GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2013

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SENATE BILL 539 PROPOSED COMMITTEE SUBSTITUTE S539-PCS15253-SA-22

April 1, 2013

Short Title: Jury List/Date of Birth Information.

(Public)

Sponsors:

Referred to:

1		A BILL TO BE ENTITLED
2	AN ACT TO A	UTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO
3	OBTAIN AC	CCESS TO DATE OF BIRTH INFORMATION FOR PURPOSES OF
4	ADDING A U	JNIQUE IDENTIFIER THAT CAN BE USED TO REMOVE DUPLICATE
5	JUROR REC	ORDS WHEN PREPARING THE MASTER JURY LIST.
6	The General Asse	mbly of North Carolina enacts:
7	SECT	ION 1. G.S. 163-82.10B reads as rewritten:
8	"§ 163-82.10B. (Confidentiality of date of birth.
9	Boards of ele	ections shall keep confidential the date of birth of every voter-registration
10	applicant and regi	stered voter, except in the following situations:
11	(1)	When a voter has filed notice of candidacy for elective office under
12		G.S. 163-106, 163-122, 163-123, or 163-294.2, or 163-323, has been
13		nominated as a candidate under G.S. 163-98 or G.S. 163-114, or has
14		otherwise formally become a candidate for elective office. The exception of
15		this subdivision does not extend to an individual who meets the definition of
16		"candidate" only by beginning a tentative candidacy by receiving funds or
17		making payments or giving consent to someone else to receive funds or
18		transfer something of value for the purpose of exploring a candidacy.
19	(2)	When a voter is serving in an elective office.
20	(3)	When a voter has been challenged pursuant to Article 8 of this Chapter.
21	(4)	When a voter-registration applicant or registered voter expressly authorizes
22		in writing the disclosure of that individual's date of birth.
22 23 24	<u>(5)</u>	When requested by the Administrative Office of the Courts for purposes of
24		preparing the master jury list in judicial districts.
25	The disclosure of an individual's age does not constitute disclosure of date of birth in	
26	violation of this section.	
27	The county board of elections shall give precinct officials access to a voter's date of birth	
28	where necessary for election administration, consistent with the duty to keep dates of birth	
29	confidential.	
30	Disclosure of a date of birth in violation of this section shall not give rise to a civil cause of	
31	action. This limitation of liability does not apply to the disclosure of a date of birth in violation	
32	of this subsection as a result of gross negligence, wanton conduct, or intentional wrongdoing	
33	that would otherwise be actionable."	
34	SECI	ION 2. G.S. 9-4(b) reads as rewritten:



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General Assembly Of North Carolina

- 1 "(b) Public access to juror information shall be limited to the alphabetized list of the
- 2 names. The addresses and dates of birth of prospective jurors are confidential and not subject to
- disclosure without an order of the court."
 SECTION 3. This act is effect
 - **SECTION 3.** This act is effective when it becomes law.