

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 1212
Committee Substitute Favorable 6/7/12
Third Edition Engrossed 6/12/12

Short Title: Wake/Chatham Local Act.

(Local)

Sponsors:

Referred to:

May 31, 2012

A BILL TO BE ENTITLED

AN ACT TO BROADEN THE EXCEPTION TO THE PUBLIC RECORDS ACT FOR IDENTIFYING INFORMATION OF MINORS PARTICIPATING IN LOCAL GOVERNMENT PARKS AND RECREATION PROGRAMS TO INCLUDE ALL LOCAL GOVERNMENT PROGRAMS AND ALSO TO PROTECT E-MAIL ADDRESSES OF MINORS IN SUCH PROGRAMS IN THE TOWNS OF APEX, CARY, FUQUAY-VARINA, GARNER, HOLLY SPRINGS, KNIGHTDALE, MORRISVILLE, ROLESVILLE, WAKE FOREST, WENDELL, AND ZEBULON, THE CITY OF RALEIGH, AND IN THE COUNTY OF CHATHAM, AND TO ALLOW CHATHAM COUNTY FLEXIBILITY IN APPOINTING ITS BOARD OF ADJUSTMENT.

The General Assembly of North Carolina enacts:

SECTION 1.(a) G.S. 132-1.12 reads as rewritten:

"§ 132-1.12. **Limited access to identifying information of minors participating in local government parks and recreation programs.**

(a) A public record, as defined by G.S. 132-1, does not include, as to any minor participating in a ~~park or recreation~~ program sponsored by a local government or combination of local governments, any of the following information as to that minor participant: (i) name, (ii) address, (iii) age, (iv) date of birth, (v) telephone number, (vi) the name or address of that minor participant's parent or legal guardian, (vii) e-mail address, or ~~(vii)-(viii)~~ any other identifying information on an application to participate in such program or other records related to that program. Notwithstanding this subsection, the name of a minor who has received a scholarship or other local government-funded award of a financial nature from a local government is a public record.

(b) The county, municipality, and zip code of residence of each participating minor covered by subsection (a) of this section is a public record, with the information listed in subsection (a) of this section redacted.

(c) Nothing in this section makes the information listed in subsection (a) of this section confidential information."

SECTION 1.(b) This section applies to the Towns of Apex, Cary, Fuquay-Varina, Garner, Holly Springs, Knightdale, Morrisville, Rolesville, Wake Forest, Wendell, and Zebulon, the City of Raleigh, and to the County of Chatham only.

SECTION 2.(a) G.S. 153A-345(a) reads as rewritten:

"(a) The board of commissioners may provide for the appointment and compensation, if any, of a board of adjustment consisting of at least five members, each to be appointed for three years. In appointing the original members of the board, or in filling vacancies caused by the



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1 expiration of the terms of existing members, the board of commissioners may appoint some
2 members for less than three years to the end that thereafter the terms of all members do not
3 expire at the same time. The board of commissioners may provide for the appointment and
4 compensation, if any, of alternate members to serve on the board in the absence or temporary
5 disqualification of any regular member or to fill a vacancy pending appointment of a member.
6 Alternate members shall be appointed for the same term, at the same time, and in the same
7 manner as regular members. Each alternate member, while attending any regular or special
8 meeting of the board and serving on behalf of a regular member, has and may exercise all the
9 powers and duties of a regular member. ~~If the board of commissioners does not zone the entire~~
10 ~~territorial jurisdiction of the county, each designated zoning area shall have at least one resident~~
11 ~~as a member of the board of adjustment.~~

12 A county may designate a planning board or the board of county commissioners to perform
13 any or all of the duties of a board of adjustment in addition to its other duties."

14 **SECTION 2.(b)** This section applies to the County of Chatham only.

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