

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 260

Short Title: Company Police Authority at Crash Scenes. (Public)

Sponsors: Representative Hilton (Primary Sponsor).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Government, if favorable, Judiciary.

March 9, 2011

A BILL TO BE ENTITLED

AN ACT TO ALLOW COMPANY POLICE OFFICERS WHO ARE OFF PRIVATE PROPERTY CONTRACTED BY THE COMPANY POLICE AGENCY AND IN TRANSIT TO ANOTHER PROPERTY UNDER CONTRACT WITH THE COMPANY POLICE AGENCY TO OPERATE EMERGENCY EQUIPMENT AT CRASH SCENES AND PUBLIC SAFETY EMERGENCIES THAT PRESENT A PUBLIC DANGER.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 74E-6(c) reads as rewritten:

"§ 74E-6. Oaths, powers, and authority of company police officers.

...

(c) All Company Police. – Company police officers, while in the performance of their duties of employment, have the same powers as municipal and county police officers to make arrests for both felonies and misdemeanors and to charge for infractions on any of the following:

- (1) Real property owned by or in the possession and control of their employer.
- (2) Real property owned by or in the possession and control of a person who has contracted with the employer to provide on-site company police security personnel services for the property.
- (3) Any other real property while in continuous and immediate pursuit of a person for an offense committed upon property described in subdivisions (1) or (2) of this subsection.

Company police officers shall have, if duly authorized by the superior officer in charge, the authority to carry concealed weapons pursuant to and in conformity with G.S. 14-269(b)(4) and (5). Company police officers, while off the property described in subdivisions (1) and (2) of this subsection, may provide emergency assistance at crash scenes, fires, or during other public safety emergencies by directing traffic, providing emergency care, or assisting law enforcement officers, fire fighters, or other emergency personnel in directing traffic or providing emergency care. For the purposes of this subsection, emergency assistance includes the activation of any emergency equipment and lights on a company police vehicle but does not include law enforcement jurisdiction conferred by this section. A company police officer may remain at the scene of an emergency situation outside his territorial jurisdiction until the emergency situation is under control by proper authorities.

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SECTION 2. This act is effective when it becomes law.

