

March 23, 2009

**S 759. MODIFY DWI CHECKING STATION REQUIREMENTS.** Filed 3/23/09. *TO REQUIRE LAW ENFORCEMENT AGENCIES TO DESIGNATE PATTERNS IN WRITING FOR STOPPING VEHICLES AT CHECKING STATIONS AND CREATING GROUNDS FOR SUPPRESSION AND DISMISSAL OF IMPAIRED DRIVING CASES BASED ON THE OPERATION OF CHECKING STATIONS.*

Amends GS 20-16.3A to require that the pattern be *in writing* for stopping vehicles and for requesting drivers that are stopped to produce driver's license, registration, or insurance information at a checking station. Allows the failure of meeting the requirements that checkpoints be placed randomly or as statistically indicated and that agencies avoid placing checkpoints repeatedly in the same location or proximity to be grounds for a motion to suppress or a defense to any offense arising out of the operation of a checking station (was, prohibited). Effective for checking stations conducted on or after December 1, 2009.

**Intro. by McKissick.**

GS 20

April 28, 2009

**S 759. MODIFY DWI CHECKING STATION REQUIREMENTS.** Filed 3/23/09. Senate committee substitute makes the following changes to 1st edition. Retains requirement of a written pattern for stopping motor vehicles at checking stations, but removes a provision of previous edition that amended GS 20-16.3A(d) to allow a motion to suppress evidence or a defense to an offense arising out of the operation of a checking station to be based on violations of this subsection. Makes conforming changes to the title.