

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 755

Short Title: Public Land Records Exempt.

(Public)

Sponsors: Senators Sherron, Martin of Pitt; and Carpenter.

Referred to: Judiciary II.

April 8, 1993

1 A BILL TO BE ENTITLED

2 AN ACT TO TEMPORARILY EXEMPT CERTAIN PUBLIC REAL PROPERTY
3 RECORDS FROM PUBLIC INSPECTION AND EXAMINATION.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 132-6 reads as rewritten:

6 **"§ 132-6. Inspection and examination of records.**

7 (a) Every person having custody of public records shall permit them to be
8 inspected and examined at reasonable times and under his supervision by any person,
9 and he shall furnish certified copies thereof on payment of fees as prescribed by law.

10 (b) Notwithstanding the foregoing, public records relating to the proposed
11 expansion or location of specific business or industrial projects in the State may be
12 withheld so long as their inspection, examination or copying would frustrate the purpose
13 for which such public records were created; provided, however, that nothing herein shall
14 be construed to permit the withholding of public records relating to general economic
15 development policies or activities.

16 (c) Notwithstanding any other provision of law, all public records, except
17 appraisals, made or received in conjunction with the proposed acquisition of any interest
18 in real property, by purchase, exchange, gift, condemnation, or lease, or the proposed
19 disposition of any interest in real property, by sale, exchange, or lease, shall be withheld
20 from public inspection until:

21 (1) In the case of State agencies,

22 a. The proposed acquisition or proposed disposition has been first
23 presented to the:

- 1 1. Joint Legislative Commission on Governmental
- 2 Operations; or
- 3 2. The Council of State; or
- 4 3. The Board of Transportation; or
- 5 b. The proposed transaction has been terminated or abandoned by:
 - 6 1. The Department of Administration; or
 - 7 2. The Board of Transportation; or
- 8 2. In the case of units of local government, as defined in G.S. 159-7(15),
the proposed acquisition or disposition has been first presented for
formal consideration, or terminated, or abandoned by the unit of local
government.
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- 12 Appraisals made or received in these proposed acquisitions or dispositions shall be
withheld from public inspection until the property has been acquired or sold, as
evidenced by the recording of a deed or lease, a final judgment has been entered in a
condemnation action, or the proposed transaction has been terminated or abandoned by
the Department of Administration, the Board of Transportation, or the unit of local
government, whichever occurs first."
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- 18 Sec. 2. This act is effective upon ratification.