

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE BILL 943  
Committee Substitute Favorable 4/10/07  
Senate Judiciary II (Criminal) Committee Substitute Adopted 7/25/07  
Fourth Edition Engrossed 7/28/07

Short Title: Updating of Jury List.

(Public)

Sponsors:

Referred to:

March 21, 2007

A BILL TO BE ENTITLED

AN ACT TO REQUIRE THE STATE REGISTRAR TO ASSIST COUNTY JURY COMMISSIONS IN UPDATING THEIR LISTS OF PROSPECTIVE JURORS BY PROVIDING A LIST OF RESIDENTS OF EACH COUNTY WHO HAVE DIED RECENTLY; TO REQUIRE THE STATE REGISTRAR TO PROVIDE THE COMMISSIONER OF MOTOR VEHICLES WITH A LIST OF RESIDENTS OF THE STATE WHO HAVE DIED RECENTLY; AND TO EXCLUDE FROM THE LISTS PROVIDED BY THE COMMISSIONER OF MOTOR VEHICLES TO COUNTY JURY COMMISSIONS THE NAMES OF PERSONS WHOSE DRIVERS LICENSES HAVE BEEN EXPIRED FOR AT LEAST EIGHT YEARS AND WHO HAVE BEEN INACTIVE VOTERS FOR AT LEAST EIGHT YEARS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 9-2(b) reads as rewritten:

"(b) In preparing the list, the jury commission shall use the list of registered voters and persons with drivers license records supplied to the county by the Commissioner of Motor Vehicles pursuant to G.S. 20-43.4. The commission shall remove from the list the names of those residents of the county who are recently deceased, which shall be supplied to the commission by the State Registrar under G.S. 130A-121(a). The commission may use fewer than all the names from the list if it uses a random method of selection. The commission may use other sources of names deemed by it to be reliable."

**SECTION 2.** Article 4 of Chapter 130A of the General Statutes is amended by adding a new section to read:

**§ 130A-121. List of deceased residents for county jury commission and Commissioner of Motor Vehicles.**

(a) The State Registrar shall provide to each county's jury commission an alphabetical list of all residents of that county who have died in the two years prior to

1 July 1 of each odd-numbered year, unless an annual jury list is being prepared under  
2 G.S. 9-2(a), in which case the list shall be of all residents of the county who have died  
3 in the year prior to July 1 of each year. The list shall include the name and address of  
4 each deceased resident and may be in either printed or computerized form, as requested  
5 by the jury commission.

6 (b) The State Registrar shall provide to the Commissioner of Motor Vehicles an  
7 alphabetical list of all residents of the State who have died in the two years prior to July  
8 1 of each odd-numbered year, unless an annual jury list is being prepared under  
9 G.S. 9-2(a), in which case the list shall be of all residents of the State who have died in  
10 the year prior to July 1 of each year. The list shall include the name and address of each  
11 deceased resident and may be in either printed or computerized form, as requested by  
12 the Commissioner of Motor Vehicles."

13 **SECTION 3.** G.S. 20-43.4 reads as rewritten:

14 **"§ 20-43.4. Current list of licensed drivers to be provided to jury commissions.**

15 The Commissioner of Motor Vehicles shall provide to each county jury commission  
16 an alphabetical list of all persons that the Commissioner has determined are residents of  
17 the county, who will be 18 years of age or older as of the first day of January of the  
18 following year, and licensed to drive a motor vehicle as of July 1 of each odd-numbered  
19 year, provided that if an annual jury list is being prepared under G.S. 9-2(a), the list to  
20 be provided to the county jury commission shall be updated and provided annually. The  
21 list shall include those persons whose license to drive has been suspended, and those  
22 former licensees whose license has been ~~enealed~~canceled, except that the list shall not  
23 include the name of any formerly licensed driver whose license is expired and has not  
24 been renewed for eight years or more. The list shall contain the address and zip code of  
25 each driver, plus the driver's date of birth, sex, social security number, and drivers  
26 license number, and may be in either printed or computerized form, as requested by  
27 each county. Before providing the list to the county jury commission, the Commissioner  
28 shall have computer-matched the list with the voter registration list of the State Board of  
29 Elections to eliminate duplicates. The Commissioner shall also remove from the list the  
30 names of those residents of the county who are recently deceased, which shall be  
31 supplied to the Commissioner by the State Registrar under G.S. 130A-121(b). The  
32 Commissioner shall include in the list provided to the county jury commission names of  
33 registered voters who do not have drivers licenses, and shall indicate the licensed or  
34 formerly licensed drivers who are also registered voters, the licensed or formerly  
35 licensed drivers who are not registered voters, and the registered voters who are not  
36 licensed or formerly licensed drivers. The list so provided shall be used solely for jury  
37 selection and election records purposes and no other. Information provided by the  
38 Commissioner to county jury commissions and the State Board of Elections under this  
39 section shall remain confidential, shall continue to be subject to the disclosure  
40 restriction provisions of G.S. 20-43.1, and shall not be a public record for purposes of  
41 Chapter 132 of the General Statutes."

42 **SECTION 4.** G.S. 163-82.11(e) reads as rewritten:

43 "(e) Cooperation on List for Jury Commission. – The State Board of Elections  
44 shall assist the Division of Motor Vehicles in providing to the county jury commission

1 of each county, as required by G.S. 20-43.4, a list of all registered voters in the county  
2 and all persons in the county with drivers license records. The list of registered voters  
3 provided by the State Board of Elections shall not include any registered voter who has  
4 been inactive for eight years or more."

5 **SECTION 5.** G.S. 20-7(b2) reads as rewritten:

6 "(b2) Disclosure of Social Security Number. – The social security number of an  
7 applicant is not a public record. The Division may not disclose an applicant's social  
8 security number except as allowed under federal law. A violation of the disclosure  
9 restrictions is punishable as provided in 42 U.S.C. § 408, and amendments to that law.

10 In accordance with 42 U.S.C. 405 and 42 U.S.C. 666, and amendments thereto, the  
11 Division may disclose a social security number obtained under subsection (b1) of this  
12 section only as follows:

- 13 (1) For the purpose of administering the drivers license laws.
- 14 (2) To the Department of Health and Human Services, Child Support  
15 Enforcement Program for the purpose of establishing paternity or child  
16 support or enforcing a child support order.
- 17 (3) To the Department of Revenue for the purpose of verifying taxpayer  
18 identity.
- 19 (4) To the Office of Indigent Defense Services of the Judicial Department  
20 for the purpose of verifying the identity of a represented client and  
21 enforcing a court order to pay for the legal services rendered.
- 22 (5) To each county jury commission for the purpose of verifying the  
23 identity of deceased persons whose names should be removed from  
24 jury lists."

25 **SECTION 6.** This act becomes effective October 1, 2007.