

March 19, 2009

**S 726. AMEND HOUSE ARREST LAWS/ADULT/JUVENILE.** Filed 3/19/09. *TO PROVIDE THAT HOUSE ARREST MAY BE IMPOSED AS A CONDITION OF PRETRIAL RELEASE; TO PROVIDE THAT ONLY THE COURT MAY AUTHORIZE AN OFFENDER UNDER ELECTRONIC HOUSE ARREST TO LEAVE THE OFFENDER'S RESIDENCE FOR SPECIFIC PURPOSES; AND TO AMEND THE DEFINITION OF HOUSE ARREST UNDER JUVENILE LAW TO STATE THE SPECIFIC PURPOSES FOR WHICH A JUVENILE MAY BE AUTHORIZED TO LEAVE THE JUVENILE'S RESIDENCE.*

Amends GS 7B-1501(12) to provide that house arrest requires that the juvenile remain at the juvenile's residence except when authorized to leave for school, counseling, work or other similar specific purpose and that the juvenile be accompanied in transit by a parent or legal guardian. Adds a provision in GS 15A-531 to define pretrial release with house arrest with electronic monitoring and amends GS 15A-534 to allow it as a condition of pretrial release. Amends GS 15A-1340.11(4a) and 15A-1343(b1)(3c) to provide that only the court (was, court or probation officer) may authorize a person to leave their residence when under house arrest. Makes conforming changes to GS 15A-534(b) and GS 15A-535(a). Effective December 1, 2009, and applies to offenses committed on or after that date.

**Intro. by Berger of Rockingham.**

GS 7B, 15

May 13, 2009

**S 726. AMEND HOUSE ARREST LAWS/ADULT/JUVENILE.** Filed 3/19/09. Senate committee substitute makes the following changes to 1st edition. Changes title to *AN ACT TO PROVIDE THAT HOUSE ARREST MAY BE IMPOSED AS A CONDITION OF PRETRIAL RELEASE; TO PROVIDE THAT THE COURT MAY AUTHORIZE AN OFFENDER UNDER ELECTRONIC HOUSE ARREST TO LEAVE THE OFFENDER'S RESIDENCE FOR SPECIFIC PURPOSES AND THE COURT OR PROBATION OFFICER MAY MODIFY THOSE CONDITIONS; AND TO AMEND THE DEFINITION OF HOUSE ARREST UNDER JUVENILE LAW TO STATE THE SPECIFIC PURPOSES FOR WHICH A JUVENILE MAY BE AUTHORIZED TO LEAVE THE JUVENILE'S RESIDENCE.* Amends proposed changes to GS 7B-1501(12) concerning the house arrest of juveniles to allow for persons other than a parent or legal guardian to accompany a juvenile under house arrest when leaving the house for a specific purpose when that person has been approved by the juvenile court counselor. Amends proposed changes to GS 15A-1340.11(4a) and GS 15A-1343(b1)(3c) to allow the court to modify an offender's authorization to leave house arrest for specific purposes and to allow the offender's probation officer to authorize the offender to leave his residence for reasons not set forth in the court authorization order upon approval of the probation officer's supervisor. Makes a technical change.

August 4, 2009

**S 726. AMEND HOUSE ARREST LAWS/ADULT/JUVENILE.** Filed 3/19/09. House committee substitute makes the following changes to 2nd edition. Amends GS 15A-534(a) to provide that if house arrest with electronic monitoring is imposed, the defendant must execute a secured appearance bond as required by GS 15A-534(a)(4).

August 5, 2009

**S 726. AMEND HOUSE ARREST LAWS/ADULT/JUVENILE.** Filed 3/19/09. House amendment makes the following changes to 3rd edition. Amends GS 15A-543(d2)(1), as enacted by Senate Bill 1078 if that act becomes law, to require that if a judicial official determines that a defendant poses a danger to the public, the judicial official must impose condition (4) or (5) (house arrest with electronic monitoring) of subsection (a) instead of condition (1), (2), or (3).

September 1, 2009

**SL 2009-547 (S 726). AMEND HOUSE ARREST LAWS/ADULT/JUVENILE. AN ACT TO PROVIDE THAT HOUSE ARREST MAY BE IMPOSED AS A CONDITION OF PRETRIAL RELEASE; TO PROVIDE THAT THE COURT MAY AUTHORIZE AN OFFENDER UNDER**

*ELECTRONIC HOUSE ARREST TO LEAVE THE OFFENDER'S RESIDENCE FOR SPECIFIC PURPOSES AND THE COURT OR PROBATION OFFICER MAY MODIFY THOSE CONDITIONS; AND TO AMEND THE DEFINITION OF HOUSE ARREST UNDER JUVENILE LAW TO STATE THE SPECIFIC PURPOSES FOR WHICH A JUVENILE MAY BE AUTHORIZED TO LEAVE THE JUVENILE'S RESIDENCE.* Summarized in *Daily Bulletin* 3/19/09, 5/13/09, 8/4/09, and 8/5/09. Enacted August 28, 2009. Effective December 1, 2009.