

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

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HOUSE BILL 1315

Short Title: Large County Law Enforcement Services.

(Public)

Sponsors: Representative Rhodes.

Referred to: Finance.

May 15, 2003

A BILL TO BE ENTITLED

AN ACT TO EXPAND THE OPTION FOR LARGE COUNTIES TO FUND AND
PROVIDE LAW ENFORCEMENT SERVICES IN UNINCORPORATED AREAS
AND CONCERNING LAW ENFORCEMENT SERVICES IN
UNINCORPORATED AREAS OF MECKLENBURG COUNTY.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 153A-301(a)(10) reads as rewritten:

"§ 153A-301. Purposes for which districts may be established.

(a) The board of commissioners of any county may define any number of service districts in order to finance, provide, or maintain for the districts one or more of the following services, facilities and functions in addition to or to a greater extent than those financed, provided or maintained for the entire county:

...

(10) Law enforcement if ~~all of the following apply:~~

- a. ~~The~~The population of the county is over ~~500,000~~ 650,000 according to the most recent federal decennial census.
- b. ~~The county has an interlocal agreement with a city in the county under which the city provides law enforcement services in the entire unincorporated area of the county.~~
- e. ~~The county will pay to the city the following percentages of the city county police department budget if there are no significant changes to the city's statutory annexation authority:~~
 - 1. ~~9.60%~~ for fiscal years ~~1995-96~~ and ~~1996-97~~.
 - 2. ~~7.60%~~ for fiscal years ~~1997-98~~ and ~~1998-99~~.
 - 3. ~~5.60%~~ for fiscal years ~~1999-2000~~ and ~~2000-2001~~.
 - 4. ~~3.60%~~ for fiscal years ~~2001-02~~ and ~~2002-03~~.
 - 5. ~~1.60%~~ for fiscal years ~~2003-04~~ and ~~2004-05~~.

1 ~~Provided, if the difference between the ratio of the population in~~
2 ~~the unincorporated area to the total population served by the~~
3 ~~city county police department and the rate for the current year~~
4 ~~as stated above is greater than fifteen percent (15%), the~~
5 ~~county's agreement to pay such percentages can be amended to~~
6 ~~reflect that difference."~~

7 **SECTION 2.** Section 1 of Chapter 1170 of the 1969 Session Laws, as
8 amended by Section 4 of Chapter 714 of the 1979 Session Laws, reads as rewritten:

9 "Section 1. Upon approval of the Board of Commissioners of Mecklenburg County
10 all policemen of ~~the City of Charlotte~~ any municipality in the county shall thereafter be
11 authorized and empowered to exercise throughout the portions of the unincorporated
12 areas of the County of Mecklenburg designated by the county board of commissioners
13 the same jurisdiction, authority, powers and rights, including arrest and service of
14 criminal and civil process, which they are authorized by law to exercise within ~~the City~~
15 ~~of Charlotte~~, that municipality's corporate limits and shall have the privileges and
16 immunities, including coverage under Worker's Compensation laws, which they now
17 have within the ~~City of Charlotte~~, municipality's corporate limits, provided that ~~the City~~
18 ~~of Charlotte~~ and Mecklenburg County shall, prior to the exercise of any of said powers
19 or authority, enter into an agreement setting forth the guidelines and procedures for
20 implementation of this ~~Act~~ act with such municipality or municipalities; provided,
21 however, the board of commissioners of the county may not authorize the police of one
22 municipality to exercise law enforcement powers within another municipality's sphere
23 of influence unless it has first offered that municipality the right to provide law
24 enforcement services within its own sphere of influence on equivalent terms."

25 **SECTION 3.** This act becomes effective January 1, 2005.