

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 760
Transportation Committee Substitute Adopted 5/10/95

Short Title: DMV Officer Powers.

(Public)

Sponsors:

Referred to: Finance

April 19, 1995

1 A BILL TO BE ENTITLED
2 AN ACT CONCERNING THE POWERS OF LAW ENFORCEMENT OFFICERS
3 AND INSPECTORS OF THE DIVISION OF MOTOR VEHICLES OF THE
4 DEPARTMENT OF TRANSPORTATION.

5 The General Assembly of North Carolina enacts:

6 Section 1. Part 2 of Article 3 of Chapter 20 of the General Statutes is amended
7 by adding a new section to read:

8 "**§ 20-49.1. Additional police authority of Division.**

9 In addition to the powers set out in G.S. 20-49, officers of the Division have the
10 following powers:

11 (1) To make arrests upon view and without warrant for a violation of a law
12 that does not regulate the operation of vehicles or the use of the
13 highways if the violation occurs in the officer's presence while the
14 officer is engaged in enforcing a law that regulates the operation of
15 vehicles or the use of the highways.

16 (2) To stop and detain a person for a violation of a law committed in or out
17 of their presence if the violation occurs when the officer is engaged in
18 enforcing a law that regulates the operation of vehicles or the use of the

1 highways and the officer has reasonable suspicion to believe that the
2 person committed the violation."

3 Sec. 2. This act is effective upon ratification.