

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1092\*  
Committee Substitute Favorable 5/7/93  
Third Edition Engrossed 5/11/93  
Senate Judiciary I Committee Substitute Adopted 7/8/93

Short Title: Juv. Prob./School Protection.

(Public)

Sponsors:

Referred to:

April 19, 1993

A BILL TO BE ENTITLED

AN ACT TO REQUIRE JUVENILE COURT COUNSELORS TO NOTIFY SCHOOL OFFICIALS IN CERTAIN CASES WHEN A JUVENILE IS ADJUDICATED DELINQUENT AND IS ORDERED TO ATTEND SCHOOL AS A CONDITION OF PROBATION.

The General Assembly of North Carolina enacts:

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

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

a. That the juvenile shall remain on good behavior and not violate any ~~laws;~~ laws.

b. That the juvenile attend school ~~regularly;~~ regularly. If the adjudication of delinquency was for an offense involving a threat to the safety of the juvenile or others and school attendance is a condition of probation, the judge shall make a finding of whether or not the principal of the juvenile's school should be notified. If the judge orders that the principal be

1 notified, the juvenile court counselor shall within five days or  
2 before the juvenile begins to attend school, whichever occurs  
3 first, notify the principal of the juvenile's school in writing of  
4 the nature of the offense and the probation requirements related  
5 to school attendance. A principal notified by a juvenile court  
6 counselor shall handle the report according to the guidelines  
7 and rules adopted by the State Board of Education.

8 c. That the juvenile not associate with specified persons or be in  
9 specified ~~places;~~ places.

10 d. That the juvenile report to a court counselor as often as required  
11 by a court ~~counselor;~~ counselor.

12 e. That the juvenile make specified financial restitution or pay a  
13 fine in accordance with subdivisions (2) and ~~(3);~~ (3).

14 f. That the juvenile be employed regularly if not attending school.

15 An order of probation shall remain in force for a period not to exceed  
16 one year from the date entered. Prior to expiration of an order of  
17 probation, the judge may extend it for an additional period of one year  
18 after a hearing if ~~he~~ the judge finds that the extension is necessary to  
19 protect the community or to safeguard the welfare of the juvenile;"

20 Sec. 2. The Administrative Office of the Courts shall report to the Joint  
21 Legislative Education Oversight Committee on the number of juveniles reported to  
22 principals in accordance with this act no later than January 1, 1995.

23 Sec. 3. This act becomes effective October 1, 1993, and applies to delinquent  
24 acts committed on or after that date. This act expires October 1, 1995.