

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021**

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HOUSE BILL 1103

Short Title: Pasquotank County/Citizen Review Board. (Local)

Sponsors: Representative Hunter.

For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Judiciary 4, if favorable, Local Government, if favorable, Rules, Calendar, and Operations of the House

May 27, 2022

A BILL TO BE ENTITLED

1 AN ACT ALLOWING PASQUOTANK COUNTY TO DISCLOSE LIMITED PERSONNEL
2 INFORMATION TO THE MEMBERS OF THE PASQUOTANK COUNTY CITIZENS'
3 ADVISORY COUNCIL TO FACILITATE ITS REVIEW OF DISCIPLINARY CHARGES
4 INVOLVING SHERIFF'S DEPUTIES.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Notwithstanding G.S. 153A-98, in order to facilitate citizen review of
8 the disciplinary process in the Office of the Pasquotank County Sheriff, it is hereby authorized
9 that the Sheriff, or the Sheriff's designee, may release the disposition of disciplinary charges
10 against a Sheriff's deputy and the facts relied upon in determining the disposition to (i) members
11 of the Citizens' Advisory Council (hereinafter "Council") to review the disciplinary process and
12 (ii) the person alleged to have been aggrieved by the deputy's action or the person's survivor.
13 Each member of the Council shall execute and adhere to a confidentiality agreement and shall
14 keep confidential all information released to them that is not a matter of public record under
15 G.S. 153A-98 or this section, and any person who violates the confidentiality shall be prosecuted
16 as prescribed in G.S. 153A-98(e) and (f). For purposes of this act, the "disposition of disciplinary
17 charges" includes determinations that the charges are sustained, not sustained, unfounded,
18 exonerated, classified as an information file, or classified as any other disciplinary disposition
19 category subsequently adopted by the county. In the event that the Council hears an appeal of a
20 disciplinary case as authorized by this act, the disposition of disciplinary charges, as defined in
21 this act, as well as the facts and circumstances of the case, may be released by the county manager
22 or the Sheriff to any person whose presence is necessary to the appeals hearing as determined by
23 the Sheriff, and that person shall keep confidential all information that is not a matter of public
24 record under G.S. 153A-98 or this section, and any person who violates the confidentiality shall
25 be prosecuted as prescribed in G.S. 153A-98(e) and (f). In addition, the facts and circumstances
26 of the case shall be made available to the deputy.

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

