

March 20, 2003

**H 564. REVISE EXCLUSIONARY RULE.** *TO PROVIDE THAT EVIDENCE MAY ONLY BE SUPPRESSED IN A CRIMINAL TRIAL IF ITS EXCLUSION IS REQUIRED BY THE CONSTITUTION OF THE UNITED STATES.* Amends GS 15A-974 as title indicates. Deletes requirement that evidence be suppressed as provided by NC Constitution and requirement that a substantial violation of Ch. must occur prior to suppression. Applicable to criminal trials pending as of Dec. 1, 2003, or commencing after that date.

**Intro. by Stam.**

Ref. to Judiciary II	GS 15A
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April 30, 2003

**H 564. REVISE EXCLUSIONARY RULE.** Intro. 3/20/03. House committee substitute makes the following changes to 1st edition. Clarifies that evidence may be suppressed if required by the NC Constitution as well as if required by the US Constitution. Also provides that no evidence can be suppressed for a constitutional violation if the official who committed the violation was acting in the good faith belief that the conduct was legal. Changes title accordingly.