

the United States, if the records would be confidential under federal law or regulation;

- (4) information and reports submitted by credit unions to federal regulatory agencies, if the records or information would be confidential under federal law or regulation;
- (5) information and records regarding complaints from the members received by the division which concern credit unions when the complaint would or could result in an investigation, except to the management of those credit unions;
- (6) any other letters, reports, memoranda, recordings, charts or other documents or records which would disclose any information of which disclosure is prohibited in this subsection.

(b) A court of competent jurisdiction may order the disclosure of specific information.

(c) The information contained in an application for a new credit union shall be deemed to be public information.

(d) Nothing in this Article shall prevent the exchange of information relating to credit unions and the business thereof with the representatives of the agencies of this State, other states, or of the United States, or with reserve or insuring agencies for credit unions. Nothing in this Article shall prevent the Administrator, in his discretion, from disclosing pertinent information relating to a credit union and the business thereof with directors, officers, or members of the credit union. The private business and affairs of an individual or company shall not be disclosed by any person employed by the Credit Union Division, or by any person with whom information is exchanged under the authority of this subsection.

(e) Any official or employee violating this section shall be liable to any person injured by disclosure of such confidential information for all damages sustained thereby. Penalties provided shall not be exclusive of other penalties.

(f) The willful or knowing violation of the provisions of this Article by any employee of the Credit Union Division shall be a misdemeanor."

**Sec. 2.** This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 5th day of June, 1981.

## H. B. 783

## CHAPTER 513

AN ACT TO AMEND ARTICLE IV OF THE STATE CONSTITUTION TO PERMIT RECALL OF RETIRED SUPREME COURT JUSTICES OR COURT OF APPEALS JUDGES TO SERVE TEMPORARILY ON EITHER APPELLATE COURT.

*The General Assembly of North Carolina enacts:*

**Section 1.** Article IV, Section 8 of the Constitution of North Carolina is amended by rewriting the first sentence thereof to read as follows: "The General Assembly shall provide by general law for the retirement of Justices and Judges of the General Court of Justice, and may provide for the temporary recall of any retired Justice or Judge to serve on the court or courts of the division from which he was retired."

**Sec. 2.** The amendment set out in Section 1 of this act shall be submitted to the qualified voters of the State at the next statewide primary or

statewide general election or the next statewide election, whichever is earlier, which election shall be conducted under the laws then governing general elections in this State.

**Sec. 3.** At the election each qualified voter presenting himself to vote shall be provided a ballot on which shall be printed the following:

“ FOR constitutional amendment authorizing General Assembly to provide for temporary recall of retired Supreme Court Justices or Court of Appeals Judges to serve temporarily on either appellate court.

AGAINST constitutional amendment authorizing General Assembly to provide for temporary recall of retired Supreme Court Justices or Court of Appeals Judges to serve temporarily on either appellate court.”

**Sec. 4.** Notwithstanding the foregoing provisions of this section, voting machines may be used in accordance with rules and regulations prescribed by the State Board of Elections.

**Sec. 5.** If a majority of the votes cast are in favor of the amendment set out in Section 1 of this act, the amendment shall be certified by the State Board of Elections to the Secretary of State, who shall enroll the amendment among the permanent records of his office, and the amendment shall become effective January 1, 1983.

**Sec. 6.** This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 5th day of June, 1981.

## H. B. 796

## CHAPTER 514

### AN ACT TO AMEND G.S. 143-215.6 TO PROVIDE FOR CIVIL SANCTIONS FOR VIOLATIONS OF THE WATER USE INFORMATION ACT.

*The General Assembly of North Carolina enacts:*

**Section 1.** G.S. 143-215.6 is hereby amended by inserting the words “or G.S. 143-355(k) relating to water use information” after the word “Article” in paragraphs d and f of Subdivision (a)(1) thereof, and by adding at the end of subsection (c) thereof the sentence: “For purposes of this subsection references to ‘this Article’ include G.S. 143-355(k) relating to water use information.”

**Sec. 2.** G.S. 143-355(k) is hereby amended by rewriting the proviso at lines 12-13 to read as follows: “Provided, however, this subsection does not apply to withdrawals or uses by individuals or families for household, livestock, or gardens.”

**Sec. 3.** G.S. 143-355(k) is further amended by adding at the end thereof the following: “Within the meaning of this subsection the term ‘person’ means any and all persons, including individuals, firms, partnerships, associations, public or private institutions, municipalities or political subdivisions, governmental agencies, and private or public corporations organized or existing under the laws of this State or any other state or country.”

**Sec. 4.** This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 5th day of June, 1981.