

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 374

Short Title: Eugenics Records/Public Records Exemption.-AB (Public)

Sponsors: Representatives Womble and Parmon (Primary Sponsors).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Judiciary.

March 17, 2011

A BILL TO BE ENTITLED

AN ACT TO PROTECT THOSE IMPACTED BY THE NORTH CAROLINA EUGENICS BOARD PROGRAM FROM 1929 TO 1975 BY PROVIDING THAT CERTAIN INFORMATION PERTAINING TO THEM IS NOT A PUBLIC RECORD.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter 132 of the General Statutes is amended by adding a new section to read:

"§ 132-1.23. Eugenics program records.

(a) Records in the custody of the State, including the North Carolina Justice for Sterilization Foundation, concerning the North Carolina Eugenics Board program are not public records to the extent they concern: (i) persons impacted by the program, (ii) persons or their guardians or authorized agents inquiring about the impact of the program on them, (iii) persons or their guardians or authorized agents inquiring about the potential impact of the program on others.

(b) Notwithstanding subsection (a) of this section, a person impacted by the program may obtain that person's individual records under the program, and a guardian or authorized agent of that person may also obtain them."

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

