



CHAPTER 126

ARTICLE 7 - THE PRIVACY OF STATE EMPLOYEE PERSONNEL RECORDS

N.C.G.S. § 126-22.

Personnel files not subject to inspection under § 132-6.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2016-108, s. 2(d) — sixth act in the lineage	21 September 2026, 03:34 UTC	0c274f95d0d3f151fe7d7d84 - 2e99f5ffc673b1e5fc713247 - 0814c3e5e6b97bbd

§ 126-22(a) Except as provided in G.S. 126-23 and G.S. 126-24, personnel files of State employees shall not be subject to inspection and examination as authorized by G.S. 132-6.

§ 126-22(b) For purposes of this Article the following definitions apply:

- (1) "Employee" means any current State employee, former State employee, or applicant for State employment.
- (2) "Employer" means any State department, university, division, bureau, commission, council, or other agency subject to Article 7 of this Chapter.
- (3) "Personnel file" means any employment-related or personal information gathered by an employer or by the Office of State Human Resources. Employment-related information contained in a personnel file includes information related to an individual's application, selection, promotion, demotion, transfer, leave, salary, contract for employment, benefits, suspension, performance evaluation, disciplinary actions, and termination. Personal information contained in a personnel file includes an individual's home address, social security number, medical history, personal financial data, marital status, dependents, and beneficiaries.
- (4) "Record" means the personnel information that each employer is required to maintain in accordance with G.S. 126-23.

§ 126-22(c)

Personnel files of former State employees who have been separated from State employment for 10 or more years may be open to inspection and examination except for papers and documents relating to demotions and to disciplinary actions resulting in the dismissal of the employee. Retirement files maintained by the Retirement Systems Division of the Department of State Treasurer shall be made public pursuant to G.S. 128-33.1 and G.S. 135-6.1.

§ 126-22(d)

Repealed by Session Laws 2016-108, s. 2(d), effective July 22, 2016.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
6 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1975	1996		2016
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT			
Nº	YEAR	ACT	CHARACTER
01	1975	c. 257, s. 1	ENACTED
02	1977	c. 866, s. 9	AMENDED
03	2007	S.L. 2007-508, s. 4.5	AMENDED
04	2008	S.L. 2008-194, s. 11(a)	AMENDED
05	2013	S.L. 2013-382, s. 9.1(c)	AMENDED
06	2016	S.L. 2016-108, s. 2(d)	AMENDED

APPARATUS II

5 AUTHORITIES

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. 126-23	(a)	"Except as provided in"
G.S. 126-24	(a)	"as provided in G.S. 126-23 and"
G.S. 132-6	(a)	"inspection and examination as authorized by"

G.S. 128-33.1	(c)	<i>"shall be made public pursuant to"</i>
G.S. 135-6.1	(c)	<i>"public pursuant to G.S. 128-33.1 and"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 126-22 (2016).

PINPOINT

N.C. Gen. Stat. § 126-22(a) (2016).

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

Provenance

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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1975, c. 257, s. 1; 1977, c. 866, s. 9; 2007-508, s. 4.5; 2008-194, s. 11(a); 2013-382, s. 9.1(c); 2016-108, s. 2(d).)

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