

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE BILL 880

Short Title: Detain Respondents for First Examinations. (Public)

Sponsors: Representatives Jordan, Elmore, Faircloth, and Floyd (Primary Sponsors).
For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Judiciary II.

April 15, 2015

A BILL TO BE ENTITLED

AN ACT AUTHORIZING COMPANY POLICE OFFICERS TO USE APPROPRIATE AND REASONABLE FORCE TO KEEP A RESPONDENT AT THE FACILITY WHERE THE RESPONDENT IS TO OBTAIN AN EXAMINATION BY A PHYSICIAN OR PSYCHOLOGIST PURSUANT TO COURT ORDER.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 122C-251 is amended by adding a new subsection to read:

"(i) If a respondent is being temporarily detained in accordance with G.S. 122C-261(d), 122C-263(a), or 122C-263(d)(2) and the law enforcement officer vacates the facility after finding, in collaboration with the facility, that the respondent is safe to be temporarily detained under the appropriate supervision provided by the facility, then an individual commissioned to act as a company police officer under G.S. 74E-2(b) who is employed by a hospital certified as a company police agency under G.S. 74E-2(b) may use appropriate and reasonable force and means to accomplish either of the following:

(1) Keep the respondent at the facility where the respondent is to be detained.

(2) Return the respondent to the facility where the respondent is to be detained, if pursuant to a continuous and immediate pursuit."

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

