

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

H

2

**HOUSE BILL 1298
Committee Substitute Favorable 5/11/05**

Short Title: Youthful Offender Code Study.

(Public)

Sponsors:

Referred to:

April 20, 2005

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE LEGISLATIVE RESEARCH COMMISSION TO
2 STUDY THE ADVISABILITY OF ENACTING A YOUTHFUL OFFENDER
3 CODE.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** The Legislative Research Commission may study issues
7 related to the conviction and sentencing of persons who are between the ages of 16 and
8 21 years, or youthful offenders, and persons between the ages of 13 and 18 who are
9 subject to G.S. 7B-1604 to determine whether the State should enact a youthful offender
10 code that would provide services and treatment that have been proven effective for
11 persons who are not yet adults. In conducting the study, the Commission may review
12 the youthful offender acts of other states, including New York and Georgia, and the
13 relevant North Carolina laws and programs, including the law regarding conditional
14 discharge and expunction of records for first offenses under G.S. 90-96, deferred
15 prosecution under G.S. 15A-1341, the first offenders programs, and other programs for
16 youthful offenders, including pretrial intervention programs, which have been proven
17 effective.

18 **SECTION 2.** The Commission may submit a preliminary report to the 2006
19 Regular Session of the 2005 General Assembly by June 1, 2006, and may submit a final
20 report, along with any recommended legislation, by January 31, 2007, to the 2007
21 General Assembly.

22 **SECTION 3.** This act is effective when it becomes law.