

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 606

Short Title: Wake/Jail Fees Option.

(Local)

Sponsors: Senator Johnson.

Referred to: Finance.

April 15, 1991

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW WAKE COUNTY TO CHARGE JAIL FEES AS A LOCAL
3 REVENUE OPTION.

4 The General Assembly of North Carolina enacts:

5 Section 1. G.S. 7A-313 reads as rewritten:

6 "**§ 7A-313. ~~Uniform jail fees.~~ Jail fees.**

7 (a) Only persons who are lawfully confined in jail awaiting trial, or who are
8 ordered to pay jail fees pursuant to a probationary sentence, shall be liable to the county
9 or municipality maintaining the jail in the sum of five dollars (\$5.00) for each 24 hours'
10 confinement, or fraction thereof, except that a person so confined shall not be liable for
11 this fee if the case or proceeding against him is dismissed, or if acquitted, or if judgment
12 is arrested, or if probable cause is not found, or if the grand jury fails to return a true
13 bill.

14 (b) Only persons who are lawfully confined in jail awaiting trial, or who are
15 ordered to pay jail fees pursuant to a probationary sentence, shall be liable to the county
16 or municipality maintaining the jail in the amount of a sum for each 24 hours'
17 confinement, or fraction thereof, except that a person so confined shall not be liable for
18 this fee if:

19 (1) The case or proceeding against him is dismissed,

20 (2) Acquitted,

21 (3) Judgment is arrested,

22 (4) Probable cause is not found, or

23 (5) The grand jury fails to return a true bill.

1 The board of commissioners or city council shall determine at the beginning of each
2 fiscal year the cost for each 24 hours' period of confinement in the county or city jail
3 based on the operating costs of the jail for the fiscal year."

4 Sec. 2. This act applies only to Wake County.

5 Sec. 3. This act is effective upon ratification.