

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 807

Short Title: Home Care/Hospice Crim. Checks.

(Public)

Sponsors: Representative Miner.

Referred to: Judiciary II.

April 11, 1995

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE DEPARTMENT OF JUSTICE MAY PROVIDE
CRIMINAL RECORD CHECKS TO HOME CARE AGENCIES AND HOSPICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 114-19.3 reads as rewritten:

"§ 114-19.3. Criminal record checks of personnel of hospitals, nursing homes, home care agencies, hospices, and area mental health, developmental disabilities, and substance abuse authorities and their contract agencies.

The Department of Justice may provide a criminal record check to a ~~hospital or nursing home~~ hospital, nursing home, home care agency, or hospice licensed under Chapter 131E of the General Statutes and to a hospital or an area mental health, developmental disabilities, and substance abuse authority licensed under Chapter 122C of the General Statutes, including a contract agency of an area authority that is subject to the provisions of Article 4 of Chapter 122C of the General Statutes, of an individual who is employed by the hospital, nursing home, home care agency, hospice, area authority, or contract agency or of an individual who has applied for employment with the hospital, nursing home, home care agency, hospice, area authority, or contract agency if the employee or applicant consents to the record check. The information shall be kept confidential by the hospital, nursing home, home care agency, hospice, area authority, or contract agency that received the information. Upon the disclosure of confidential

1 information under this section by a hospital, nursing home, home care agency, hospice,
2 area authority, or contract agency, the Department may refuse to provide further criminal
3 record checks to the hospital, nursing home, home care agency, hospice, area authority,
4 or contract agency. The Department shall charge a fee of ten dollars (\$10.00) for
5 conducting a criminal record check under this section."

6 Sec. 2. This act becomes effective October 1, 1995, and applies to checks done
7 on or after that date.