



# HOUSE BILL 560: Public Safety Reform.

2021-2022 General Assembly

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<b>Committee:</b>		<b>Date:</b>	August 10, 2022
<b>Introduced by:</b>		<b>Prepared by:</b>	Susan Sitze Staff Attorney
<b>Analysis of:</b>	S.L. 2022-58		

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**OVERVIEW:** *S.L. 2022-58 makes changes to a variety of laws related to public safety and the Department of Public Safety. Due to the variety of topics covered by this act and the varying effective dates, please see the full summary for details.*

## **BILL ANALYSIS:**

**Section 1** authorizes the Secretary of the Department of Public Safety to assign probation officers to perform additional duties during a declared state of emergency or a natural disaster. This section becomes effective October 1, 2022.

**Section 2** authorizes the Post-Release Supervision and Parole Commission to issue orders of temporary or conditional revocation of post-release supervision and parole subjecting supervisees and parolees to arrest and require those orders to be entered into the Criminal Justice Law Enforcement Automated Data System (CJLEADS). This section becomes effective October 1, 2022.

**Section 3** establishes the Continuously Operating Reference Station (CORS) Fund as a special revenue fund consisting of General Fund appropriations, gifts, donations, grants, devises, fees, and monies contributed by State and non-State entities for the operation, maintenance and expansion of the North Carolina CORS/Real Time Network operated by the NC Geodetic Survey. This section became effective July 1, 2022.

**Section 4** amends the requirement that the Secretary of the Department of Public Safety do a damage assessment when the Governor declares a state of emergency to also include states of emergency declared by a municipality or county. This section became effective July 8, 2022, and applies to states of emergency declared on or after that date.

**Section 5** amends the privilege provided to peer counselors for law enforcement to include all emergency personnel officers, defined as firefighters, search and rescue, or emergency medical services personnel. This section became effective July 8, 2022, and applies to communications made on or after that date.

**Section 6** exempts inmates under the jurisdiction of the Department of Public Safety from barber licensing requirements. This section became effective July 8, 2022, and applies to actions performed on or after that date.

**Section 7** increases the amount of allowable expenses related to funeral, cremation, and burial under the Crime Victims Compensation Fund to \$10,000. This section became effective August 1, 2022, and applies to expenses incurred on or after that date.

**Section 8** amends the controlling conditions for a person on post-release supervision to provide that they must submit to warrantless searches by a post-release supervision officer of the supervisee's person and of the supervisee's vehicle and premises while the supervisee is present for purposes reasonably related to

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the post-release supervision. This section became effective July 8, 2022, and applies to searches on or after that date.

**Section 9** authorizes the Director of the Crime Victims Compensation Commission to utilize funds to promote the mission of the Commission through outreach awareness measures and requires a summary of those measures to be included in the annual report to the General Assembly.

**Section 10** increases the total amount of compensation payable for economic loss by the Crime Victims Compensation Fund to \$45,000.

**Section 11** authorizes the Department of Public Safety to use no more than \$500,000 in nonrecurring funds from the surplus funds in the Crime Victims Compensation Fund to establish and implement an online application process for claimants seeking compensation from the Fund. This section became effective July 8, 2022, and expires June 30, 2024.

**Section 12** extends the use of time-limited private protective security services from August 1, 2023, to January 1, 2024.

**Section 13** increases the maximum allowable inmate wage from \$3.00 per day to \$5.00 per day and allows the Secretary of the Department of Public Safety to specifically approve an amount higher than \$5.00 per day for inmates working for Correction Enterprises.

**Section 14** allows the State Capitol Police to purchase their own vehicles without going through the Department of Administration motor fleet.

**Section 15** authorizes Correction Enterprises to market and sell products to any federal agencies at sites within North Carolina.

**Section 16** repeals the requirement that any person working in an emergency management agency take an oath.

**Section 17** directs the Department of Public Safety, the Office of State Budget and Management, and the Office of the State Controller to establish and certify the budget for the new Department of Adult Correction.

**Sections 18 and 19** make technical corrections to statutes that reflect the creation of the new Department of Adult Correction on January 1, 2023. These sections become effective January 1, 2023.

**Section 20** - Please see the separate summary of this section.

**EFFECTIVE DATE:** Except as otherwise provided, this act became effective July 8, 2022.