



SENATE BILL 5: Mecklenburg/Police Countywide Jurisdiction.

2017-2018 General Assembly

Committee:	House State and Local Government II	Date:	June 20, 2017
Introduced by:	Sens. Tarte, Bishop, J. Jackson	Prepared by:	Brad Krehely
Analysis of:	Fourth Edition		Committee Co-Counsel

OVERVIEW: Senate Bill 5 authorizes Mecklenburg County and the City of Charlotte to enter into an agreement that is subject to approval by the Mecklenburg County Board of Commissioners. The agreement would allow City of Charlotte police officers to exercise the same powers in Mecklenburg County as they do within the City of Charlotte. It also authorizes Mecklenburg County and any municipality in Mecklenburg County to enter into an agreement that is subject to approval by the Mecklenburg County Board of Commissioners. The agreement would allow the police officers of an individual municipality in Mecklenburg County to exercise the same powers throughout the municipality's extraterritorial jurisdiction as they do within the municipality.

CURRENT LAW: Countywide Jurisdiction to Police Departments.--Chapter 1170 of the 1969 Session Laws authorizes the police of the City of Charlotte, with the approval of the Board of Commissioners of Mecklenburg County, to exercise the same jurisdiction, authority, powers and rights throughout Mecklenburg County as they do within the city limits of Charlotte.

BILL ANALYSIS:

Senate Bill 5 authorizes Mecklenburg County and the City of Charlotte to enter into an agreement that is subject to approval by the Mecklenburg County Board of Commissioners. The agreement would allow City of Charlotte police officers to exercise the same powers in Mecklenburg County as they do within the City of Charlotte. Charlotte and Mecklenburg County must enter into an agreement setting guidelines to implement the act.

The bill also authorizes Mecklenburg County and any municipality in Mecklenburg County to enter into an agreement that is subject to approval by the Mecklenburg County Board of Commissioners. The agreement would allow the police officers of an individual municipality in Mecklenburg County to exercise the same powers throughout the municipality's extraterritorial jurisdiction as they do within the municipality. The municipality and Mecklenburg County must enter into an agreement setting guidelines to implement the act.

The bill does not restrict or prohibit the authority of the Sheriff of Mecklenburg County and does not allow any police officer to exercise any powers outside of their original jurisdiction that they cannot exercise within their original jurisdiction.

EFFECTIVE DATE: The act is effective when it becomes law.

*Tawanda Foster and Jennifer Bedford, Staff Attorneys for the Legislative Analysis Division, contributed to this summary.

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