

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 719

Short Title: Juv. Transfer to Sup. Ct. Change.

(Public)

Sponsors: Senator Allran.

Referred to: Judiciary I/Constitution

April 13, 1995

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE LAW REGARDING THE TRANSFER OF
2 JURISDICTION OVER A JUVENILE TO SUPERIOR COURT FOR TRIAL AS AN
3 ADULT.
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 7A-608 reads as rewritten:

7 **"§ 7A-608. Transfer of jurisdiction of juvenile to superior court.**

8 The court after notice, hearing, and a finding of probable cause may transfer
9 jurisdiction over a juvenile to superior court if the juvenile was 13 years of age or older at
10 the time the juvenile allegedly committed an offense that would be a felony if committed
11 by an adult. If the alleged felony constitutes a Class A felony and the court finds probable
12 cause, the court shall transfer the case to the superior court for trial as in the case of
13 adults. If the alleged felony constitutes a Class B or Class C felony and the court finds
14 probable cause, the court shall transfer the case to superior court for trial as in the case of
15 adults unless the court makes a written finding that the interests of the State would not be
16 served by the transfer and the reasons for the finding."

17 Sec. 2. This act becomes effective October 1, 1995, and applies to offenses
18 committed on or after that date.