

March 5, 2009

**S 464. PREVENT RACIAL PROFILING.** Filed 3/5/09. *TO AMEND THE LAW REQUIRING THE COLLECTION OF TRAFFIC LAW ENFORCEMENT STATISTICS IN ORDER TO PREVENT RACIAL PROFILING.*

Amends GS 114-10.01(a) to require the Division of Criminal Statistics (Division) to keep the following additional information regarding traffic law enforcement by law enforcement officers: if an arrest was made, whether there were any minor children in the vehicle at the time of the arrest and whether they were left in the custody of a responsible adult. Amends GS 114-10.01(c) to require that the identifying characteristics of the drivers who are stopped be recorded and correlated for impaired driving checks under GS 20-16.3A and other types of roadblocks, vehicle checks, or checkpoints; also clarifies that if a checkpoint stop results in a warning, search, seizure, arrest, or other described actions, all of the information required by GS 114-10.01(a) must be recorded. Amends GS 114-10.01(d) to require that anonymous identifying numbers assigned to law enforcement officers are public records and must be reported to the Division to be correlated with the other data collected. Adds GS 114-10.01(d1) to require agencies subject to the statute to submit the required information to the Division within 30 days of the close of each month and to provide that an agency that fails to do so is ineligible to apply for any law enforcement grants available from the state. Effective January 1, 2010.

**Intro. by McKissick.**

GS 114

May 13, 2009

**S 464. PREVENT RACIAL PROFILING.** Filed 3/5/09. Senate committee substitute makes the following changes to 1st edition. Deletes proposed new subsection (9a) to GS 114-10.01 requiring the Division of Criminal Statistics to maintain information regarding whether there were minor children in the vehicle at the time an arrest was made for a violation of a traffic law. Deletes proposed changes to GS 114.10.01(c) requiring that identifying characteristics of drivers stopped for impaired driving checks or other roadblock be recorded. Amends GS 15A-401 by adding new subsection (g) requiring placement of minor children present at an arrest with a responsible adult approved by the parent or guardian of the minor children. If it is not possible to place the children with a responsible adult approved by the parent or guardian in a reasonable period of time, directs the law enforcement officer to contact the county department of social services. Makes conforming change to the title.

July 21, 2009

**S 464. PREVENT RACIAL PROFILING.** Filed 3/5/09. House committee substitute makes the following changes to 2nd edition. Amends GS 114-10.01(a) regarding the collection of traffic law enforcement statistics to replace the term *gender* as an identifying characteristic with *sex*. Also amends subdivision (d1) to provide that an agency that does not submit the collected information as required under subsection (a) is ineligible to receive (was, ineligible to apply for) any available law enforcement grants by or through the state until the information is submitted.

July 29, 2009

**S 464. PREVENT RACIAL PROFILING.** Filed 3/5/09. House amendment makes the following changes to 3rd edition. Amends proposed GS 114-10.01(d1) to increase the amount of time that agencies subject to the statute have to submit information from within 30 to within 60 days of the end of each month.

September 1, 2009

**SL 2009-544 (S 464). PREVENT RACIAL PROFILING. AN ACT TO AMEND THE LAW REQUIRING THE COLLECTION OF TRAFFIC LAW ENFORCEMENT STATISTICS IN ORDER TO PREVENT RACIAL PROFILING AND TO PROVIDE FOR THE CARE OF MINOR CHILDREN WHEN PRESENT AT THE ARREST OF CERTAIN ADULTS.** Summarized in *Daily Bulletin* 3/5/09, 5/13/09, 7/21/09, and 7/29/09. Enacted August 28, 2009. Effective January 1, 2010.

