

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2017

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SENATE BILL 454

Short Title: LEO Personal Info and Public Records. (Public)

Sponsors: Senators McKissick, Britt, and Daniel (Primary Sponsors).

Referred to: Rules and Operations of the Senate

March 29, 2017

1 A BILL TO BE ENTITLED  
2 AN ACT TO CLARIFY THE NATURE OF PERSONAL INFORMATION OF LAW  
3 ENFORCEMENT OFFICERS NOT SUBJECT TO THE PUBLIC RECORDS LAW.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 160A-168 reads as rewritten:

6 "§ 160A-168. Privacy of employee personnel records.

7 ...

8 (b3) The only information with respect to employees who are sworn law enforcement  
9 officers that may be disclosed is the list of names of all such current employees.

10 ...

11 (c4) ~~Even if considered part of an employee's personnel file, the~~ The following  
12 information in the personnel file regarding any sworn law enforcement officer shall not be  
13 disclosed ~~to an employee or any other person,~~ unless disclosed in accordance with  
14 G.S. 132-1.4, or in accordance with G.S. 132-1.10, or for the personal safety of that sworn law  
15 enforcement officer or any other person residing in the same residence:

16 (1) Information that might identify the residence of a sworn law enforcement  
17 officer.

18 (2) Emergency contact information.

19 (3) Any identifying information as defined in G.S. 14-113.20.

20 ...."

21 SECTION 2. G.S. 153A-98 reads as rewritten:

22 "§ 153A-98. Privacy of employee personnel records.

23 ...

24 (b3) The only information with respect to employees who are sworn law enforcement  
25 officers that may be disclosed is the list of names of all such current employees.

26 ...

27 (c4) ~~Even if considered part of an employee's personnel file, the~~ The following  
28 information in the personnel file regarding any sworn law enforcement officer shall not be  
29 disclosed ~~to an employee or any other person,~~ unless disclosed in accordance with  
30 G.S. 132-1.4, or in accordance with G.S. 132-1.10, or for the personal safety of that sworn law  
31 enforcement officer or any other person residing in the same residence:

32 (1) Information that might identify the residence of a sworn law enforcement  
33 officer.

34 (2) Emergency contact information.

35 (3) Any identifying information as defined in G.S. 14-113.20.

36 ...."



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**SECTION 3.** G.S. 132-1.7(b1) reads as rewritten:

"(b1) ~~Public~~ Except upon consent of the employee to disclose the mobile telephone number, public records shall not include mobile telephone numbers issued by a local, county, or State government to any of the following:

- (1) A sworn law enforcement officer or nonsworn employee of a public law enforcement agency.
- (2) An employee of a fire department.
- (3) Any employee whose duties include responding to an emergency."

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