

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 532\***

Short Title: UNC Public Records Amendments.-AB (Public)

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Sponsors: Representatives Ross, Glazier (Primary Sponsors); Alexander and E. Warren.

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Referred to: Education, if favorable, Judiciary I.

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March 12, 2007

A BILL TO BE ENTITLED

1 AN ACT MODIFYING THE PUBLIC RECORDS LAWS APPLICABLE TO THE  
2 UNIVERSITY OF NORTH CAROLINA, TO PROTECT THE PRIVACY OF  
3 APPLICANTS WHO ARE NOT ADMITTED OR WHO DO NOT ENROLL, AND  
4 TO PROVIDE THAT CERTAIN AUDIT RECORDS ARE PUBLIC  
5 DOCUMENTS.  
6

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** G.S. 132-1.1 is amended by adding a new subsection to read:

9 "(f) Personally Identifiable Admissions Information. – Records maintained by the  
10 University of North Carolina, any of its constituent institutions, or by any community  
11 college, which contain personally identifiable information from or about an applicant  
12 for admission to one or more constituent institutions of the University or to one or more  
13 community colleges shall be confidential and shall not be subject to public disclosure  
14 pursuant to G.S. 132-6(a). Notwithstanding the preceding sentence, any letter of  
15 recommendation or record containing a communication from an elected official to the  
16 University of North Carolina, any of its constituent institutions, or to a community  
17 college, concerning an applicant for admission who has not enrolled as a student shall  
18 be considered a public record subject to disclosure pursuant to G.S. 132-6(a). Nothing in  
19 this subsection is intended to limit the disclosure of public records that do not contain  
20 personally identifiable information including aggregated data, guidelines, instructions,  
21 summaries, or reports that do not contain personally identifiable information or from  
22 which it is feasible to redact any personally identifiable information that the record  
23 contains."

24 **SECTION 2.** G.S. 116-40.7(c) reads as rewritten:

25 "(c) An internal auditor shall maintain, for 10 years, a complete file of all audit  
26 reports and reports of other examinations, investigations, surveys, and reviews issued  
27 under the internal auditor's authority. Audit work papers and other evidence and related  
28 supportive material directly pertaining to the work of that auditor's office shall be

1 retained in accordance with Chapter 132 of the General Statutes. To promote  
2 cooperation and avoid unnecessary duplication of audit effort, audit work papers related  
3 to issued audit reports shall be, unless otherwise prohibited by law, made available for  
4 inspection by duly authorized representatives of the State and federal governments in  
5 connection with some matter officially before them. Except as otherwise provided in  
6 this subsection, or upon subpoena issued by a duly authorized court or court official,  
7 audit work papers shall be kept confidential and shall not be open to examination or  
8 inspection under ~~G.S. 132-6.~~ G.S. 132-6 until completion of the audit report that is  
9 based on the working paper. Audit reports and the working papers on which they are  
10 based shall be public records subject to examination and inspection to the extent that  
11 they do not include information that, under State ~~laws,~~ law, is confidential and exempt  
12 from Chapter 132 of the General Statutes or would compromise the security systems of  
13 The University of North Carolina. At the time that audit working papers are made  
14 available for public examination or inspection, the custodian of the audit working paper  
15 may redact the name and personally identifying information of any whistleblower or  
16 other person who has initiated an allegation of a violation or impropriety if that person  
17 requests that the person's name and personally identifying information be kept  
18 confidential."

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