

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 1957
State & Local Government Committee Substitute Adopted 6/24/08

Short Title: NCGA Police Powers.

(Public)

Sponsors:

Referred to:

May 27, 2008

A BILL TO BE ENTITLED

1 AN ACT TO MODIFY THE TERRITORIAL JURISDICTION OF THE NORTH
2 CAROLINA GENERAL ASSEMBLY SPECIAL POLICE THROUGHOUT THE
3 STATE WHEN CONDUCTING OFFICIAL BUSINESS FOR THE PURPOSE OF
4 PERFORMING ADVANCES AND PROTECTIVE DUTIES FOR MEMBERS,
5 AND PROTECTIVE DUTIES AT SPECIAL SESSIONS, COMMITTEE
6 MEETINGS, COMMISSION HEARINGS, AND STATE, REGIONAL, OR
7 NATIONAL LEGISLATIVE CONFERENCES.

8
9 The General Assembly of North Carolina enacts:

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

11 "**§ 120-32.2. General Assembly ~~special police~~ Special Police.**

12 (a) All sworn members of the General Assembly ~~special police~~ Special Police
13 employed by the Legislative Services Office are special ~~policemen~~, police officers, and
14 have all the powers of policemen of cities, within any of the following areas of
15 jurisdiction, while on official duty:

16 (1) Within those areas of the City of Raleigh and of the unincorporated
17 parts of Wake County surrounded by the innermost right-of-way of
18 Interstate 440.

19 (2) In any part of the State:

20 a. While accompanying a member of the General Assembly who
21 is conducting, or traveling to or from, his or her official duties.

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

25 c. While performing advance work and providing security for the
26 protection of legislative members, staff, and the public for any
27 meeting of a study, standing, select, or joint select committee,
28 or any commission meeting of the General Assembly, or any
29 state, regional, or national meetings of legislative bodies or

1 organizations representing legislative bodies, and while
2 accompanying a member of the General Assembly to or from
3 any event listed in this subdivision.

4 (b) General Assembly ~~special police~~ Special Police officers may arrest persons
5 outside the areas described in subsection (a) of this section when the person arrested has
6 committed a criminal offense within any of the areas, for which the officer could have
7 arrested the person within that area, and the arrest is made during such person's
8 immediate and continuous flight from that area.

9 (c) The General Assembly ~~special police~~ Special Police ~~has~~ officers have the
10 exclusive authority and responsibility for enforcing the parking rules of the Legislative
11 Services Commission."

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

13 "**§ 120-32.3. Oath of General Assembly ~~special police~~ Special Police officers.**

14 Before exercising the duties of a special ~~policeman~~ police officer, each General
15 Assembly ~~special police~~ Special Police officer shall take an oath before some officer
16 empowered to administer oaths, and the oaths shall be filed with the Clerk of Superior
17 Court of Wake County. The oath of office shall be as follows:

18 "State of North Carolina, Wake County.

19 "I, _____, do solemnly swear (or affirm) that I will well and truly execute the
20 duties of General Assembly ~~special policeman~~ Special Police officer in the State
21 Legislative Building and other buildings and grounds subject to the jurisdiction of the
22 Legislative Services Commission and in other areas designated by law, according to the
23 best of my skill and ability and according to law; and that I will use my best endeavors
24 to enforce all rules and regulations of the Legislative Services Commission concerning
25 use of those buildings and grounds and all laws of the State of North Carolina. So help
26 me, God.

27 "Sworn and subscribed to before me, this the ____ day of _____, A.D. ____ ""

28 **SECTION 3.** Of the funds appropriated to the General Assembly in FY
29 2008-2009, the sum of twenty-five thousand dollars (\$25,000) shall be allocated to the
30 General Assembly Special Police for the purpose of conducting advances for the
31 Southern Legislative Conference to be held in Winston-Salem, Forsyth County, in 2009.

32 **SECTION 4.** Section 3 of this act becomes effective July 1, 2008. The
33 remainder of this act is effective when it becomes law.