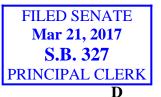
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2017



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SENATE BILL DRS45245-MS-6 (11/07)

Short Title:	Drivers With Disabilities and Law Enforcement.	(Public)
Sponsors:	Senator Tillman (Primary Sponsor).	
Referred to:		

A BILL TO BE ENTITLED

2 AN ACT TO PROVIDE FOR A VOLUNTARY DESIGNATION ON DRIVERS LICENSES 3 AND REGISTRATION PLATES FOR NORTH CAROLINA RESIDENTS WITH A MENTAL ILLNESS, DEVELOPMENTAL DISABILITY, OR CO-OCCURRING 4 5 MENTAL ILLNESS AND DEVELOPMENTAL DISABILITY AND TO REQUIRE 6 TRAINING FOR LAW ENFORCEMENT OFFICERS ON HOW TO INTERACT WITH 7 A PERSON THE OFFICER KNOWS OR REASONABLY SHOULD KNOW HAS A 8 MENTAL ILLNESS, DEVELOPMENTAL DISABILITY, OR CO-OCCURRING 9 MENTAL ILLNESS AND DEVELOPMENTAL DISABILITY. 10 The General Assembly of North Carolina enacts: 11 **SECTION 1.** G.S. 20-7 is amended by adding a new subsection to read: 12 "(q2) Mental Illness and Developmental Disability Designation. – The Division shall 13 develop, in consultation with the Department of Public Safety and the State Highway Patrol, an electronic designation in the Division of Motor Vehicles database for drivers that may, upon 14 15 request, be granted to North Carolina residents with a mental illness, developmental disability, or co-occurring mental illness and developmental disability. An applicant requesting an 16 17 electronic designation under this subsection shall come to the Division of Motor Vehicles for 18 registration. There shall be a standard transaction fee set by the Division for this service. For 19 purposes of this subsection, the terms "mental illness" and "developmental disability" have the same meanings as in G.S. 122C-3. Nothing in this subsection shall be construed as authorizing 20 21 the issuance of a drivers license to a person ineligible under G.S. 20-9." 22 SECTION 2. G.S. 20-63 reads as rewritten: 23 "§ 20-63. Registration plates furnished by Division; requirements; replacement of regular 24 plates with First in Flight plates or First in Freedom plates; surrender and 25 reissuance; displaying; preservation and cleaning; alteration or concealment of 26 numbers; commission contracts for issuance. 27 . . . 28 The following special registration plates do not have to be a "First in Flight" plate or (b1) 29 "First in Freedom" plate as provided in subsection (b) of this section. The design of the plates that are not "First in Flight" plates or "First in Freedom" plates must be developed in 30

accordance with G.S. 20-79.4(a3). For special plates authorized in G.S. 20-79.7 G.S. 20-79.4
on or after July 1, 2013, the Division may not issue the plate on a background under this
subsection unless it receives at least 200 applications for the plate in addition to the
applications required under G.S. 20-79.4 or G.S. 20-81.12.

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General Assembly Of North Carolina Session 2017 Mental Illness and Developmental Disability Designation. - The Division shall 1 (c1) 2 develop, in consultation with the Department of Public Safety and the State Highway Patrol, an 3 electronic designation for registration plates that may, upon request, be entered into the Division of Motor Vehicles database for those who have a mental illness, developmental 4 5 disability, or co-occurring mental illness and developmental disability. An applicant requesting 6 an electronic designation under this subsection shall come to the Division of Motor Vehicles for registration. There shall be a standard transaction fee set by the Division for this service. 7 8 For purposes of this subsection, the terms "mental illness" and "developmental disability" have 9 the same meanings as in G.S. 122C-3. Nothing in this subsection shall be construed as authorizing the issuance of a drivers license to a person ineligible under G.S. 20-9. 10 11" **SECTION 3.** G.S. 17C-2 is amended by adding a new subdivision to read: 12 13 "(3a) Crisis intervention training. – Training for criminal justice officers on how to 14 interact with a person the officer knows or reasonably should know has a mental illness, developmental disability, or co-occurring mental illness and 15 16 developmental disability. Training shall include all of the following: 17 Information on the cause and nature of the mental illness, a. developmental disability, or co-occurring mental illness and 18 19 developmental disability. 20 How to identify and respond to a person who has a mental illness, b. 21 developmental disability, or co-occurring mental illness and 22 developmental disability. 23 Conflict resolution and de-escalation techniques for potentially <u>c.</u> 24 dangerous situations involving a person who has a mental illness, 25 developmental disability, or co-occurring mental illness and 26 developmental disability. 27 Alternatives to physical or lethal force when interacting with a <u>d.</u> potentially dangerous person who has a mental illness. 28 29 developmental disability, or co-occurring mental illness and 30 developmental disability." 31 **SECTION 4.** G.S. 17C-6(a) reads as rewritten: 32 In addition to powers conferred upon the Commission elsewhere in this Chapter, the "(a) 33 Commission shall have the following powers, which shall be enforceable through its rules and 34 regulations, certification procedures, or the provisions of G.S. 17C-10: 35 36 (2)Establish minimum educational and training standards that must be met in 37 order to qualify for entry level employment and retention as a criminal 38 justice officer in temporary or probationary status or in a permanent position. 39 The standards for entry level employment shall include education and 40 training in response to, and investigation of, domestic violence cases, as well as-training in investigation for evidence-based prosecutions, prosecutions, 41 42 and crisis intervention training. 43 44 Establish minimum standards for in-service training for criminal justice (14)45 officers. In-service training standards shall include training in response to, and investigation of, domestic violence cases, as well as training 46 47 investigation for evidence-based prosecutions.prosecutions, and crisis 48 intervention training. 49 50 **SECTION 5.** G.S. 17E-4(a) reads as rewritten:

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which are enfor	Commission shall have the following powers, duties, and responsibilities, ceable through its rules and regulations, certification procedures, or the . 17E-8 and G.S. 17E-9:
(2)	Establish minimum educational and training standards that may be met in order to qualify for entry level employment as an officer in temporary or
	probationary status or in a permanent position. The standards for entry level
	employment of officers shall include training in response to, and
	investigation of, domestic violence cases, as well as training in investigation
	for evidence-based prosecutions.prosecutions, and crisis intervention
	training. For purposes of the domestic violence training requirement, the
	term "officers" shall include justice officers as defined in G.S. 17E-2(3)a.,
	except that the term shall not include "special deputy sheriffs" as defined in
	G.S. 17E-2(3)a.;
(11)	Establish minimum standards for in-service training for justice officers.
	In-service training standards shall include training in response to, and
	investigation of, domestic violence cases, as well as training in investigation
	for evidence-based prosecutions.prosecutions, and crisis intervention
	training. For purposes of the domestic violence training requirement, the
	term "justice officer" shall include those defined in G.S. 17E-2(3)a., except
	that the term shall not include "special deputy sheriffs" as defined in
	G.S. 17E-2(3)a.
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SECT	TON 6. This act becomes effective October 1, 2017.