

March 10, 2009

S 514. MAGISTRATES PROVIDE APPOINTMENT OF COUNSEL. Filed 3/10/09. *TO PROVIDE MAGISTRATES WITH THE AUTHORITY TO PROVIDE FOR THE APPOINTMENT OF COUNSEL.*

Amends GS 7A-292 as the title indicates. Effective July 1, 2009.

Intro. by Clodfelter.

GS 7A

May 5, 2009

S 514. MAGISTRATES PROVIDE APPOINTMENT OF COUNSEL. Filed 3/10/09. Senate committee substitute makes the following changes to 1st edition. Adds in proposed amended GS 7A-292 that a magistrate may provide for the appointment of counsel *when authorized by the chief district judge, as permitted in GS 7A-146(11)*. Enacts new GS 7A-146(11) to allow a chief district judge to designate certain magistrates to appoint counsel pursuant to Article 36 of GS Chapter 7A. Limits the designation of this authority to magistrates who are duly licensed attorneys. Prohibits any magistrate from being given the authority to (1) appoint counsel for first degree murder offenses or (2) accept a waiver of counsel. Also makes technical changes. Makes a conforming change to the title.

July 15, 2009

S 514. MAGISTRATES PROVIDE APPOINTMENT OF COUNSEL. Filed 3/10/09. House committee substitute makes the following changes to 2nd edition. Clarifies in proposed GS 7A-146(11) that a chief district judge's powers include designating certain magistrates to appoint (was, who may appoint) counsel pursuant to Article 36 of GS Chapter 7A. Provides that the designation does not give any magistrate the authority to appoint counsel for potentially capital offenses, as defined by rules adopted by the Office of Indigent Defense Services (was, first degree murder offenses). Makes other technical changes.

Makes a clarifying change to the title.

August 5, 2009

SL 2009-419 (S 514). MAGISTRATES PROVIDE APPOINTMENT OF COUNSEL. AN ACT TO PROVIDE CERTAIN MAGISTRATES WITH THE AUTHORITY TO PROVIDE FOR THE APPOINTMENT OF COUNSEL TO INDIGENT PERSONS WHEN AUTHORIZED BY THE CHIEF DISTRICT JUDGE. Summarized in *Daily Bulletin* 3/10/09, 5/5/09, and 7/15/09. Enacted August 5, 2009. Effective July 1, 2009.