

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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SENATE BILL 494
PROPOSED COMMITTEE SUBSTITUTE S494-PCS75323-LL-17

Short Title: Community Service/Post-Release Supervision.

(Public)

Sponsors:

Referred to:

March 28, 2013

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE COMMUNITY SERVICE AS A DISCRETIONARY
3 CONDITION OF POST-RELEASE SUPERVISION AND TO AMEND THE
4 REQUIREMENTS FOR VOTING BY THE POST-RELEASE SUPERVISION AND
5 PAROLE COMMISSION ON MATTERS COMING BEFORE THE COMMISSION.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 15A-1368.4 reads as rewritten:

8 "§ 15A-1368.4. Conditions of post-release supervision.

9 ...

10 (c) Discretionary Conditions. – The Commission, in consultation with the Section of
11 Community Corrections of the Division of Adult Correction, may impose conditions on a
12 supervisee it believes reasonably necessary to ensure that the supervisee will lead a law-abiding
13 life or to assist the supervisee to do so. The Commission may also impose a condition of
14 community service on a supervisee who was a Class F through I felon and who has failed to
15 fully satisfy any order for restitution, reparation, or costs imposed against the supervisee as part
16 of the supervisee's sentence; however, the Commission shall not impose such a condition of
17 community service if the Commission determines, upon inquiry, that the supervisee has the
18 financial resources to satisfy the order.

19 ...

20 (e1) ~~Prohibited Conditions. — The Commission shall not impose community service as a~~
21 ~~condition of post-release supervision.~~

22"

23 SECTION 2. G.S. 143B-721(d) reads as rewritten:

24 "(d) The granting, denying, revoking, or rescinding of parole, the authorization of
25 work-release privileges to a prisoner, or any other matters of business coming before the
26 Commission for consideration and action shall be decided by majority vote of the full
27 ~~Commission.~~ Commission, except that a three-member panel of the members of the
28 Commission appointed by the chair may set the terms and conditions for a post-release
29 supervisee under G.S. 15A-1368.4. In the event of a tie in a vote by the full Commission, the
30 chair shall break the tie with an additional vote."

31 SECTION 3. Section 2 of this act is effective when it becomes law and applies to
32 actions taken by the Post-Release Supervision and Parole Commission on or after that date. The
33 remainder of this act is effective when it becomes law.



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