

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 1033
Committee Substitute Favorable 5/13/91

Short Title: LRC Study/Victims' Rights.

(Public)

Sponsors:

Referred to:

April 19, 1991

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING THE LEGISLATIVE RESEARCH COMMISSION TO
3 STUDY THE RIGHTS OF VICTIMS OF CRIME.

4 The General Assembly of North Carolina enacts:

5 Section 1. The Legislative Research Commission is authorized to study the
6 rights of victims of crime. The Legislative Research Commission may study the
7 following proposed rights of victims of crime:

- 8 (1) The right to be treated with fairness and respect for their dignity and
9 privacy throughout the criminal justice process.
- 10 (2) The right to timely disposition of the case following arrest of the
11 accused, provided that nothing in this subsection shall prevent the
12 accused from having a sufficient time to prepare a defense.
- 13 (3) The right to be reasonably protected from the accused or any persons
14 acting on his behalf throughout the criminal justice process. The
15 availability of the right established under this subsection shall not be a
16 basis for any accused receiving more favorable consideration for
17 pretrial release or lower bail than would have resulted without this
18 subsection.
- 19 (4) The right to notification of court proceedings.
- 20 (5) The right to be given information about the crime, how the criminal
21 justice system works, the rights of victims, and the availability of
22 services.

- 1 (6) The right to attend trial and all other court proceedings to which the
2 accused has the right to attend.
- 3 (7) The right to confer with the prosecution.
- 4 (8) The right to make a statement to the court at the time of sentencing
5 prior to the adjudication of the sentence.
- 6 (9) The right to receive restitution, in such manner as established by law,
7 as a condition of the accused's sentence.
- 8 (10) The right to information about the conviction, sentence, and release of
9 the accused.
- 10 (11) The right to notification of proposed parole or pardon of the accused,
11 or reprieve or commutation of the accused's sentence, and the right to
12 present evidence to the Governor or agency considering such action
13 prior such action becoming effective, in a manner established by law.
- 14 Sec. 2. The Legislative Research Commission may make an interim report to
15 the 1992 General Assembly, and shall make a final report to the 1993 General
16 Assembly.
- 17 Sec. 3. This act is effective upon ratification.