

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2025

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HOUSE BILL 206  
Committee Substitute Favorable 3/25/25  
Senate Judiciary Committee Substitute Adopted 6/3/26  
PROPOSED SENATE COMMITTEE SUBSTITUTE H206-PCS40758-CE-41

Short Title: DPS/Other Changes.

(Public)

Sponsors:

Referred to:

February 26, 2025

1 A BILL TO BE ENTITLED  
2 AN ACT TO ENACT MODIFICATIONS AS RECOMMENDED BY THE NORTH  
3 CAROLINA DEPARTMENT OF PUBLIC SAFETY, TO AUTHORIZE TRIBAL POLICE  
4 CHIEFS TO ENTER INTO MUTUAL AID AGREEMENTS WITH OTHER LAW  
5 ENFORCEMENT AGENCIES, AND TO MODIFY THE LAW RELATED TO THE  
6 CONFIRMATION OF THE ADJUTANT GENERAL.

7 The General Assembly of North Carolina enacts:

8  
9 **AIRPORT LEASE AUTHORITY**

10 **SECTION 1.(a)** The North Carolina Department of Public Safety and North Carolina  
11 Air National Guard are granted independent signature authority to accept an additional 50-year  
12 land use license from the United States Air Force for the approximately 114.19 acres at the Stanly  
13 County Airport that extends current License No. DACA21-3-94-0983 through calendar year  
14 2093.

15 **SECTION 1.(b)** This section is effective when it becomes law.

16  
17 **ALLOW DONATION OF CERTAIN VEHICLES**

18 **SECTION 3.(a)** The Division of Emergency Management at the Department of  
19 Public Safety is authorized to transfer ownership of travel trailers and utility terrain vehicles that  
20 were donated to or purchased by the State during disaster operations to any of the following:  
21 local governments, nonprofit organizations working in emergency response or disaster relief, or  
22 to survivors with a need for long-term housing support.

23 **SECTION 3.(b)** This section is effective when it becomes law.

24  
25 **VICTIM COMPENSATION CHANGES**

26 **SECTION 5.(a)** G.S. 15B-2 reads as rewritten:

27 **"§ 15B-2. Definitions.**

28 As used in this Article, the following definitions apply, unless the context requires otherwise:

29 ...

- 30 (7) Dependent's economic loss. – Loss after a victim's death of contributions of  
31 things of economic value to his dependents, not including services they would  
32 have received from the victim if he had not suffered the fatal injury, less  
33 expenses of the dependents avoided by reason of the victim's death.  
34 Dependent's economic loss will be limited to a 26-week period commencing



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from the date of the injury, and compensation shall not exceed ~~three-four~~ hundred dollars ~~(\$300.00)-(\$400.00)~~ per week.

...

(10a) Household support loss. – The loss of support that a victim would have received from the victim's spouse for the purpose of maintaining a home or residence for the victim and the victim's dependents. A victim may be compensated ~~fifty-one hundred~~ dollars ~~(\$50.00)-(\$100.00)~~ per week for each dependent child. Compensation for household support loss shall not exceed ~~three-four~~ hundred dollars ~~(\$300.00)-(\$400.00)~~ per week and shall be limited to 26 weeks commencing from the date of the injury. A victim may receive only one compensation for household support loss. Household support loss is only available to ~~an unemployed~~ a victim whose spouse is the offender who committed the criminally injurious conduct that is the basis of the victim's claim under this act.

...

(14) Work loss. – Loss of income from work that the injured person would have performed if he had not been injured and expenses reasonably incurred by him to obtain services in lieu of those he would have performed for income, reduced by any income from substitute work actually performed by him, or by income he would have earned in available appropriate substitute work that he was capable of performing but unreasonably failed to undertake.

Compensation for work loss will be limited to 26 weeks commencing from the date of the injury, and compensation shall not exceed ~~three-four~~ hundred dollars ~~(\$300.00)-(\$400.00)~~ per week. A claim for work loss will be paid only upon proof that the injured person was gainfully employed at the time of the criminally injurious conduct and, by physician's certificate, that the injured person was unable to work."

**SECTION 5.(b)** G.S. 15B-6(b) reads as rewritten:

"(b) The Director shall have all of the following authority:

- (1) With the consent of the district attorney, to request that law enforcement officers employed by the State or any political subdivision provide copies of any information or data gathered in the investigation of criminally injurious conduct that is the basis of any claim to enable the Director or Commission to determine whether, and the extent to which, a claimant qualifies for an award of compensation.
- (2) With the consent of the district attorney, to request that prosecuting attorneys, law enforcement officers, and State agencies conduct investigations and provide information necessary to enable the Director or Commission to determine whether, and the extent to which, a claimant qualifies for an award of compensation.
- (3) To require the claimant to supplement the application for an award of compensation with any reasonably available medical or psychological reports pertaining to the injury for which the award of compensation is claimed.
- (4) To utilize the sums remaining in the fund in any particular fiscal year to promote the mission of the Commission through outreach awareness ~~measures, training for crime victim advocates, law enforcement, and service providers on the needs of crime victims, grants for agencies to assist victims of crime with seeking compensation benefits, provision of referral and claim services for crime victims, and analysis of violent crime and victimization in North Carolina to better support victim compensation.~~ Up to six hundred thousand dollars (\$600,000) of accrued funds may be used one time to develop

1 and implement an online submission and communication system for crime  
 2 victim service providers.

3 Information obtained pursuant to this subsection is subject to the same privilege against  
 4 public disclosure that may be asserted by the providing source."

5 **SECTION 5.(c)** G.S. 15B-10(a) reads as rewritten:

6 "(a) ~~The Director~~Director, or the Director's designee, shall decide the award of  
 7 compensation for an initial claim or follow-up claim when the claim does not exceed twelve  
 8 thousand five hundred dollars (\$12,500) and does not include future economic loss. The Director  
 9 shall report all awards under this subsection to the Commission."

10 **SECTION 5.(d)** G.S. 15B-11 reads as rewritten:

11 **"§ 15B-11. Grounds for denial of claim or reduction of award.**

12 (a) An award of compensation shall be denied if any of the following apply:

13 (1) The claimant fails to file an application for an award within two years after  
 14 the date of the criminally injurious conduct that caused the injury or death for  
 15 which the claimant seeks the award.

16 (2) The economic loss is incurred after one year from the date of the criminally  
 17 injurious conduct that caused the injury or death for which the victim seeks  
 18 the award, except in the case where the victim for whom compensation is  
 19 sought was ~~40-18~~ years old or younger at the time the injury occurred. In that  
 20 case an award of compensation will be denied if the economic loss is incurred  
 21 after two years from the date of the criminally injurious conduct that caused  
 22 the injury or death for which the victim seeks the ~~award-award,~~ unless the  
 23 minor victim has new medical or counseling expenses directly attributable to  
 24 the crime.

25 ...

26 (c1) A claim may be denied upon a finding that the claimant has been convicted of any  
 27 felony classified as a Class A, B1, B2, C, D, or E felony under the laws of the State of North  
 28 Carolina and that such felony was committed within 3 years of the time the victim's injury  
 29 ~~occurred-occurred~~ and that such felony could reasonably be associated with the violent incident.

30 ...."

31 **SECTION 5.(e)** G.S. 15B-15 reads as rewritten:

32 **"§ 15B-15. Clerks of court to be notified.**

33 The Director shall notify in writing or by electronic means the clerk of superior court of the  
 34 county in which the offense occurred of any award made from the Crime Victims Compensation  
 35 Fund to the victim. The clerk shall place the notice in the case file of any defendant charged with  
 36 the offense that gave rise to the award to the victim."

37 **SECTION 5.(f)** G.S. 15B-26(c) reads as rewritten:

38 "(c) ~~A~~When a creditor has been notified by a victim that an application for a victim  
 39 compensation claim is pending, the creditor may request monthly verification from the  
 40 Commission that the application or appeal is still pending, and the Commission shall provide this  
 41 verification."

42 **SECTION 5.(g)** This section is effective when it becomes law.

43  
 44 **AUTHORIZE TRIBAL POLICE CHIEFS TO ENTER INTO MUTUAL AID**  
 45 **AGREEMENTS WITH OTHER LAW ENFORCEMENT AGENCIES**

46 **SECTION 7.(a)** G.S. 160A-288 reads as rewritten:

47 **"§ 160A-288. Cooperation between law enforcement agencies.**

48 ...

49 (b) As used in this section:

50 (1) "Head" means any director or chief officer of a law enforcement agency  
 51 including the chief of police of a local department, chief of police of a county

1 police department, ~~and the sheriff of a county,~~ county, and chief of a tribal  
 2 police department, or an officer of one of the above named agencies to whom  
 3 the head of that agency has delegated authority to make or grant requests under  
 4 this section, but only one officer in the agency shall have this delegated  
 5 authority at any time.

- 6 (2) "Law enforcement agency" or "agency" means a municipal police department,  
 7 a county police department, ~~or a sheriff's office of this State.~~ State, or any  
 8 tribal police department described in G.S. 1E-11. Subject to G.S. 15A-403, it  
 9 also includes a municipal police department, a county police department, or a  
 10 sheriff's office of another state if the laws of the other state allow for the  
 11 provision of mutual aid with out-of-state law enforcement officers. All other  
 12 State and local agencies are exempted from the provisions of this section.

13 ...."

14 **SECTION 7.(b)** This section is effective when it becomes law.

## 15 **ADJUTANT GENERAL CONFIRMATION**

16 **SECTION 8.(a)** G.S. 127A-19 reads as rewritten:

### 17 **"§ 127A-19. Adjutant General.**

18 (a) The military head of the militia shall be the Adjutant General who shall hold the rank  
 19 of major general with federal recognition at time of appointment or attain the rank of major  
 20 general pursuant to this section. The Adjutant General shall be appointed by the Governor in the  
 21 Governor's capacity as commander in chief of the militia, in consultation with the Secretary of  
 22 Public Safety, and shall be subject to confirmation by the General Assembly by joint resolution.

23 The Governor shall submit the name of the person to be appointed, for confirmation by the  
 24 General Assembly, to the General Assembly by May 1 of the year in which the Adjutant General  
 25 is to be appointed. If the Governor does not submit the name by that date, the President Pro  
 26 Tempore of the Senate and the Speaker of the House of Representatives shall submit a name to  
 27 the General Assembly on or before May 15 of the same year. The appointment shall then be made  
 28 by enactment of a bill. The bill shall state the name of the person being appointed, the office to  
 29 which the appointment is being made, the residence of the appointee, and that the appointment  
 30 is being made upon the joint recommendation of the Speaker of the House of Representatives  
 31 and the President Pro Tempore of the Senate. If there is no vacancy in the office of the Adjutant  
 32 General and a bill that would confirm the appointment of the person as Adjutant General fails a  
 33 reading in either chamber of the General Assembly, then the Governor shall submit a new name  
 34 within 30 days.

35 Following appointment pursuant to this section, the Adjutant General shall serve at the  
 36 pleasure of the Governor. The Adjutant General, while holding this office, shall be a member of  
 37 the active North Carolina National Guard. If an appointed Adjutant General does not attain the  
 38 rank of major general with federal recognition within a reasonable period of time from the date  
 39 of appointment, the Governor shall replace the Adjutant General with an appointee who meets  
 40 the criteria ~~in~~in, and is appointed in accordance with, this section. A "reasonable period of time"  
 41 shall take into account time in grade requirements for promotion or promotions and  
 42 administrative periods necessary to complete the promotion process.

43 (a1) In case of a vacancy in the office of the Adjutant General, the name of the Adjutant  
 44 General's successor shall be submitted by the Governor to the General Assembly not later than  
 45 60 days after the vacancy arises. If a vacancy arises in the office when the General Assembly is  
 46 not in session, an acting Adjutant General shall be appointed by the Governor to serve pending  
 47 confirmation by the General Assembly. However, in no event shall an acting Adjutant General  
 48 serve (i) for more than 12 months without General Assembly confirmation or (ii) after a bill that  
 49 would confirm the appointment of the person as Adjutant General fails a reading in either  
 50 chamber of the General Assembly.

1       ...."

2               **SECTION 8.(b)** This section is effective when it becomes law.

3

4 **EFFECTIVE DATE**

5               **SECTION 9.** Except as otherwise provided, this act is effective when it becomes

6 law.