

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE DRH10825-LU-140 (03/26)

Short Title: Clarify DV Laws/Arrest/Valid Protective Order. (Public)

Sponsors: Representative Parmon.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY DOMESTIC VIOLENCE LAWS REGARDING WHEN A LAW
3 ENFORCEMENT OFFICER MUST ARREST A PERSON WHO HAS KNOWINGLY
4 VIOLATED A VALID PROTECTIVE ORDER.
5 The General Assembly of North Carolina enacts:
6 **SECTION 1.** G.S. 50B-4.1(b) reads as rewritten:
7 "(b) A law enforcement officer ~~shall~~must arrest and take a person into custody without a
8 warrant or other process ~~if the officer has~~where there is probable cause to believe that the
9 person knowingly has violated a valid protective order excluding the person from the residence
10 or household occupied by a victim of domestic violence or directing the person to refrain from
11 doing any or all of the acts specified in G.S. 50B-3(a)(9)."
12 **SECTION 2.** This act is effective when it becomes law.

