

NORTH CAROLINA GENERAL ASSEMBLY  
1961 SESSION

CHAPTER 181  
HOUSE BILL 73

1 AN ACT TO CLARIFY G.S. 15-167 RELATING TO EXTENDING A TERM OF COURT  
2 OTHERWISE EXPIRING IN THE COURSE OF A TRIAL.

3  
4 The General Assembly of North Carolina do enact:

5  
6 **Section 1.** G.S. 15-167 is hereby amended by rewriting the Section to read as  
7 follows:

8 "**G.S. 15-167. Extension of term of court by trial judge.** Whenever a trial for a felony is in  
9 progress on the last Friday of any term of court and it appears to the trial judge that it is  
10 unlikely that such trial can be completed before five P.M. on such Friday, the trial judge may  
11 extend the term as long as in his opinion it shall be necessary for the purposes of the case, but  
12 he may recess court on Friday or Saturday of such week to such time on the succeeding Sunday  
13 or Monday as, in his discretion, he deems wise. The trial judge, in his discretion, may exercise  
14 the same power in the trial of any other cause under the same circumstances, except civil  
15 actions begun after Thursday of the last week. The length of time such court shall remain in  
16 session each day shall be in the discretion of the trial judge. Whenever a trial judge continues a  
17 term pursuant to this Section, he shall cause an order to such effect to be entered in the minutes,  
18 which order may be entered at such time as the judge directs, either before or after he has  
19 extended the term."

20 **Sec. 2.** All laws and clauses of laws in conflict with this Act are hereby repealed.

21 **Sec. 3.** This Act shall become effective upon its ratification.

22 In the General Assembly read three times and ratified, this the 7th day of April,  
23 1961.