

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 127

Short Title: Pretrial Release Fees.

(Public)

Sponsors: Senator Odom.

Referred to: Judiciary I.

February 6, 1989

A BILL TO BE ENTITLED

AN ACT ESTABLISHING PRETRIAL RELEASE SERVICE FEES.

The General Assembly of North Carolina enacts:

Section 1. Section 1. G.S. 7A-304(a) is amended by adding a new subdivision to read:

"(5) For using pretrial release services, the district or superior court judge may, upon conviction, impose a fee in any amount up to fifteen dollars (\$15.00) to be remitted to the county providing the pretrial release services. This cost shall be assessed and collected only if the defendant had been accepted and released to the supervision of the agency providing the pretrial release services."

Sec. 2. G.S. 7A-304(b) reads as rewritten:

"(b) On appeal, costs are cumulative, and costs assessed before a magistrate shall be added to costs assessed in the district court, and costs assessed in the district court shall be added to costs assessed in the superior court, except that the fee for the Law-Enforcement Officers' Benefit and Retirement Fund and the Sheriffs' Supplemental Pension Fund and the fee for pretrial release services shall be assessed only once in each case. No superior court costs shall be assessed against a defendant who gives notice of appeal from the district court but withdraws it prior to the expiration of the 10-day period for entering notice of appeal. When a case is reversed on appeal, the defendant shall not be liable for costs, and the State shall be liable for the cost of printing records and briefs in the Appellate Division."

Sec. 3. All law, public or local, in conflict with this act are repealed to the extent of the conflict.

1 Sec. 4. This act is effective for defendants released to the supervision of an
2 agency providing pretrial release services on or after the first day of the next calendar
3 month after ratification of this act.

4 Sec. 5. This act is effective upon ratification.