



# SENATE BILL 741: State Controller/Criminal Record Checks.

2016-2017 General Assembly

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<b>Committee:</b>	Senate State and Local Government. If favorable, re-refer to Judiciary II	<b>Date:</b>	May 16, 2016
<b>Introduced by:</b>	Sen. J. Davis	<b>Prepared by:</b>	Tawanda N Foster Committee Counsel
<b>Analysis of:</b>	First Edition		

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**SUMMARY:** *Senate Bill 741 authorizes criminal record checks for any current or prospective employees, volunteers, or contractors of the Office of State Controller.*

[As introduced, this bill was identical to H970, as introduced by Reps. Cleveland, Riddell, which is currently in House Judiciary I.]

**CURRENT LAW:** Chapter 143B, Article 9, Part 28 of the General Statutes creates and authorizes the Office of the State Controller to maintain the State accounting system and administer the State disbursing system. The Office of the State Controller is headed by the State Controller, who is appointed by the Governor and confirmed by the General Assembly.

**BILL ANALYSIS:** Senate Bill 741 authorizes the State Controller to require a criminal record check for any current and prospective employees, volunteers, or contractors. The criminal record check is to be conducted by the State Bureau of Investigation (SBI).

- The Office of State Controller will provide the Department of Public Safety (DPS) a criminal record check request, fingerprints, and a consent form signed by the person whose criminal record check is to be performed. DPS will forward the necessary information and fingerprints to the SBI for a search of the State's criminal record file and the SBI will forward the fingerprints to the Federal Bureau of Investigation (FBI) for a national criminal history record check.
- The criminal history report is not a public record and must be kept confidential by the Office of State Controller.
- DPS may charge a fee to offset the cost incurred to conduct a criminal record check

**EFFECTIVE DATE:** This act is effective when it becomes law.

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