

Dispositional Alternatives by Level

Offense Class	Delinquency History Level		
	LOW 0 -1 point	MEDIUM 2 - 3 points	HIGH 4 or more points
VIOLENT Class A – E felonies	Level 2 or 3	Level 3	Level 3
SERIOUS Class F – I felonies Class A1 misdemeanor	Level 1 or 2	Level 2	Level 2 or 3
MINOR Class 1 – 3 misdemeanors Indirect contempt	Level 1	Level 1 or 2	Level 2

Level 1

- Evaluation and treatment under G.S. 7B-2502
- Supervision in juvenile's home; placement in the custody of a parent, guardian, custodian, relative, private agency offering placement services, or other suitable person; DSS custody
- Excuse the juvenile from compliance with the compulsory school attendance law
- Cooperate with a community-based program, an intensive substance abuse treatment program, or a residential or nonresidential treatment program
- Restitution, full or partial, up to five hundred dollars
- Fine related to the seriousness of the juvenile's offense
- Up to 100 hours supervised community service
- Victim-offender reconciliation program
- Probation
- Order not to be licensed to operate a motor vehicle in NC
- Curfew
- Order not to associate with specified persons or be in specified places
- Confinement on an intermittent basis in an approved detention facility of not more than five 24-hour periods
- Placement in a wilderness program
- Supervised day program

Level 2*

- Placement in a residential treatment facility, an intensive nonresidential treatment program, an intensive substance abuse program, or in a group home other than a multipurpose group home operated by a State agency
- Intensive probation
- Regimented training program
- House arrest
- Suspend imposition of a more severe, statutorily permissible disposition with the provision that the juvenile meet certain conditions agreed to by the juvenile and specified in the dispositional order
- Confined in an approved juvenile detention facility for a term of up to 14 24-hour periods
- Residential placement in a multipurpose group home operated by a State agency
- Restitution of more than five hundred dollars, full or partial
- Placement in a wilderness program
- Supervised day program
- *A Level 2 disposition must include one of the Level 2 alternatives above. The Level 2 disposition can also include any Level 1 alternative.

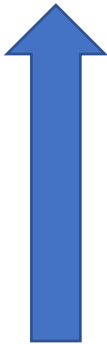
Level 3

- Commitment to DACJJ for placement in a youth development center

Delinquency History Points (G.S. 7B-2507)	
Each prior adjudication of a Class A – E felony	4 points
Each prior adjudication of a Class F – I felony or Class A1 misdemeanor	2 points
Each prior conviction for misdemeanor death by vehicle (G.S. 20-141.4(a2))	2 points
Each prior adjudication of a Class 1, 2, or 3 misdemeanor	1 point
If juvenile was on probation at time of offense that is the subject of this disposition	2 points

Multiple Adjudications in One Court Session: If a juvenile is adjudicated for multiple offenses in a single session of district court, only the adjudication for the offense with the highest point total is used to determine delinquency history level. (G.S. 7B-2507(d))

Permissible and/or Required Deviations from the Disposition Level Dictated by Disposition Chart



- If the disposition chart dictates that a Level 2 disposition should be imposed and the juvenile has previously received a Level 3 disposition, then the court may impose a Level 3 disposition (G.S. 7B-2508(d))
- A juvenile adjudicated for a minor offense may be committed to a Level 3 disposition if the juvenile has been adjudicated for four or more prior offenses. Each successive offense is one that was committed after adjudication of the preceding offense. (G.S. 7B-2508(g))
- If the court finds, beyond a reasonable doubt, that the offense for which the juvenile was adjudicated was committed as part of criminal gang activity (as defined in G.S. 7B-2508.1), then the juvenile must receive a disposition that is one Level higher than otherwise required by the disposition chart. (G.S. 7B-2508(g1))



- A Level 2 disposition may be imposed instead of a Level 3 disposition if the court submits written findings on the record that substantiate extraordinary needs on the part of the juvenile. (G.S. 7B-2508(e))

Violation of Probation

- If the offense for which the juvenile was adjudicated and placed on probation was “minor” (Class 1, 2, or 3 misdemeanor or indirect contempt), a Level 3 disposition cannot be ordered as a disposition for violation of the conditions of probation. (G.S. 7B-2510(f))
- Options following judicial finding by the greater weight of the evidence that a juvenile violated the conditions of probation:
 - Continue the original conditions of probation
 - Modify the conditions of probation
 - Order a new disposition. A new disposition at the next higher level may be ordered (except for the above prohibition on Level 3 dispositions for minor offenses). A term of confinement in a secure juvenile detention facility that is up to twice the term authorized for the disposition Level in G.S. 7B-2508 may also be ordered.