

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001

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SENATE BILL 900

Short Title: Revise CJIN Board.

(Public)

Sponsors: Senator Reeves.

Referred to: Information Technology.

April 5, 2001

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE CRIMINAL JUSTICE INFORMATION NETWORK
2 BOARD TO HIRE AN EXECUTIVE DIRECTOR; TO ESTABLISH THE
3 BUDGET SUBCOMMITTEE OF THE BOARD; AND TO ESTABLISH THE
4 CRIMINAL JUSTICE TECHNOLOGY FUND.
5

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 143-664 reads as rewritten:

8 "**§ 143-664. Election of officers; meetings; staff, etc.**

9 (a) The Governor shall call the first meeting of the Board. At the first meeting,
10 the Board shall elect a chair and a vice-chair, each to serve a one-year term, with
11 subsequent officers to be elected for one-year terms. The Board shall hold at least two
12 regular meetings each year, as provided by policies and procedures adopted by the
13 Board. The Board may hold additional meetings upon the call of the chair or any three
14 Board members. A majority of the Board membership constitutes a quorum.

15 (b) The Board may hire an executive director. The executive director of the
16 Board shall serve as its chief information officer and shall assist the Board in fulfilling
17 the powers and duties of the Board. In particular, the executive director shall assure that
18 the standards and information technology developed by the Board adheres to the
19 standards, procedures, and policies of the Office of Information Technology Services
20 and the Information Resources Management Commission. In addition, the executive
21 director shall assist the Board in coordinating and prioritizing the information
22 technology requirements and needs of each agency and department that is a part of the
23 Network. Pending permanent staffing, the ~~The executive director may hire professional~~
24 and clerical staff for additional support or, in the alternative, the Department shall
25 provide the Board with professional and clerical staff and any additional support the
26 Board needs to fulfill its mandate. The Board may meet in an area provided by the
27 Department of Justice and the Board's staff shall use space provided by the
28 Department."

1 **SECTION 2.** G.S. 143-663(a) reads as rewritten:

2 "(a) The Board shall have the following powers and duties:

- 3 (1) To establish and operate the Network as an integrated system of State
4 and local government components for effectively and efficiently
5 storing, communicating, and using criminal justice information at the
6 State and local levels throughout North Carolina's law enforcement,
7 judicial, and corrections agencies, with the components of the Network
8 to include electronic devices, programs, data, and governance and to
9 set the Network's policies and procedures.
- 10 (2) To develop and adopt uniform standards and cost-effective
11 information technology, after thorough evaluation of the capacity of
12 information technology to meet the present and future needs of the
13 State and, in consultation with the Information Resource Management
14 Commission, to develop and adopt standards for entering, storing, and
15 transmitting information in criminal justice databases and for
16 achieving maximum compatibility among user technologies.
- 17 (3) To identify the funds needed to establish and maintain the Network,
18 identify public and private sources of funding, and secure ~~funding~~
19 State, federal, and private funding, including State appropriations, to:
- 20 a. Create the Network and facilitate the sharing of information
21 among users of the ~~Network; and~~ Network;
- 22 b. Make grants to local government users to enable them to
23 acquire or improve elements of the Network that lie within the
24 responsibility of their agencies or State agencies; provided that
25 the elements developed with the funds must be available for use
26 by the State or by local governments without cost and the
27 applicable State agencies join in the request for
28 ~~funding-funding; and~~
- 29 c. Allocate funds to the State agencies and departments that are
30 part of the Criminal Justice Information Network, including the
31 Departments of Correction, Crime Control and Public Safety,
32 Juvenile Justice and Delinquency Prevention, and Justice and
33 the Judicial Department.
- 34 (4) To provide assistance to local governments for the financial and
35 systems planning for Network-related automation and to coordinate
36 and assist the Network users of this State in soliciting bids for
37 information technology hardware, software, and services in order to
38 assure compliance with the Board's technical standards, to gain the
39 most advantageous contracts for the Network users of this State, and to
40 assure financial accountability where State funds are used.
- 41 (5) To provide a liaison among local government users and to advocate on
42 behalf of the Network and its users in connection with legislation
43 affecting the Network.

- 1 (6) To facilitate the sharing of knowledge about information technologies
2 among users of the Network.
3 (7) To take any other appropriate actions to foster the development of the
4 Network."

5 **SECTION 3.** Article 69 of Chapter 143 of the General Statutes is amended
6 by adding the following new sections to read:

7 **"§ 143-665. Budget subcommittee created; powers and duties.**

8 (a) There is created the Criminal Justice Information Network Governing Board
9 subcommittee on the budget and funding issues. The subcommittee shall consist of the
10 following members of the Board:

- 11 (1) The member who is a director or employee of a State correction
12 agency appointed by the Governor pursuant to G.S. 143-661(b)(1).
13 (2) The member who is an employee of the North Carolina Department of
14 Crime Control and Public Safety appointed by the Governor pursuant
15 to G.S. 143-661(b)(1).
16 (3) The member who is an employee of the Attorney General appointed by
17 the Attorney General pursuant to G.S. 143-661(b)(3).
18 (4) The member who is the Director of the Administrative Office of the
19 Courts or an employee of the Administrative Office of the Courts
20 pursuant to G.S. 143-661(b)(4).
21 (5) The member who is the Chair of the Information Resource
22 Management Commission or a member of that Commission appointed
23 pursuant to G.S. 143-661(b)(5).

24 In addition to the subcommittee members who are members of the Board, the
25 following persons shall serve on the subcommittee, ex officio:

- 26 (1) The Secretary of the Department of Correction, or that person's
27 designee.
28 (2) The Secretary of the Department of Crime Control and Public Safety,
29 or that person's designee.
30 (3) The Secretary of the Administrative Office of the Courts, or that
31 person's designee.
32 (4) The Director of the State Bureau of Investigation, or that person's
33 designee.
34 (5) The Attorney General, or that person's designee.

35 (b) Every two years, the subcommittee shall elect a chair from among its
36 members to preside over meetings of the subcommittee, coordinate with the agencies
37 and departments that are a part of the Network, and report recommendations of the
38 subcommittee to the Board and General Assembly, as required by this section.

39 (c) The subcommittee shall review the funding information technology needs of
40 each agency and department in State government that is a part of the Criminal Justice
41 Information Network, including the Departments of Correction, Crime Control and
42 Public Safety, Juvenile Justice and Delinquency Prevention, and Justice and the Judicial
43 Department. The subcommittee shall analyze the information technology needs of each
44 agency or department, determine how those needs impact the Criminal Justice

1 Information Network as a whole, coordinate and prioritize those funding and budgetary
2 needs, and make recommendations regarding allocations from the Criminal Justice
3 Technology Fund to each agency or department that is a part of the Network.

4 (d) The subcommittee shall report its recommendations to the Board for its
5 review on or before December 31 each year. A copy of the report shall be submitted to
6 the Joint Select Committee on Information Technology and the Fiscal Research
7 Division.

8 **"§ 143-666. Criminal Justice Technology Fund.**

9 There is established in the office of the State Treasurer a special fund, which shall be
10 known as the Criminal Justice Technology Fund. All State funds appropriated for the
11 Criminal Justice Information Network, all federal funds received by the Board, and all
12 funds received from whatever sources shall be deposited to the credit of the Criminal
13 Justice Technology Fund and made available to the Board until expended subject to this
14 Article. The Criminal Justice Technology Fund shall be subject to the provisions of the
15 Executive Budget Act, Article 1 of Chapter 143 of the General Statutes.

16 All moneys credited to the Criminal Justice Technology Fund shall be made
17 available to carry out the intent and purposes of this Article in accordance with plans
18 approved by the Criminal Justice Information Network Governing Board, and all such
19 funds are hereby appropriated, reserved, set aside, and made available until expended,
20 for the enforcement of this Article. The Board shall report to the Joint Legislative
21 Commission on Governmental Operations before expending from the Criminal Justice
22 Technology Fund more than the amount authorized in the budget enacted by the
23 General Assembly for the fiscal period.

24 In the event any uncertainty should arise as to the funds to be turned over to the
25 Board, the Governor has full power and authority to determine the matter and his
26 recommendation shall be final and binding to all parties concerned."

27 **SECTION 4.** G.S. 120-123 is amended by adding a new subdivision to read:

28 "(75) The Criminal Justice Information Network Governing Board, as
29 established by G.S. 143-661."

30 **SECTION 5.** This act is effective when it becomes law.