

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 1561*

Short Title: LTC Criminal Record Check Study. (Public)

Sponsors: Representatives Earle; Bell, Easterling, Hackney, Insko, Lucas,
Wainwright, Weiss, Willingham, and Wright.

Referred to: Rules, Calendar, and Operations of the House.

June 6, 2002

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
2 STUDY ISSUES RELATED TO CRIMINAL HISTORY RECORD CHECKS OF
3 EMPLOYEES OF LONG-TERM CARE PROVIDERS.
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** The Legislative Research Commission may study how federal
7 law affects the distribution of national criminal history record check information
8 requested for nursing homes, home care agencies, adult care homes, assisted living
9 facilities, and area mental health, developmental disabilities, and substance abuse
10 services authorities, and the problems federal restrictions pose for effective and efficient
11 implementation of State-required criminal record checks. The study may include the
12 following:

- 13 (1) Ways in which national record checks may be obtained and reviewed
14 for these facilities to effectuate State policies and protections of
15 facility residents, and the advantages, disadvantages, and costs of
16 various approaches to implementation.
- 17 (2) A review of ways in which national record checks are obtained by the
18 Division of Child Development, Department of Health and Human
19 Services, and other State agencies, and related costs to the State.
- 20 (3) Solutions adopted by other states to effectively and efficiently
21 implement criminal record check requirements, including costs to the
22 State in implementing these solutions.
- 23 (4) Other issues relevant to State requirements for criminal history record
24 checks in long-term care facilities.

25 The Legislative Research Commission may make its findings and
26 recommendations in a final report to the 2003 General Assembly prior to its convening.

27 **SECTION 2.** This act is effective when it becomes law.