

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H

2

HOUSE BILL 456
Senate Judiciary II Committee Substitute Adopted 6/4/13

Short Title: DV Fatality Review Team/Mecklenburg Co.

(Local)

Sponsors:

Referred to:

March 28, 2013

1 A BILL TO BE ENTITLED
2 AN ACT CONCERNING MEMBERSHIP ON THE DOMESTIC VIOLENCE REVIEW
3 TEAM IN MECKLENBURG COUNTY AND ESTABLISHING A DOMESTIC
4 VIOLENCE REVIEW TEAM IN PITT COUNTY AND ALAMANCE COUNTY.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Subsection (c) of Section 1 of S.L. 2009-52 reads as rewritten:

7 "**SECTION 1.(c)** Composition. – The Review Team shall consist ~~of~~ of (i) a lead ~~agency,~~
8 ~~Community Support Services of Charlotte, North Carolina,~~ agency that has experience working
9 with victims of domestic violence and (ii) representatives of public and nonpublic agencies in
10 the community that provide services to victims or families of domestic violence,
11 including violence. No person who has been convicted of a domestic violence-related crime or
12 who has been a participant in a batterer intervention program shall be a member of the Review
13 Team. The board of county commissioners shall designate the lead agency for the Review
14 Team. The members of the Review Team shall include all of the following:

- 15 (1) A representative from a domestic violence victim's service ~~group.~~ group who
16 shall be appointed by the lead agency pursuant to subdivision (7) of
17 subsection (d) of this section.
18 (2) Two survivors of domestic violence who shall be appointed by the lead
19 agency pursuant to subdivision (7) of subsection (d) of this section.
20 ~~(2)(3)~~ An attorney from the local district attorney's office. The district attorney from
21 the appropriate prosecutorial district or an assistant district attorney
22 designated by the district attorney.
23 ~~(3)(4)~~ Local law enforcement personnel. A local law enforcement officer appointed
24 by the chief of the local police department of the largest municipality in the
25 county and at least one law enforcement officer from the other police
26 departments in the county appointed jointly by the chiefs of police of the
27 other municipalities in the county.
28 (5) The sheriff of the county or a person designated by the sheriff.
29 ~~(4)(6)~~ A representative from the local medical examiner's office. The medical
30 examiner of the county or a person designated by the medical examiner.
31 ~~(5)(7)~~ A representative from the local department of social services. The director of
32 the department of social services or a person designated by the director.
33 ~~(6)(8)~~ A representative from the local health department. The director of the county
34 health department or a person designated by the director.



- 1 ~~(7)~~(9) A representative from an area mental health authority. The director of the
2 local mental health managed care organization or a person designated by the
3 director.
- 4 ~~(8)~~(10) A representative from the local public schools. The superintendent of the
5 public schools or a person designated by the superintendent.
- 6 ~~(9)~~(11) A representative from a health care system, each of the primary health care
7 systems in the county.
- 8 ~~(10)~~(12) Local medic or emergency services personnel. A magistrate designated by
9 the chief district court judge.
- 10 ~~(11)~~(13) A survivor of domestic violence. A representative of an institution of higher
11 education appointed by the board of county commissioners.
- 12 (14) A probation and parole officer who supervises probationers convicted of
13 domestic violence appointed by the chief probation and parole officer of the
14 judicial district.
- 15 (15) A district court judge who presides over domestic violence cases designated
16 by the chief district court judge.
- 17 (16) At the option of the board of county commissioners, the board may appoint
18 not more than two additional representatives from the community who have
19 knowledge, experience, or expertise in preventing domestic violence."

20 **SECTION 2.** Section 2 of S.L. 2009-52 is repealed.

21 **SECTION 3.** Section 3 of S.L. 2009-52 reads as rewritten:

22 "**SECTION 3.** Each Review Team established pursuant to this act shall ~~issue an~~
23 ~~interim~~ issue a report to the local board of county commissioners, the North Carolina Domestic
24 Violence Commission, and the Governor's Crime Commission summarizing its findings and
25 activities ~~by June 15, 2011, and a final report with and making~~ recommendations for action by
26 June 15, ~~2014-2014, and every three years thereafter.~~ The reports shall not identify the specific
27 cases or case reviews that led to the individual Review Team's findings and recommendations."

28 **SECTION 4.** Section 5 of S.L. 2009-52 reads as rewritten:

29 "**SECTION 5.** This act applies to ~~Mecklenburg County only.~~ Alamance County, Pitt
30 County, and Mecklenburg County."

31 **SECTION 5.** This act applies to the following counties: Alamance, Pitt, and
32 Mecklenburg.

33 **SECTION 6.** This act is effective when it becomes law.