

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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SENATE DRS85173-LU-30 (12/22)

Short Title: Require Electronic Monitoring/Abuse Offenders. (Public)

Sponsors: Senator Vaughan.

Referred to:

A BILL TO BE ENTITLED

AN ACT REQUIRING A PERSON FOUND TO HAVE COMMITTED ACTS OF
DOMESTIC VIOLENCE OR UNLAWFUL CONDUCT, PURSUANT TO A CIVIL
NO-CONTACT ORDER, TO BE SUBJECT TO ELECTRONIC MONITORING.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 50B-3(a) is amended by adding a new subdivision to read:

"(a) If the court, including magistrates as authorized under G.S. 50B-2(c1), finds that an act of domestic violence has occurred, the court shall grant a protective order restraining the defendant from further acts of domestic violence. A protective order may include any of the following types of relief:

...

(9a) Order the defendant to be subject to electronic monitoring by means of a Global Positioning System (GPS) tracking device or other similar device that sends a signal indicating the defendant's location to both the aggrieved party and the local law enforcement agency when the defendant is near or at any prohibited location. The cost of the GPS monitoring or similar device shall be paid for by the defendant.

...."

SECTION 2. G.S. 50C-5(b) is amended by adding a new subdivision to read:

"(b) The court may grant one or more of the following forms of relief in its orders under this Chapter:

...

(6a) Order the respondent to be subject to electronic monitoring by means of a Global Positioning System (GPS) tracking device or other similar device that sends a signal indicating the respondent's location to both the victim and the local law enforcement agency when the respondent is near or at any prohibited location. The cost of the GPS monitoring or similar device shall be paid for by the respondent.

...."

SECTION 3. This act is effective when it becomes law.

