

April 7, 2009

**H 1208. WRECKER SERVICE FEES/DUTIES OF SHP.** Filed 4/7/09. *TO PROHIBIT THE DEPARTMENT OF CRIME CONTROL AND PUBLIC SAFETY FROM REGULATING THE FEE AMOUNT CHARGED BY A WRECKER SERVICE THAT PARTICIPATES IN THE ROTATION WRECKER SYSTEM FOR THE STATE HIGHWAY PATROL FOR TOWING, REMOVAL, RECOVERY, AND STORAGE.*

Enacts new GS 20-187A to prohibit the Secretary of Crime Control and Public Safety (Secretary) from establishing any orders, rules, or regulations related to fees that may be charged by a wrecker service operator for towing, recovery, removal, or storage of a vehicle. Also prohibits the Secretary and the Commander of the State Highway Patrol from restricting inclusion of an operator in the rotation wrecker service list for any reason based on a fee charged by a wrecker service operator. Repeals any existing order, rule, or regulation regarding these fees at the time the act becomes law. Provides that any tow or wrecker service that is removed from the rotation wrecker service list may have an attorney represent them in any administrative or civil proceeding regarding removal from the list.

Prohibits a law enforcement officer, agent, or state trooper investigating a crash from leaving the scene until all vehicles and debris are cleared from the roadway and the flow of traffic is restored.

Effective October 1, 2009.

**Intro. by Cole, Faison.**

GS 20