

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

S

1

SENATE BILL 939

Short Title: Fayetteville Review Board. (Local)

Sponsors: Senators Meredith (Primary Sponsor); and Mansfield.

Referred to: State and Local Government.

May 31, 2012

1 A BILL TO BE ENTITLED
2 AN ACT TO PERMIT THE CITY OF FAYETTEVILLE TO DISCLOSE LIMITED
3 PERSONNEL INFORMATION TO THE MEMBERS OF THE CITIZEN REVIEW
4 BOARD TO FACILITATE ITS REVIEW OF POLICE DISCIPLINARY CASES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 160A-168(c) is amended by adding a new subdivision to read:

7 "(8) In order to facilitate citizen review of the police disciplinary process, the city
8 manager or the chief of police, or their designees, may release the
9 disposition of disciplinary charges against a police officer and the facts
10 relied upon in determining that disposition to the Citizen Complaint Review
11 Board, and may release the disposition of the disciplinary charges to the
12 person alleged to have been aggrieved by the officer's actions or to that
13 person's survivor. Board members shall maintain as confidential all
14 personnel information released to them under this subdivision that is not a
15 matter of public record under this section, and any member who violates that
16 confidentiality is guilty of the violations set forth in subsections (e) and (f)
17 of this section. Each member of the Board shall execute and adhere to a
18 confidentiality agreement that is satisfactory to the city. For purposes of this
19 subdivision, the term "disposition of disciplinary charges" includes
20 determinations that the charges are sustained, not sustained, unfounded,
21 exonerated, classified as an information file, or classified as any other
22 disciplinary disposition category subsequently adopted by the city police
23 department."

24 **SECTION 2.** This act applies only to the City of Fayetteville.

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

