

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

FILED SENATE  
Apr 1, 2013  
S.B. 574  
PRINCIPAL CLERK

S

D

SENATE DRS95038-LH-96 (02/22)

Short Title: Appearance Bond Valid For Certain Time Period. (Public)

Sponsors: Senator Randleman (Primary Sponsor).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROVIDE THAT AN APPEARANCE BOND FOR A DEFENDANT  
3 CHARGED WITH CERTAIN MISDEMEANORS IS ONLY VALID FOR A CERTAIN  
4 PERIOD OF TIME.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 15A-534(h) reads as rewritten:

7 "(h) A bail bond posted pursuant to this section is effective and binding upon the obligor  
8 throughout all stages of the proceeding in the trial division of the General Court of Justice until  
9 the entry of judgment in the district court from which no appeal is taken or the entry of  
10 judgment in the superior court. The obligation of an obligor, however, is automatically  
11 terminated at an earlier time if:

- 12 (1) A judge authorized to do so releases the obligor from his bond; or  
13 (2) The principal is surrendered by a surety in accordance with G.S. 15A-540; or  
14 (3) The proceeding is terminated by voluntary dismissal by the State before  
15 forfeiture is ordered under G.S. 15A-544.3; or  
16 (4) Prayer for judgment has been continued indefinitely in the district  
17 ~~court.~~ court; or  
18 (5) Thirty-six months have passed from the date of release on a bail bond where  
19 the defendant is charged with a misdemeanor, except for an offense  
20 involving impaired driving, as defined in G.S. 20-4.01(24a). When the  
21 obligation automatically terminates for the obligor under this subdivision,  
22 the judicial official shall determine whether the defendant is again entitled to  
23 release and, if so, upon what conditions."

24 SECTION 2. This act becomes effective December 1, 2013, and applies to bail  
25 bonds executed before, on, or after that date.

