

TITLE 6: CRIMES AND CRIMINAL PROCEDURE
DIVISION 9: CRIMINAL JUSTICE SYSTEM COMPONENTS

§ 9213. Dissemination of Criminal Justice Information to Noncriminal Justice Requesters.

(a) All criminal justice information in the possession or control of a criminal justice agency shall be disclosed pursuant to court order.

(b) All criminal justice information in the possession or control of a criminal justice agency, except criminal intelligence and investigative information should be made available to qualified persons and organizations for research, evaluative and statistical purposes under written agreements reasonably designed to ensure the security and confidentiality of the information and the protection of the privacy interest of individual subjects. Whenever such information is made available, the identification component of criminal justice records should be deleted unless the purpose of the research clearly cannot be accomplished without such identification information.

(c) All criminal history record information and criminal index information in the possession or control of a criminal justice agency shall be made available to federal agencies pursuant to federal statute for background checks for security clearance determination or assignment to or retention in sensitive national security duties; and

(d) All criminal history record information in the possession or control of a criminal justice agency, except non-conviction information, shall be made available, upon request, to any person for any purpose, and non-conviction information and criminal index information shall be made available for governmental or private noncriminal justice purposes as authorized by Commonwealth statutes or court order or in circumstances involving responsibility for the life or safety of individuals. Non-conviction information and criminal index information may be made available under this section only pursuant to a written agreement with the requester reasonably designed to ensure that the information is used only for the purpose for which it was disseminated, and not re-disseminated, and is maintained in a manner to assure the security of the information and the protection of the privacy interest of record subjects.

Source: PL 13-53, § 3 (113), modified.

Commission Comment: See the comment to 6 CMC § 9201 regarding PL 13-53.