

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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HOUSE DRH50123-MA-210 (03/14)

Short Title: Checking Station Pattern Selection.

(Public)

Sponsors: Representative Torbett.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PREVENT LAW ENFORCEMENT AGENCIES FROM ESTABLISHING  
3 PATTERNS FOR VEHICLE STOPS AT CHECKING STATIONS BASED ON A  
4 PARTICULAR TYPE OF VEHICLE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 20-16.3A(a) reads as rewritten:

7 "(a) A law-enforcement agency may conduct checking stations to determine compliance  
8 with the provisions of this Chapter. If the agency is conducting a checking station for the  
9 purposes of determining compliance with this Chapter, it must:

10 ...

11 (2) Designate in advance the pattern both for stopping vehicles and for  
12 requesting drivers that are stopped to produce drivers license, registration, or  
13 insurance information. A pattern designated by a law enforcement agency  
14 pursuant to this subdivision shall not be based on a particular vehicle type.

15 (2a) Operate under a written policy that provides guidelines for the pattern, which  
16 need not be in writing. The policy may be either the agency's own policy, or  
17 if the agency does not have a written policy, it may be the policy of another  
18 law enforcement agency, and may include contingency provisions for  
19 altering either pattern if actual traffic conditions are different from those  
20 anticipated, but no individual officer may be given discretion as to which  
21 vehicle is stopped or, of the vehicles stopped, which driver is requested to  
22 produce drivers license, registration, or insurance information. If officers of  
23 a law enforcement agency are operating under another agency's policy, it  
24 must be stated in writing. A written policy that provides a law enforcement  
25 agency guidelines for a pattern of stopping vehicles or for requesting drivers  
26 to produce a drivers license, registration, or insurance information  
27 established pursuant to this subdivision shall not authorize a pattern that is  
28 based on a particular vehicle type.

29 ...."

30 **SECTION 2.** This act is effective when it becomes law. Prosecutions for offenses  
31 committed before the effective date of this act are not abated or affected by this act, and the  
32 statutes that would be applicable but for this act remain applicable to those prosecutions.



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