**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 2001**

**S** **1**

**SENATE BILL 667**

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|---|---|---|
| Short Title: | Serve Crim. Process/Carteret Co. Gov't. Complex. | (Local) |
| Sponsors: | Senator Thomas. | |
| Referred to: | Judiciary II. | |

March 22, 2001

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT MUNICIPAL LAW ENFORCEMENT OFFICERS HAVE CONDITIONAL AUTHORITY TO SERVE CRIMINAL PROCESS IN THE COUNTY GOVERNMENT COMPLEX ONLY IN CARTERET COUNTY.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 15A-301(c) reads as rewritten:

"(c) Service. –

(1) A law-enforcement officer or other employee designated as provided in subsection (b) receiving criminal process for service or execution must note thereon the date of its receipt. Upon execution or service, a copy of the process must be delivered to the person arrested or served.

(2) A corporation may be served with criminal summons as provided in G.S. 15A-773.

<u>(3)</u> <u>Notwithstanding any other provision of law, a municipal law enforcement officer may serve criminal process in the Carteret County government complex if the officer otherwise has territorial jurisdiction to serve criminal process in a municipality located in that county. This subdivision shall apply only for service of criminal process and shall not affect in any way a law-enforcement officer's powers to arrest as set out under Article 20 of Chapter 14 of the General Statutes. For purposes of this subdivision, the term 'Carteret County Government Complex' means the following county facilities and the property located within 50 feet of those facilities:</u>

<u>a.</u> <u>County courthouse.</u>

<u>b.</u> <u>Magistrate's office.</u>

<u>c.</u> <u>Jail.</u>"

**SECTION 2.** This act applies only in Carteret County.

**SECTION 3.** This act becomes effective October 1, 2001.