

Article - Criminal Procedure

PART V. NATIONAL CRIME PREVENTION AND PRIVACY COMPACT.

10-237.

THE NATIONAL CRIME PREVENTION AND PRIVACY COMPACT IS HEREBY ENTERED INTO AND ENACTED WITH ANY AND ALL OF THE STATES AND THE FEDERAL GOVERNMENT LEGALLY JOINING THE COMPACT IN THE FORM SUBSTANTIALLY AS FOLLOWS.

10-238.

(A) THIS COMPACT ORGANIZES AN ELECTRONIC INFORMATION SHARING SYSTEM AMONG THE FEDERAL GOVERNMENT AND THE STATES TO EXCHANGE CRIMINAL HISTORY RECORDS FOR NONCRIMINAL JUSTICE PURPOSES AUTHORIZED BY FEDERAL OR STATE LAW, SUCH AS BACKGROUND CHECKS FOR GOVERNMENTAL LICENSING AND EMPLOYMENT.

(B) UNDER THIS COMPACT, THE FBI AND THE PARTY STATES AGREE TO MAINTAIN DETAILED DATABASES OF THEIR RESPECTIVE CRIMINAL HISTORY RECORDS, INCLUDING ARRESTS AND DISPOSITIONS, AND TO MAKE THEM AVAILABLE TO THE FEDERAL GOVERNMENT AND TO PARTY STATES FOR AUTHORIZED PURPOSES. THE FBI SHALL ALSO MANAGE THE FEDERAL DATA FACILITIES THAT PROVIDE A SIGNIFICANT PART OF THE INFRASTRUCTURE FOR THE SYSTEM.

10-239.

(A) IN THIS PART THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "ATTORNEY GENERAL" MEANS THE ATTORNEY GENERAL OF THE UNITED STATES.

(C) "COMPACT OFFICER" MEANS:

(1) WITH RESPECT TO THE FEDERAL GOVERNMENT, AN OFFICIAL SO DESIGNATED BY THE DIRECTOR OF THE FBI; AND

(2) WITH RESPECT TO A PARTY STATE, THE CHIEF ADMINISTRATOR OF THE STATE'S CRIMINAL HISTORY RECORDS REPOSITORY OR A DESIGNEE OF THE CHIEF ADMINISTRATOR WHO IS A REGULAR FULL-TIME EMPLOYEE OF THE REPOSITORY.

(D) "COUNCIL" MEANS THE COMPACT COUNCIL ESTABLISHED UNDER SECTION 10-244 OF THIS SUBTITLE.

(E) "CRIMINAL HISTORY RECORDS":

(1) MEANS INFORMATION COLLECTED BY CRIMINAL JUSTICE AGENCIES ON INDIVIDUALS CONSISTING OF IDENTIFIABLE DESCRIPTIONS AND NOTATIONS OF ARRESTS, DETENTIONS, INDICTMENTS, OR OTHER FORMAL CRIMINAL CHARGES, AND ANY DISPOSITION ARISING THEREFROM, INCLUDING ACQUITTAL, SENTENCING, CORRECTIONAL SUPERVISION, OR RELEASE; AND