

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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SENATE BILL 78*
Corrected Copy 4/15/13
Program Evaluation Committee Substitute Adopted 5/8/13
House Committee Substitute Favorable 6/5/14
House Committee Substitute #2 Favorable 6/26/14

Short Title: Law Enforcement Privacy/Public Web Sites.

(Public)

Sponsors:

Referred to:

February 13, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE CITIES AND COUNTIES TO REMOVE PERSONAL
3 INFORMATION FROM RECORDS AVAILABLE ON INTERNET WEB SITES
4 MAINTAINED BY COUNTIES AND CITIES WHEN REQUESTED BY CERTAIN
5 LAW ENFORCEMENT PERSONNEL, PROSECUTORS, AND JUDICIAL OFFICERS.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. Article 7 of Chapter 153A of the General Statutes is amended by
8 adding a new section to read:

9 "**§ 153A-148.2. Removal of personal information from public Web sites; law enforcement
10 personnel and others.**

11 Each county shall develop and make available a process by which a nonelected official
12 listed below may request that the county remove that individual's personal information,
13 including address and phone number, from any Internet Web site maintained by the county and
14 available to the general public, including local tax records:

15 (1) A federal, State, or local law enforcement officer.

16 (2) A State criminal magistrate.

17 (3) An assistant district attorney.

18 (4) A prosecutor employed by the North Carolina Department of Justice.

19 (5) A United States Attorney or Assistant United States Attorney.

20 (6) A federal judge.

21 The request must specify the personal information to be removed from the Web site. The
22 county must remove the information if properly requested under this section. Information
23 removed from the Web site continues to be a public record if it would otherwise be subject to
24 disclosure under Chapter 132 of the General Statutes."

25 SECTION 2. Article 9 of Chapter 160A of the General Statutes is amended by
26 adding a new section to read:

27 "**§ 160A-208.2. Removal of personal information from public Web sites; law enforcement
28 personnel and others.**

29 Each city shall develop and make available a process by which a nonelected official listed
30 below may request that the city remove that individual's personal information, including
31 address and phone number, from any Internet Web site maintained by the city and available to
32 the general public, including local tax records:

33 (1) A federal, State, or local law enforcement officer.



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- 1 (2) A State criminal magistrate.
- 2 (3) An assistant district attorney.
- 3 (4) A prosecutor employed by the North Carolina Department of Justice.
- 4 (5) A United States Attorney or Assistant United States Attorney.
- 5 (6) A federal judge.

6 The request must specify the personal information to be removed from the Web site. The
7 city must remove the information if properly requested under this section. Information removed
8 from the Web site continues to be a public record if it would otherwise be subject to disclosure
9 under Chapter 132 of the General Statutes."

10 **SECTION 3.** The process required by Section 1 and Section 2 of this act shall be
11 developed and implemented by January 1, 2015.

12 **SECTION 4.** This act is effective when it becomes law.