

# **WEST VIRGINIA LEGISLATURE**

## **2020 REGULAR SESSION**

**Introduced**

### **Senate Bill 676**

BY SENATORS MANN, BALDWIN, JEFFRIES, TAKUBO,

WELD, AND ROBERTS

[Introduced January 31, 2020; referred  
to the Committee on Government Organization]

1 A BILL to amend and reenact §15-2C-6 of the Code of West Virginia, 1931, as amended, relating  
2 to permitting fees from the Central Abuse Registry to be used for costs relating to  
3 information technology support and infrastructure; and permitting the term “criminal  
4 recordingkeeping” to include data creation.

*Be it enacted by the Legislature of West Virginia:*

## **ARTICLE 2C. CENTRAL ABUSE REGISTRY.**

### **§15-2C-6. Fees.**

1 The criminal identification bureau may charge, and any requester shall pay a user charge  
2 of \$10 for each request for information made by a requester to the central abuse registry. In order  
3 to expedite requests by requesters, the criminal identification bureau may establish a procedure  
4 permitting service providers or qualified entities as defined in section one of this article to deposit  
5 funds with the bureau in anticipation of requests. Fees pursuant to this section shall be paid into  
6 a special account in the State Treasury to be expended for: ~~registry~~ (1) Registry purposes and  
7 criminal record keeping; (2) information technology (IT) support and infrastructure; and (3)  
8 technology-related hardware and/or software that is associated with the routine operations of the  
9 West Virginia State Police Criminal Identification Bureau, including, but not limited to, the creation,  
10 transport, storage, and delivery of criminal justice information: *Provided*, That for and after the  
11 fiscal year ending June 30, 1998, all expenditures shall be made in accordance with appropriation  
12 by the Legislature. Amounts collected which are found from time-to-time to exceed the funds  
13 needed for Central Abuse Registry and criminal record keeping purposes may be transferred to  
14 other accounts or funds and redesignated for other purposes by appropriation of the Legislature.  
15 For purposes of this section, the term “criminal record keeping” means the compiling of  
16 fingerprints, photographs, criminal disposition reports, uniform crime report statistics, and other  
17 relevant data regarding the arrest, conviction, incarceration, and post-conviction status of criminal  
18 violators and sex offenders. ~~“Criminal record keeping” does not include the creation of any data.~~

NOTE: The purpose of this bill is to permit fees from the Central Abuse Registry to be used for costs relating to information technology support and infrastructure. The bill permits the term "criminal recording keeping" to include data creation.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.