

Senate Bill 61

By: Senators Mullis of the 53rd, Whitehead, Sr. of the 24th, Seay of the 34th, Butler of the 55th, Staton of the 18th and others

**AS PASSED**

**A BILL TO BE ENTITLED  
AN ACT**

1 To amend Code Section 19-8-16 of the Official Code of Georgia Annotated, relating to  
2 investigation by a child-placing agency or other agent, so as to require a petitioner to submit  
3 to a criminal history records check; to provide for such an investigation; to provide for a fee;  
4 to repeal conflicting laws; and for other purposes.

5 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

6 **SECTION 1.**

7 Code Section 19-8-16 of the Official Code of Georgia Annotated, relating to investigation  
8 by a child-placing agency or other agent, is amended by revising subsection (d) as follows:  
9 ~~"(d) Where a criminal records check of a petitioner is required pursuant to this Code~~  
10 ~~section, that petitioner shall pay the fee and the child-placing agency or other independent~~  
11 ~~agent may make application for such records check to the Georgia Crime Information~~  
12 ~~Center.~~ The court shall require the petitioner submit to a criminal history records check.  
13 The petitioner shall submit his or her fingerprints to the Georgia Crime Information Center  
14 with the appropriate fee. The center shall promptly transmit the fingerprints to the Federal  
15 Bureau of Investigation for a search of bureau records and shall obtain an appropriate  
16 report. The Georgia Crime Information Center shall also promptly conduct a search of its  
17 records and any records to which it has access. The center shall notify the court in writing  
18 of the presence or absence of any derogatory finding, including but not limited to any  
19 conviction data, regarding the fingerprint records check."

20 **SECTION 2.**

21 All laws and parts of laws in conflict with this Act are repealed.