



CHAPTER 115C

ARTICLE 29 - PROTECTIVE PROVISIONS AND MAINTENANCE OF STUDENT RECORDS

N.C.G.S. § 115C-401.1.

Prohibition on the disclosure of information about students.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 02:54 UTC	1b0f5c5516b3958c857414fc - 24203c1aa4c387f08006a915 - bde56c393f7d6134

§ 115C-401.1(a) It is unlawful for a person who enters into a contract with a local board of education or its designee to sell any personally identifiable information that is obtained from a student as a result of the person's performance under the contract. This prohibition does not apply if the person obtains the prior written authorization of the student's parent or guardian. This authorization shall include the parent's or guardian's original signature. The person shall not solicit this authorization and signature through the school's personnel or equipment or on school grounds.

§ 115C-401.1(b) The following definitions apply in this section:

- (1) "Contract" means a contract for the provision of goods or services.
- (2) "Personally identifiable information" means any information directly related to a student, including the student's name, birthdate, address, social security number, individual purchasing behavior or preferences, parents' names, telephone number, or any other information or identification number that would provide information about a specific student.
- (3) "Sell" means sell or otherwise use for a business or marketing purpose.

§ 115C-401.1(c) A violation of subsection (a) of this section shall be punished as a Class 2 misdemeanor, and when the defendant is an organization as defined in G.S. 15A-773(c) the fine shall be five thousand dollars (\$5,000) for the first violation, ten thousand dollars

(\$10,000) for a second violation, and twenty-five thousand dollars (\$25,000) for a third or subsequent violation.

§ 115C-401.1(d) Nothing in this section shall preclude the enforcement of civil remedies as otherwise provided by law.

§ 115C-401.1(e) Nothing in this section prohibits the identification and disclosure of directory information in compliance with federal law and local board of education policy or procedure. (2001-500, s. 1.)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 15A-773(c)	(c)	"is an organization as defined in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 115C-401.1 (2026).

PINPOINT

N.C. Gen. Stat. § 115C-401.1(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

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