

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

S

2

SENATE BILL 127  
Second Edition Engrossed 2/16/89

Short Title: Pretrial Release Fees.

(Public)

Sponsors: Senator Odom.

Referred to: Judiciary I.

February 6, 1989

1 A BILL TO BE ENTITLED  
2 AN ACT ESTABLISHING PRETRIAL RELEASE SERVICE FEES.  
3 The General Assembly of North Carolina enacts:

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

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

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

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

22 Sec. 3. All law, public or local, in conflict with this act are repealed to the  
23 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 October 1, 1989.