

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2017

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HOUSE BILL 55

Short Title: Apex/Cary/Police Assistance on School Grounds. (Local)

Sponsors: Representatives Adcock, Williams, Dollar, and Duane Hall (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: State and Local Government II

February 8, 2017

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE POLICE DEPARTMENT OF THE TOWN OF APEX TO PROVIDE LAW ENFORCEMENT ASSISTANCE TO THE POLICE DEPARTMENT OF THE TOWN OF CARY ON THE GROUNDS OF THE TEMPORARY APEX HIGH SCHOOL IN CARY.

The General Assembly of North Carolina enacts:

SECTION 1. Article 13 of Chapter 160A of the General Statutes is amended by adding a new section to read as follows:

"§ 160A-288.2A. Municipalities have concurrent jurisdiction on public school property.

Notwithstanding any other provision of law, the chief of police of a municipality may provide assistance to another municipal police department located in an adjacent municipality in enforcing the laws of North Carolina on property owned by the county board of education in accordance with rules, policies, or guidelines officially adopted by the governing body of the municipality providing assistance and subject to any conditions or restrictions included in those rules, policies, or guidelines. The assistance may comprise allowing officers of the assisting police department to work in the adjacent police department's jurisdiction and lending equipment and supplies. While working under the authority of this section, an officer shall have the same jurisdiction, powers, rights, privileges, and immunities, including those relating to the defense of civil actions and the payment of judgments, as the officers of the adjacent police department in addition to those the officer normally possesses. While on duty with the adjacent police department as authorized by this section, the officer shall be subject to the lawful operational commands of the superior officers of the assisting police department and shall for personnel and administrative purposes remain under the control of the assisting police department, including for purposes of pay. The officer shall be entitled to workers' compensation and the same benefits when acting pursuant to this section to the same extent as though the officer was functioning within the normal scope of his or her duties. Nothing in this section shall be interpreted as reducing the jurisdiction or authority of State law enforcement officers."

SECTION 2. This act applies to the Towns of Apex and Cary only.

SECTION 3. This act is effective when it becomes law and expires July 1, 2020.

