

ADOPTED

Senator Shafer of the 48th offered the following amendment:

1 *Amend the Senate Insurance and Labor Committee substitute to SB 144 (LC 37 0877S) by*
2 *redesignating Sections 2 and 3 as Sections 3 and 4, respectively, and inserting after line 68*
3 *the following:*

SECTION 2.

4
5 Said title is further amended by revising subsection (b) of Code Section 33-23-5.1, relating
6 to conviction data, as follows:

7 "(b) With respect to the requirements of paragraph ~~(4)~~ (3) of subsection (a) of Code
8 Section 33-23-5, the Commissioner shall be authorized to obtain conviction data with
9 respect to an applicant as authorized in this Code section. The Commissioner shall submit
10 to the Georgia Crime Information Center two complete sets of fingerprints of the applicant
11 for appointment or employment, the required records search fees, and such other
12 information as may be required. Upon receipt of such material, the Georgia Crime
13 Information Center shall promptly forward one set of fingerprints to the Federal Bureau of
14 Investigation for a search of bureau records and the preparation of an appropriate report
15 concerning such records search and shall retain the other set and promptly conduct a search
16 of its own records and all records to which the center has access. The Georgia Crime
17 Information Center shall notify the Commissioner in writing of any derogatory finding,
18 including, but not limited to, any conviction data regarding the fingerprint records check
19 or if there is no such finding. All conviction data received by the Commissioner shall not
20 be a public record, shall be privileged, and shall not be disclosed to any other person or
21 agency except as provided in this Code section and except to any person or agency that
22 otherwise has a legal right to inspect the employment file. All such records shall be
23 maintained by the Commissioner pursuant to the laws regarding such records and the rules
24 and regulations of the Federal Bureau of Investigation and the Georgia Crime Information
25 Center, as applicable."