

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 577
Senate Judiciary Committee Substitute Adopted 6/14/17

Short Title: LSC Crim. Check/Felonious Gaming Machines.

(Public)

Sponsors:

Referred to:

April 6, 2017

A BILL TO BE ENTITLED

AN ACT AUTHORIZING CRIMINAL RECORD CHECKS OF ANY CURRENT OR PROSPECTIVE EMPLOYEES, VOLUNTEERS, OR CONTRACTORS OF THE LEGISLATIVE SERVICES COMMISSION AND TO CLARIFY FELONIOUS POSSESSION OF ELECTRONIC SWEEPSTAKES MACHINES OR DEVICES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 120-32 is amended by adding a new subdivision to read:

"§ 120-32. **Commission duties.**

The Legislative Services Commission is authorized to:

...

(2a) Obtain a criminal history record check of any current or prospective employee, volunteer, or contractor who is under the supervision and control of the Legislative Services Officer. The criminal history record check shall be conducted by the State Bureau of Investigation as provided in G.S. 143B-967. The criminal history report shall be provided to the Legislative Services Officer and is not a public record under Chapter 132 of the General Statutes.

...."

SECTION 2. Subpart D of Part 4 of Article 13 of Chapter 143B of the General Statutes is amended by adding a new section to read:

"§ 143B-967. Criminal record checks for the Legislative Services Commission.

The Department of Public Safety may provide to the Legislative Services Officer from the State and National Repositories of Criminal Histories the criminal history of any current or prospective employee, volunteer, or contractor of the Legislative Services Commission. The Legislative Services Officer shall provide to the Department of Public Safety, along with the request, the fingerprints of the current or prospective employee, volunteer, or contractor, a form signed by the current or prospective employee, volunteer, or contractor consenting to the criminal record check and use of fingerprints and other identifying information required by the State and National Repositories, and any additional information required by the Department of Public Safety. The fingerprints of the current or prospective employee, volunteer, or contractor shall be forwarded to the State Bureau of Investigation for a search of the State's criminal history record file, and the State Bureau of Investigation shall forward a set of fingerprints to the Federal Bureau of Investigation for a national criminal history record check. The Legislative Services Officer shall keep all information obtained pursuant to this section confidential. The Department of Public Safety may charge a fee to offset the cost incurred by it



1 to conduct a criminal record check under this section. The fee shall not exceed the actual cost
2 of locating, editing, researching, and retrieving the information."

3 **SECTION 3.(a)** G.S. 14-297 reads as rewritten:

4 "**§ 14-297. Allowing electronic machines or devices, gaming tables, illegal punchboards or**
5 **slot machines on premises.**

6 (a) If any person shall knowingly suffer to be opened, kept or used in ~~his~~the person's
7 house or on any part of the premises occupied therewith, any of the gaming tables prohibited by
8 G.S. 14-289 through 14-300 or any illegal punchboard or illegal slot machine, ~~hethat~~that person
9 shall forfeit and pay to any one who will sue therefor two hundred dollars (\$200.00), and shall
10 also be guilty of a Class 2 misdemeanor.

11 (b) If any person shall knowingly suffer to be opened, kept, or used in or on any part of
12 any premises owned or controlled by the person more than four electronic machines or devices,
13 as defined by G.S. 14-306.4, within 100 feet of any other electronic machines or devices, that
14 person shall forfeit the electronic machines or devices and shall also be guilty of a Class G
15 felony."

16 **SECTION 3.(b)** This section becomes effective December 1, 2017, and applies to
17 offenses committed on or after that date.

18 **SECTION 4.** Except as otherwise provided, this act becomes effective October 1,
19 2017.