

March 14, 2005

S 526. DETER JUVENILE AUTO LARCENY. TO PROVIDE STRICTER PENALTIES FOR JUVENILES WHO COMMIT LARCENY OF A MOTOR VEHICLE OR WHO ARE IN POSSESSION OF A STOLEN MOTOR VEHICLE. Adds larceny of a motor vehicle and possession of a stolen motor vehicle to list of nondivertible offenses in GS 7B-1701 that require the filing of a delinquency petition if the juvenile court counselor finds reasonable grounds to believe that the juvenile has committed the offense. Provides that a juvenile charged with larceny of a motor vehicle or possession of a stolen motor vehicle is presumed to be a danger to property or persons under GS 7B-1903(b)(1) and, thus, eligible for secure custody. Amends GS 7B-2507(d) to provide that if a juvenile is adjudicated delinquent for more than one felony offense in a single session of district court then each adjudication must receive separate points for purposes of determining the delinquency history level. Amends GS 7B-3000(f) to permit a juvenile's record of delinquency for any offense that would be a felony if committed by an adult (was, only a Class A through E felony) to be used in a subsequent criminal proceeding against the juvenile either under GS 8C-1, Rule 404(b) or to prove an aggravating factor. Effective December 1, 2005, and applicable to offenses committed on or after that date.

Intro. by Clodfelter.

Ref. to

GS 7B