

GENERAL ASSEMBLY OF NORTH CAROLINA
1985 SESSION

CHAPTER 960
HOUSE BILL 86

AN ACT TO AUTHORIZE THE COURT TO EXTEND A PERIOD OF PROBATION TO ALLOW THE DEFENDANT TO COMPLETE PAYMENT OF RESTITUTION OR CONTINUE TREATMENT AND TO CLARIFY PAROLE ELIGIBILITY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 15A-1342 is amended by adding a second paragraph within subsection (a) as follows:

"The court with the consent of the defendant may extend the period of probation beyond five years (i) for the purpose of allowing the defendant to complete a program of restitution, or (ii) to allow the defendant to continue medical or psychiatric treatment ordered as a condition of the probation. The period of extension shall not exceed three years beyond the original period of probation. The special extension authorized herein may be ordered only in the last six months of the probation term."

Sec. 2. G.S. 15A-1371(h) and G.S. 15A-1380.2(h) are each amended by adding the following sentence at the beginning of the last paragraph of the subsections:

"In computing the service requirements of subdivision (4) of this subsection, credit shall be given for good time and gain time credit earned pursuant to G.S. 148-13."

Sec. 3. This act is effective upon ratification and, with respect to Section 1, shall apply to persons placed on probation on or after that date and to persons on probation on that date; with respect to Section 2, shall apply to persons who are prisoners on or after that date.

In the General Assembly read three times and ratified, this the 10th day of July, 1986.