

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1092*

Short Title: Juv. Prob./School Protection.

(Public)

Sponsors: Representatives Hensley; Alexander, Bowman, D. Brown, Church, Cole, Griffin, Hall, Hill, Jack Hunt, R. Hunter, Joye, McCrary, Mercer, Michaux, B. Miller, Oldham, and Smith.

Referred to: Education.

April 19, 1993

A BILL TO BE ENTITLED

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2 AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL
3 OFFICIALS WHEN A JUVENILE ADJUDICATED DELINQUENT FOR A
4 VIOLENT OFFENSE IS ORDERED TO ATTEND SCHOOL AS A CONDITION
5 OF PROBATION.

6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 7A-649(8) reads as rewritten:

8 "(8) Place the juvenile on probation under the supervision of a court
9 counselor. In any case where a juvenile is placed on probation, the
10 court counselor shall have the authority to visit the juvenile where he
11 resides. The judge shall specify conditions of probation that are related
12 to the needs of the juvenile including any of the following which
13 apply:

- 14 a. That the juvenile shall remain on good behavior and not violate
15 any laws;
16 b. That the juvenile attend school regularly;
17 c. That the juvenile not associate with specified persons or be in
18 specified places;
19 d. That the juvenile report to a court counselor as often as required
20 by a court counselor;
21 e. That the juvenile make specified financial restitution or pay a
22 fine in accordance with subdivisions (2) and (3);

1 f. That the juvenile be employed regularly if not attending school.
2 An order of probation shall remain in force for a period not to exceed
3 one year from the date entered. Prior to expiration of an order of
4 probation, the judge may extend it for an additional period of one year
5 after a hearing if he finds that the extension is necessary to protect the
6 community or to safeguard the welfare of the ~~juvenile~~; ~~juvenile~~.
7 Whenever the judge specifies school attendance pursuant to
8 subsubdivision b. of this subdivision as a condition of probation as a
9 disposition for an adjudication of delinquency for an offense involving
10 personal violence, sexual assault, use of a weapon, possession of a
11 firearm, or any drug offense, the juvenile court counselor shall, within
12 five days, notify school officials of the school which the juvenile is
13 required to attend of the nature of the offense and the terms of the
14 juvenile's probation pertaining to school attendance."

15 Sec. 2. This act becomes effective October 1, 1993, and applies to orders of
16 probation for adjudications of delinquency for acts committed on or after that date.