GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2005

H **D**

HOUSE DRH10016-LU-8 (11/29)

Short Title:	Term. Par. Rights/Murder of Parent by Parent.	(Public)
Sponsors:	Representative Moore.	
Referred to:		

A BILL TO BE ENTITLED

AN ACT TERMINATING THE PARENTAL RIGHTS OF A PARENT WHO MURDERS THE OTHER PARENT OF THE CHILD.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 7B-1111(a)(8) reads as rewritten:

"(a) The court may terminate the parental rights upon a finding of one or more of the following:

…

(8) The parent has committed murder or voluntary manslaughter of another child of the parent or other child residing in the home; has aided, abetted, attempted, conspired, or solicited to commit murder or voluntary manslaughter of the child, another child of the parent, or other child residing in the home; ~~or~~ has committed a felony assault that results in serious bodily injury to the child, another child of the parent, or other child residing in the ~~home.~~home; or has committed murder or voluntary manslaughter of the other parent of the child. The petitioner has the burden of proving any of these offenses in the termination of parental rights hearing by (i) proving the elements of the offense or (ii) offering proof that a court of competent jurisdiction has convicted the parent of the offense, whether or not the conviction was by way of a jury verdict or any kind of plea.

…."

SECTION 2. This act is effective when it becomes law.