

February 2, 2009

**S 23. RESTRAINT/JUVENILE IN CUSTODY/CT'S DISCRETION.** Filed 2/2/09. *TO AMEND THE LAWS RELATING TO THE RESTRAINT OF JUVENILES IN THE COURTROOM.*

Amends GS 7B-2402.1 to allow a judge, in the judge's discretion, to subject a juvenile to physical restraint. Deletes the following requirements (1) that the judge find the restraint to be reasonable necessary to maintain order, prevent escape, or provide for the safety of the courtroom; (2) that the judge, when practical, provide the juvenile and the juvenile's attorney an opportunity to be heard to contest the use of restraints; and (3) that the judge make findings of act to support an order of the use of restraints. Effective for offenses committed on or after December 1, 2009.

**Intro. by Tillman.**

GS 7B