

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1327

Short Title: Schools Notified of Gang Membership. (Public)

Sponsors: Representatives Folwell, Justice, Langdon, Cleveland (Primary Sponsors);
Brown, Current, Frye, Hurley, Neumann, and Starnes.

Referred to: Education, if favorable, Judiciary II.

April 9, 2009

A BILL TO BE ENTITLED

AN ACT DIRECTING LAW ENFORCEMENT AGENCIES TO NOTIFY THE SCHOOL IF
A STUDENT IS VALIDATED AS A GANG MEMBER AND AUTHORIZING LOCAL
BOARDS OF EDUCATION TO PLACE REASONABLE CONDITIONS ON THE
ENROLLMENT OF GANG MEMBERS.

The General Assembly of North Carolina enacts:

SECTION 1. Article 13A of Chapter 14 of the General Statutes is amended by
adding a new section to read:

"§ 14-50.27A. Notification of school of a student's validation as a gang member.

(a) A law enforcement agency that validates a person as a gang member shall notify the principal of any school the person attends of the validation as soon as practicable but at least within five days. The notification may be made in person or by telephone. As used in this subsection, the term "school" means any public or private school in the State that is authorized under Chapter 115C of the General Statutes.

(b) Notwithstanding G.S. 14-50.28, this section applies to both juveniles and adults."

SECTION 2. G.S. 115C-391 is amended by adding a new subsection to read:

"(a1) The policies of conduct adopted by a local board of education pursuant to subsection (a) of this section may place reasonable conditions on the enrollment of any student validated as a gang member up to and including expulsion from school."

SECTION 3. This act becomes effective December 1, 2009.

