

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 216

Short Title: DOC and JJ Combined Records. (Public)

Sponsors: Representatives Rogers, Duane Hall, and Destin Hall (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Judiciary II

March 2, 2017

A BILL TO BE ENTITLED

AN ACT TO MANDATE THAT THE CLERK OF SUPERIOR COURT SEND A CERTIFIED COPY OF ORDERS GRANTING EXPUNCTIONS TO THE DIVISION OF ADULT CORRECTIONS AND JUVENILE JUSTICE COMBINED RECORDS SECTION AND TO THE STATE BUREAU OF INVESTIGATION, AS RECOMMENDED BY THE NORTH CAROLINA COURTS COMMISSION.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 15A-150(b) reads as rewritten:

"(b) Notification to Other State and Local Agencies. – Unless otherwise instructed by the Administrative Office of the Courts pursuant to an agreement entered into under subsection (e) of this section for the electronic or facsimile transmission of information, the clerk of superior court in each county in North Carolina shall send a certified copy of an order granting an expunction to a person named in subsection (a) of this section to all of the agencies listed in this subsection. An agency receiving an order under this subsection shall expunge from its records all entries made as a result of the charge or conviction ordered expunged, except as provided in G.S. 15A-151. The list of agencies is as follows:

- (1) The sheriff, chief of police, or other arresting agency.
- (2) When applicable, the Division of Motor Vehicles.
- (3) Any State or local agency identified by the petition as bearing record of the offense that has been expunged.
- (4) ~~The Department of Public Safety.~~ The Department of Public Safety, Division of Adult Correction and Juvenile Justice, Combined Records Section.
- (5) The State Bureau of Investigation.

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

