

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1243
Committee Substitute Favorable 5/15/07

Short Title: Courtroom Procedures/Juvenile Proceedings.

(Public)

Sponsors:

Referred to:

March 29, 2007

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A PROCEDURE BY WHICH DETERMINATION IS MADE
3 TO RESTRAIN JUVENILES IN THE COURTROOM.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. Article 24 of Chapter 7B of the General Statutes is amended
6 by adding a new section to read:

7 "**§ 7B-2402.1. Restraint of juveniles in courtroom.**

8 At any hearing authorized or required by this Subchapter, the judge may subject a
9 juvenile to physical restraint in the courtroom only when the judge finds the restraint to
10 be reasonably necessary to maintain order, prevent the juvenile's escape, or provide for
11 the safety of the courtroom. The judge shall provide the juvenile and the juvenile's
12 attorney an opportunity to be heard to contest the use of restraints before the judge
13 orders the use of restraints. If restraints are ordered, the judge shall make findings of
14 fact in support of the order."

15 SECTION 2. This act becomes effective October 1, 2007, and applies to all
16 hearings conducted on or after that date.