



1 (10) Date and general description of the reasons for each promotion with that  
2 department, agency, institution, commission, or bureau.

3 (11) Date and type of each dismissal, suspension, or demotion for disciplinary  
4 reasons taken by the department, agency, institution, commission, or bureau.  
5 If the disciplinary action was a dismissal, a copy of the written notice of the  
6 final decision of the head of the department setting forth the specific acts or  
7 omissions that are the basis of the dismissal.

8 (12) The office or station to which the employee is currently assigned.

9 (b) For the purposes of this section, the term "salary" includes pay, benefits, incentives,  
10 bonuses, and deferred and all other forms of compensation paid by the employing entity.

11 (c) Subject only to rules and regulations for the safekeeping of the records, adopted by  
12 the State Personnel Commission, every person having custody of such records shall permit  
13 them to be inspected and examined and copies thereof made by any person during regular  
14 business hours. Any Except as provided in subsection (d) of this section, any person who is  
15 denied access to any such record for the purpose of inspecting, examining or copying the same  
16 shall have a right to compel compliance with the provisions of this section by application to a  
17 court of competent jurisdiction for a writ of mandamus or other appropriate relief.

18 (d) Notwithstanding any other provision of this section, persons in the custody of, or  
19 under the supervision of, the Department of Correction and persons in the custody of local  
20 confinement facilities are not entitled to access to the records made public under this section  
21 and are prohibited from obtaining those records."

22 **SECTION 3.** Article 7 of Chapter 126 of the General Statutes is amended by  
23 adding a new section to read:

24 **"§ 126-28.1. Penalty for providing offenders access to personnel files.**

25 Any public official or employee who knowingly and willingly provides access to or custody  
26 or possession of any portion of a public employee record to persons who are prohibited from  
27 obtaining those records pursuant to G.S. 126-23(d) is guilty of a Class 3 misdemeanor and upon  
28 conviction shall be fined in the discretion of the court but not in excess of five hundred dollars  
29 (\$500.00)."

30 **SECTION 4.** G.S. 14-258.1 is amended by adding two new subsections to read:

31 "(f) Any person who knowingly gives public employee records obtained under  
32 G.S. 126-23 to persons who are prohibited from obtaining those records pursuant to  
33 G.S. 126-23(d), or any person who knowingly gives or sells any such records to a person for  
34 delivery to persons who are prohibited from obtaining those records pursuant to  
35 G.S. 126-23(d), is guilty of a Class 1 misdemeanor.

36 (g) Any person in the custody of, or under the supervision of, the Department of  
37 Correction or any person in the custody of a local confinement facility who possesses public  
38 employee records that the person is prohibited from obtaining under G.S. 126-23 is guilty of a  
39 Class 1 misdemeanor."

40 **SECTION 5.** Sections 3 and 4 of this act become effective December 1, 2011, and  
41 apply to acts committed on or after that date. The remainder of this act is effective when it  
42 becomes law.