

GENERAL ASSEMBLY OF NORTH CAROLINA
1983 SESSION

CHAPTER 165
HOUSE BILL 152

AN ACT TO PERMIT TRANSFER OF PRISONERS AMONG COUNTIES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 162-39 as the same appears in the 1982 Replacement Volume 3D Part II is amended by rewriting the first 3 lines of the first sentence of the first paragraph to read:

"Whenever necessary for the safety of a prisoner held in any county jail or to avoid a breach of the peace in any county or whenever prisoners are arrested in such numbers that county jail facilities are insufficient and inadequate for the housing of such prisoners, the resident judge of the superior court or any judge holding superior court in the district or any district court judge may order the prisoner".

Sec. 2. G.S. 162-39 is further amended by inserting the following new sentence immediately after the existing last sentence in the first paragraph:

"Counties are hereby authorized to enter into contractual agreements with other counties to provide jail facilities to which prisoners may be transferred as deemed necessary under this section."

Sec. 3. G.S. 162-39 is further amended in the third line of the second paragraph by substituting the words, "superior or district court judge holding" for the words, "judge holding superior".

Sec. 4. G.S. 162-39 is further amended in the second line of the third paragraph by substituting the words, "the superior or district" for the word, "superior".

Sec. 5. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 12th day of April, 1983.