

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 249

Short Title: Clarify Secure Custody Order.

(Public)

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Sponsors: Representatives Barnes; and Flaherty.

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Referred to: Judiciary.

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February 16, 1989

A BILL TO BE ENTITLED

1 AN ACT TO CLARIFY DETENTION PROCEDURE WHEN A PIN MESSAGE  
2 INDICATES THERE IS A PETITION AND SECURE CUSTODY ORDER ON A  
3 JUVENILE IN ANOTHER COUNTY.  
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5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 7A-575 reads as rewritten:

7 "**§ 7A-575. Order for secure or nonsecure custody.**

8 The custody order shall be in writing and shall direct a law-enforcement officer or  
9 other authorized person to assume custody of the juvenile and to make due return on the  
10 order. A copy of the order shall be given to the juvenile's parent, guardian, or custodian  
11 by the official executing the order. If the order is for secure custody, copies of the  
12 petition and custody order shall accompany the juvenile to the detention facility or  
13 holdover facility of the jail. A DCI message, which is a message of the Division of  
14 Criminal Information, State Bureau of Investigation, stating that a juvenile petition and  
15 secure custody order relating to a specified juvenile is on file in a particular county shall  
16 be authority to detain the juvenile in secure custody until the juvenile petition and  
17 secure custody order can be forwarded to the juvenile detention facility.

18 An officer receiving an order for custody which is complete and regular on its face  
19 may execute it in accordance with its terms and need not inquire into its regularity or  
20 continued validity, nor does he incur criminal or civil liability for its due service."

21 Sec. 2. This act shall become effective July 1, 1989.