety

**STATE CAPITOL POLICE/CREATION OF RECEIPT-SUPPORTED POSITIONS**

**SECTION 21.1.(a)** Creation of Receipt-Supported Positions Authorized. – The State Capitol Police may contract with State agencies for the creation of receipt-supported positions to provide security services to the buildings occupied by those agencies.

**SECTION 21.1.(b)** Annual Report Required. – No later than September 1 of each fiscal year, the State Capitol Police shall report to the Joint Legislative Oversight Committee on Justice and Public Safety the following information for the fiscal year in which the report is due:

- (1) A list of all positions in the State Capitol Police. For each position listed, the report shall include at least the following information:
  - a. The position type.
  - b. The agency to which the position is assigned.
  - c. The source of funding for the position.
- (2) For each receipt-supported position listed, the contract and any other terms of the contract.

**SECTION 21.1.(c)** Additional Reporting Required Upon Creation of Receipt-Supported Positions. – In addition to the report required by subsection (b) of this section, the State Capitol Police shall report the creation of any position pursuant to subsection (a) of this section to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety and to the Fiscal Research Division within 30 days of the position's creation. A report submitted pursuant to this section shall include at least all of the following information:

- (1) The position type.
- (2) The agency to which the position is being assigned.
- (3) The position salary.
- (4) The total amount of the contract.
- (5) The terms of the contract.

**SECTION 21.1.(d)** Format of Reports. – Reports submitted pursuant to this section shall be submitted electronically and in accordance with any applicable General Assembly standards.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-STHP-H2(S21.2)i

State Highway Patrol  
House Appropriations, Justice and Public Safety

**USE OF SEIZED AND FORFEITED PROPERTY**

**SECTION 21.2.(a)** Seized and forfeited assets transferred to the State Highway Patrol during the 2025-2027 fiscal biennium pursuant to applicable federal law shall be credited to the budget of the State Highway Patrol and shall result in an increase of law enforcement resources for the State Highway Patrol. The State Highway Patrol shall make the following reports to the chairs of the House of Representatives Appropriations Committee on Justice and Public Safety and the Senate Appropriations Committee on Justice and Public Safety:

- (1) A report upon receipt of any assets.
- (2) A report that shall be made prior to use of the assets on their intended use and the departmental priorities on which the assets may be expended.
- (3) A report on receipts, expenditures, encumbrances, and availability of these assets for the previous fiscal year, which shall be made no later than September 1 of each year.

**SECTION 21.2.(b)** The General Assembly finds that the use of seized and forfeited assets transferred pursuant to federal law for new personnel positions, new projects, acquisition of real property, repair of buildings where the repair includes structural change, and construction of or additions to buildings may result in additional expenses for the State in future fiscal periods. Therefore, the State Highway Patrol is prohibited from using these assets for such purposes without the prior approval of the General Assembly.

**SECTION 21.2.(c)** Nothing in this section prohibits State law enforcement agencies from receiving funds from the United States Department of Justice, the United States Department of the Treasury, and the United States Department of Health and Human Services.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Drafting  
SPECIAL PROVISION



2025-STHP-H3(S21.3)i

State Highway Patrol  
House Appropriations, Justice and Public Safety

***NO TRANSFER OF POSITIONS TO OTHER STATE AGENCIES***

**SECTION 21.3.(a)** Notwithstanding any other provision of law, and except as otherwise provided in subsection (b) of this section, the Office of State Budget and Management shall not transfer any positions, personnel, or funds from the State Highway Patrol to any other State agency during the 2025-2027 fiscal biennium unless the transfer was included in the base budget for one or both fiscal years of the biennium.

**SECTION 21.3.(b)** This section shall not apply to consolidation of information technology positions into the Department of Information Technology pursuant to G.S. 143B-1325.

GENERAL ASSEMBLY OF NORTH CAROLINA

Session 2025

Proofed  
SPECIAL PROVISION



2025-STHP-H6-P

State Highway Patrol  
House Appropriations, Justice and Public Safety

- 1 ***CREATE NEW BUDGET FUND FOR TRANSFER OF FUNDS TO SUPPORT LICENSE***
- 2 ***AND THEFT PERSONNEL TRANSFERRED TO THE STATE HIGHWAY PATROL***
- 3 **SECTION 21.6.** The Office of State Budget and Management and the State
- 4 Controller shall create a new budget fund for all funds transferred in accordance with Section
- 5 3E.3(b) of S.L. 2024-57.