

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE BILL 880
PROPOSED COMMITTEE SUBSTITUTE H880-PCS40425-TV-11

Short Title: Detain Respondents for First Examinations.

(Public)

Sponsors:

Referred to:

April 15, 2015

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING COMPANY POLICE OFFICERS TO USE APPROPRIATE AND
3 REASONABLE FORCE TO KEEP A RESPONDENT AT THE FACILITY WHERE THE
4 RESPONDENT IS TO OBTAIN AN EXAMINATION BY A PHYSICIAN OR
5 PSYCHOLOGIST PURSUANT TO COURT ORDER.

6 The General Assembly of North Carolina enacts:

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

8 "(i) If a respondent is being temporarily detained in accordance with G.S. 122C-261(d),
9 122C-263(a), or 122C-263(d)(2), and the law enforcement officer vacates the facility after
10 finding, in collaboration with the facility, that the respondent is safe to be temporarily detained
11 under the appropriate supervision provided by the facility, then an individual commissioned to
12 act as a company police officer under G.S. 74E-2(b) who is employed by a hospital certified as
13 a company police agency under G.S. 74E-2(b) may use appropriate and reasonable force and
14 means to accomplish either of the following:

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

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

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

