

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE PRINCIPAL CLERK

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HOUSE DRH30269-LU-78 (03/09)

Short Title: Allison's Law/GPS Tracking Pilot Prog/Dom Vio. (Public)

Sponsors: Representatives Lambeth, Conrad, Hanes, and Terry (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ESTABLISH A PILOT PROGRAM ON ALLOWING THE USE OF A GPS
3 TRACKING DEVICE ON A PERSON WHO HAS COMMITTED ACTS OF DOMESTIC
4 VIOLENCE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** The North Carolina Department of Public Safety, in consultation
7 with local law enforcement agencies, the courts, and any other appropriate local entities, shall
8 conduct a pilot program for the use of global positioning system (GPS) tracking devices on
9 domestic violence offenders. The pilot program shall be conducted in Forsyth County. The
10 offender subject to the GPS monitoring shall be responsible for paying the costs associated with
11 use of the device. In developing and implementing the pilot program, the Department and all
12 entities involved shall consider the following:

- 13 (1) The type of offender that will be subject to GPS monitoring, such as all
14 offenders who violate a domestic violence protective order or only violent
15 offenders, and what constitutes a violent offender.
- 16 (2) How offender monitoring will be staffed and whether a local law
17 enforcement agency will staff the monitoring of the offender's location or
18 whether it will be outsourced to an independent agency.
- 19 (3) The costs associated with monitoring the offender's location.
- 20 (4) The type of GPS tracking device that will be used.
- 21 (5) The type of GPS monitoring that will be used, such as active tracking, which
22 provides real-time location of the offender 24 hours a day, versus passive
23 tracking, in which an offender wears a device, but the monitoring official
24 may not receive information but once a day when it is uploaded.
- 25 (6) Whether the victim's location will be monitored or tracked as well and what
26 privacy or safety concerns such monitoring or tracking raises.
- 27 (7) Review any other systems for monitoring offenders currently in place in this
28 State that may assist in implementing the GPS monitoring program
29 established under this act.
- 30 (8) Review whether other states have implemented similar systems and the
31 means by which those systems were implemented and costs associated with
32 implementation.
- 33 (9) Any other information or practices deemed relevant.

34 **SECTION 2.** The Department of Public Safety shall report to the Joint Legislative
35 Oversight Committee on Justice and Public Safety on the effectiveness of the pilot program by
36 April 1, 2018. The report shall include any recommendations regarding the continuation,



1 expansion, or elimination of the pilot program, as well as costs associated with implementing
2 the program or any recommended legislation.

3 **SECTION 3.** This act becomes effective January 1, 2016.