



This Bill Analysis reflects the contents of the bill as it was presented in committee.

HOUSE BILL 761: Police Vehicle and Equipment Protection Act.

2021-2022 General Assembly

Committee:	Senate Rules and Operations of the Senate	Date:	October 5, 2021
Introduced by:	Reps. Blackwell, Faircloth, Boles, McNeill	Prepared by:	Jennifer H. Bedford
Analysis of:	Second Edition		Staff Attorney

OVERVIEW: House Bill 761 would:

- Increase the penalty for breaking or entering into a vehicle owned by a law enforcement agency.
- Create two new felony offenses for theft of equipment owned by a law enforcement agency.
- Make technical changes to two Session Laws.

CURRENT LAW AND BILL ANALYSIS:

G.S. 14-56

Breaking or entering into a railroad car, motor vehicle, trailer, aircraft, boat, or other watercraft of any kind, with the intent to commit a felony or larceny, is a Class I felony.

Section 1 of House Bill 761 would increase the penalty for breaking or entering into a vehicle to a Class H felony if the vehicle is owned by a law enforcement agency or the military, and the defendant knew or reasonably should have known that the vehicle was owned by a law enforcement agency or the military.

G.S. 14-72

Larceny of goods valued at more than one thousand dollars (\$1,000) and larceny of any firearm, is a Class H felony.

Section 2 of House Bill 761 would create the following felonies:

- A Class H felony for theft of law enforcement equipment.
- A Class G felony for theft of law enforcement equipment valued in excess of one thousand dollars (\$1,000).

Section 2.3 of House Bill 761 would clarify the information required to petition the court for certain expunctions.

Section 2.4 of House Bill 761 would clarify which complaints against a juvenile must be compiled in an annual report by the Department of Public Safety to the General Assembly.

EFFECTIVE DATE: This act would become effective December 1, 2021, and apply to offenses committed on or after that date.

***Staff Attorney Jeremy Ray contributed to this summary.**

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