

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 1080
Committee Substitute Favorable 6/6/18
PROPOSED SENATE COMMITTEE SUBSTITUTE H1080-PCS10519-RN-33

Short Title: Guilford Co. Animal Control Records. (Local)

Sponsors:

Referred to:

June 1, 2018

1 A BILL TO BE ENTITLED
2 AN ACT RELATING TO THE RELEASE OF ANIMAL SERVICES RECORDS IN
3 GUILFORD COUNTY AND AUTHORIZING THE CITY OF GREENSBORO TO
4 DISCLOSE LIMITED PERSONNEL INFORMATION CONCERNING THE
5 DISPOSITION OF DISCIPLINARY CHARGES AGAINST A POLICE OFFICER TO THE
6 CRIMINAL JUSTICE ADVISORY COMMISSION AND ITS SUBCOMMITTEE, THE
7 POLICE COMMUNITY REVIEW BOARD, DESIGNATED BY THE CITY COUNCIL TO
8 PROVIDE CITIZEN REVIEW OF THE POLICE DISCIPLINARY PROCESS.

9 The General Assembly of North Carolina enacts:

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11 **PART I. RELEASE OF ANIMAL SERVICE RECORDS IN GUILFORD COUNTY**

12 **SECTION 1.(a)** Chapter 132 of the General Statutes is amended by adding a new
13 section to read:

14 **"§ 132-1.15. Personally identifiable records relating to county animal services.**

15 (a) Personally identifiable information held by a county animal services agency that
16 relates to any of the following persons is not a public record as defined in G.S. 132-1:

17 (1) An individual who has voluntarily surrendered ownership of an animal to an
18 animal shelter.

19 (2) An individual who has adopted a shelter animal or to whom a shelter animal
20 has been placed through a foster program.

21 (b) When a county animal control service places animals with an animal rescue
22 organization, the identity of the animal rescue organization is a public record as defined in
23 G.S. 132-1.

24 (c) Disclosure or nondisclosure of information that is not a public record under this
25 section may be made in the county's discretion."

26 **SECTION 1.(b)** This section applies to Guilford County only.

27
28 **PART II. AUTHORIZE THE CITY OF GREENSBORO TO DISCLOSE CERTAIN**
29 **INFORMATION**

30 **SECTION 2.(a)** G.S. 160A-168(c)(8), as amended by S.L. 2001-20, reads as
31 rewritten:

32 "(8) In order to facilitate citizen review of the police disciplinary process, the city
33 manager or the chief of police, or their ~~designees~~ ~~designees~~, may release the
34 disposition of disciplinary charges against a police officer and the facts relied
35 upon in determining that disposition to the ~~Human Relations Commission~~



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1 Complaint Subcommittee, and Criminal Justice Advisory Commission and its
2 subcommittee, the Police Community Review Board, designated by the city
3 council to provide citizen review of the police disciplinary process. The city
4 manager, chief of police, or their designees, and the Criminal Justice Advisory
5 Commission and its subcommittee, the Police Community Review Board,
6 may release the disposition of the disciplinary charges to the person alleged
7 to have been aggrieved by the officer's actions or to that person's survivor.
8 ~~Commission members~~ The members of the Criminal Justice Advisory
9 Commission and its subcommittee, the Police Community Review Board,
10 shall maintain as confidential all personnel information released to them under
11 this subdivision that is not a matter of public record under this section, and
12 any member who violates that confidentiality is guilty of the violations set
13 forth in subsections (e) and (f) of this section. Each member of the
14 ~~Commission~~ Criminal Justice Advisory Commission and its subcommittee, the
15 Police Community Review Board, shall execute and adhere to a
16 confidentiality agreement that is satisfactory to the city. For purposes of this
17 subdivision, the term "disposition of disciplinary charges" includes
18 determinations that the charges are sustained, not sustained, unfounded,
19 exonerated, classified as an information file, or classified as any other
20 disciplinary disposition category subsequently adopted by the Greensboro
21 Police Department."

22 **SECTION 2.(b)** This section applies to the City of Greensboro only.

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24 **PART III. EFFECTIVE DATE**

25 **SECTION 3.** This act is effective when it becomes law.