

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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SENATE BILL 539  
Judiciary I Committee Substitute Adopted 4/18/13

Short Title: Jury List/Date of Birth Information.

(Public)

Sponsors:

Referred to:

April 1, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE THE ADMINISTRATIVE OFFICE OF THE COURTS TO  
3 OBTAIN ACCESS TO DATE OF BIRTH INFORMATION FOR PURPOSES OF  
4 ADDING A UNIQUE IDENTIFIER THAT CAN BE USED TO REMOVE DUPLICATE  
5 JUROR RECORDS WHEN PREPARING THE MASTER JURY LIST.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 163-82.10B reads as rewritten:

8 "§ 163-82.10B. Confidentiality of date of birth.

9 Boards of elections shall keep confidential the date of birth of every voter-registration  
10 applicant and registered voter, except in the following situations:

- 11 (1) When a voter has filed notice of candidacy for elective office under  
12 G.S. 163-106, 163-122, 163-123, or 163-294.2, or 163-323, has been  
13 nominated as a candidate under G.S. 163-98 or G.S. 163-114, or has  
14 otherwise formally become a candidate for elective office. The exception of  
15 this subdivision does not extend to an individual who meets the definition of  
16 "candidate" only by beginning a tentative candidacy by receiving funds or  
17 making payments or giving consent to someone else to receive funds or  
18 transfer something of value for the purpose of exploring a candidacy.
- 19 (2) When a voter is serving in an elective office.
- 20 (3) When a voter has been challenged pursuant to Article 8 of this Chapter.
- 21 (4) When a voter-registration applicant or registered voter expressly authorizes  
22 in writing the disclosure of that individual's date of birth.
- 23 (5) When requested by the Administrative Office of the Courts for purposes of  
24 preparing the master jury list in judicial districts.

25 The disclosure of an individual's age does not constitute disclosure of date of birth in  
26 violation of this section.

27 The county board of elections shall give precinct officials access to a voter's date of birth  
28 where necessary for election administration, consistent with the duty to keep dates of birth  
29 confidential.

30 Disclosure of a date of birth in violation of this section shall not give rise to a civil cause of  
31 action. This limitation of liability does not apply to the disclosure of a date of birth in violation  
32 of this subsection as a result of gross negligence, wanton conduct, or intentional wrongdoing  
33 that would otherwise be actionable."

34 SECTION 2. G.S. 9-4(b) reads as rewritten:



1       "(b) Public access to juror information shall be limited to the alphabetized list of the  
2 names. The addresses and dates of birth of prospective jurors are confidential and not subject to  
3 disclosure without an order of the court."

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