

April 8, 2003

H 956. DETER JUVENILE ESCAPES. *TO DETER JUVENILES FROM ESCAPING OR ATTEMPTING TO ESCAPE FROM THE CUSTODY OF THE DEPARTMENT OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION AND TO ESTABLISH CRIMINAL PENALTIES FOR AIDING AND ASSISTING JUVENILES IN ESCAPING AND ATTEMPTING TO ESCAPE FROM THE CUSTODY OF THE DEPARTMENT.* Adds new GS 7B-2513.1 to provide that juvenile who escapes or fails to return to custody of Dep't of Juvenile Justice and Delinquency Prevention may, after notice and hearing, have his or her commitment extended by court for 90-180 days. Burden of proof on the state to establish facts of the escape is by greater weight of the evidence. Provides that the commitment may extend up to 90 days beyond juvenile's 19th birthday for commitments for Class B1—E felonies and up to 90 days beyond 18th birthday for lesser felony commitments. Applies to juveniles housed in local facilities as well as state facilities. Adds new GS 14-256.2 making it a Class 1 misdemeanor to aid any juvenile in an escape. Effective Dec. 1, 2003, for offenses committed or violations of juvenile commitments on or after that date.

Intro. by Haire.

Ref. to Judiciary IV	GS 7B
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April 29, 2003

H 956. DETER JUVENILE ESCAPES STUDY (NEW). Intro. 4/8/03. House committee substitute makes the following changes to 1st edition. (1) Deletes proposed additions of new GS 7B-2513.1. and GS 14-256.2. (2) Directs the Legislative Research Commission to study the issue of persons who escape from the custody of the Dep't of Juvenile Justice and Delinquency Prevention and to develop a statutory scheme providing for punishment of those escaping from the Dep't. (3) Requires interim and final reports to the 2003 General Assembly, Regular Session 2004, and to the 2005 General Assembly upon convening, respectively.