

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE BILL 1086  
Committee Substitute Favorable 5/19/05

Short Title: General Assembly Police Jurisdiction.

(Public)

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Sponsors:

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Referred to:

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April 4, 2005

1 A BILL TO BE ENTITLED  
2 AN ACT REVISING THE JURISDICTION OF THE GENERAL ASSEMBLY  
3 POLICE AND THE OATH OF OFFICE TO REFLECT THAT CHANGE, AND  
4 TO MAKE A TECHNICAL AMENDMENT.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 120-32.2 reads as rewritten:

7 "§ 120-32.2. ~~State Legislative Building~~ General Assembly special police.

8 All sworn members of the ~~State Legislative Building~~ security force ~~General~~  
9 Assembly special police employed by the Legislative Services Office are special  
10 policemen, and ~~within the State legislative buildings and grounds, as defined in~~  
11 ~~G.S. 120-32.1(d), they shall~~ have all the powers of policemen of ~~cities.~~ cities, within any  
12 of the following areas:

13 (1) Within the State legislative buildings and grounds, as defined in  
14 G.S. 120-32.1(d);

15 (2) Within that area of the City of Raleigh surrounded by the innermost  
16 right-of-way of Interstate 440;

17 (3) In any part of the State:

18 a. While accompanying a member of the General Assembly  
19 conducting his or her official duties, or traveling to or from his  
20 or her official duties; or

21 b. While preparing for or providing security to a session of either  
22 or both houses of the General Assembly, or official events  
23 directly related to that session.

24 The ~~Legislative Building~~ security force ~~General Assembly special police~~ has the  
25 exclusive authority and responsibility for enforcing the parking rules of the Legislative  
26 Services Commission."

27 SECTION 2. G.S. 120-32.3 reads as rewritten:

28 "§ 120-32.3. Oath of ~~State Legislative Building~~ General Assembly special police.

1 Before exercising the duties of a special policeman, each ~~State Legislative Building~~  
2 ~~security~~ General Assembly special police officer shall take an oath before some officer  
3 empowered to administer oaths, and the oaths shall be filed with the Clerk of Superior  
4 Court of Wake County. The oath of office shall be as follows:

5 "State of North Carolina, Wake County.

6 "I, \_\_\_\_\_, do solemnly swear (or affirm) that I will well and truly execute the  
7 duties of General Assembly special policeman in the State Legislative Building and  
8 other buildings and grounds subject to the jurisdiction of the Legislative Services  
9 Commission and in other areas designated by law, according to the best of my skill and  
10 ability and according to law; and that I will use my best endeavors to enforce all rules  
11 and regulations of the Legislative Services Commission concerning use of those  
12 buildings and ~~grounds~~: grounds and all laws of the State of North Carolina. So help me,  
13 God.

14 "Sworn and subscribed to before me, this the \_\_\_\_\_ day of \_\_\_\_\_, A.D. \_\_\_\_\_"

15 **SECTION 3.** G.S. 143-166.13(a) reads as rewritten:

16 **"§ 143-166.13. Persons entitled to benefits under Article.**

17 (a) The following persons who are subject to the Criminal Justice Training and  
18 Standards Act are entitled to benefits under this Article:

- 19 (1) State Government Security Officers, Department of Administration;
- 20 (2) State Correctional Officers, Department of Corrections;
- 21 (3) State Probation and Parole Officers, Department of Corrections;
- 22 (4) Sworn State Law-Enforcement Officers with the power of arrest,  
23 Department of Corrections;
- 24 (5) Alcohol Law-Enforcement Agents, Department of Crime Control and  
25 Public Safety;
- 26 (6) State Highway Patrol Officers, Department of Crime Control and  
27 Public Safety;
- 28 (7) ~~State Legislative Building~~ General Assembly Special Police, General  
29 Assembly;
- 30 (8) Sworn State Law-Enforcement Officers with the power of arrest,  
31 Department of Health and Human Services;
- 32 (9) Juvenile Justice Officers, Department of Juvenile Justice and  
33 Delinquency Prevention;
- 34 (10) Insurance Investigators, Department of Insurance;
- 35 (11) State Bureau of Investigation Officers and Agents, Department of  
36 Justice;
- 37 (12) Director and Assistant Director, License and Theft Enforcement  
38 Section, Division of Motor Vehicles, Department of Transportation;
- 39 (13) Members of License and Theft Enforcement Section, Division of  
40 Motor Vehicles, Department of Transportation, designated by the  
41 Commissioner of Motor Vehicles as either "inspectors" or uniformed  
42 weigh station personnel;
- 43 (14) Utilities Commission Transportation Inspectors and Special  
44 Investigators;

- 1           (15) North Carolina Ports Authority Police, Department of Commerce;  
2           (16) Sworn State Law-Enforcement Officers with the power of arrest,  
3           Department of Environment and Natural Resources;  
4           (17) Sworn State Law-Enforcement Officers with the power of arrest,  
5           Department of Crime Control and Public Safety.  
6           (18) Sworn State Law-Enforcement Officers with the power of arrest,  
7           Department of Revenue.  
8           (19) Sworn State Law-Enforcement Officers with the power of arrest,  
9           University System."  
10         **SECTION 4.** This act is effective when it becomes law.