GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE DRH10639-LB-252 (3/17)

Short Title:	Chapel Hill Police Discipline Board.	(Local)
Sponsors:	Representative Insko.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE TOWN OF CHAPEL HILL TO ALLOW THE TOWN OF CHAPEL HILL TO DISCLOSE LIMITED PERSONNEL INFORMATION CONCERNING THE DISPOSITION OF DISCIPLINARY CHARGES AGAINST POLICE OFFICERS.

The General Assembly of North Carolina enacts:

SECTION 1. The Charter of the Town of Chapel Hill, being Chapter 473 of the 1975 Session Laws, as rewritten by Section 6 of Chapter 911 of the 1981 Session Laws, is revised by adding a new section to read as follows:

"Sec. 6.3. **Disclosure of Personnel Information to Police Citizen Review Board.** Notwithstanding G.S. 160A-168, the town manager or the town manager's designee may, to facilitate citizen review of the police disciplinary process, release the disposition of disciplinary charges against a police officer and the facts relied upon in determining the disposition to (i) members of a citizen review board established by the town council to review police disciplinary process and (ii) the person alleged to have been aggrieved by the police officer's action or the person's survivor or, in the case of a juvenile, the person's parent or legal guardian. The disposition of disciplinary charges includes a determination that the charges were sustained, not sustained, unfounded, exonerated, or the result of a policy failure. If the citizen review board hears an appeal of a police disciplinary case, the disposition of disciplinary charges as well as the facts and circumstances of the case may be released by the town manager or the town manager's designee to the citizen review board or to any person whose presence is necessary to the appeals hearing as determined by the town manager or the town manager's designee. In addition, the facts and circumstances of the case shall be made available to the police officer who is the subject of the disciplinary charges. Citizen review board members and other persons shall keep confidential all information released to them under this section that is not a matter of public record under G.S. 160A-168, and any person who violates the confidentiality shall be prosecuted as prescribed in G.S. 160A-168(e) and (f)."

SECTION 2. This act is effective when it becomes law.