

House Bill 466

By: Representatives Williamson of the 115th, Powell of the 32nd, Hatchett of the 150th,
Coomer of the 14th, and Jones of the 47th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to
2 disclosure and dissemination of criminal records to private persons and businesses, resulting
3 responsibility and liability of issuing center, and provision of certain information to the FBI
4 in conjunction with the National Instant Criminal Background Check System, so as to revise
5 conditions regarding when the Georgia Crime Information Center may disseminate
6 electronically certain criminal history records to private persons and businesses without
7 fingerprint comparison or consent of the person whose records are requested; to provide for
8 related matters; to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 Code Section 35-3-34 of the Official Code of Georgia Annotated, relating to disclosure and
12 dissemination of criminal records to private persons and businesses, resulting responsibility
13 and liability of issuing center, and provision of certain information to the FBI in conjunction
14 with the National Instant Criminal Background Check System, is amended by revising
15 subparagraph (a)(1)(C) as follows:

16 "(C) When the identifying information provided is sufficient to identify persons whose
17 records are requested electronically; or a data base extract file is requested
18 electronically, the center may disseminate electronically criminal history records of
19 in-state felony convictions, pleas, and sentences without:

- 20 (i) Fingerprint comparison; or
21 (ii) Consent of the person whose records are requested; and"

22 style="text-align:center">**SECTION 2.**

23 All laws and parts of laws in conflict with this Act are repealed.