



# Juvenile Justice

One-Day Criminal Law Seminar, October 14, 2025  
Jacqui Greene, UNC School of Government

# Topics

- Which system for which offenses at age 16 and 17?
- Movement of cases between juvenile and criminal court
- Potential magistrate involvement in posting bond after transfer of cases from juvenile to criminal court
- Place of pretrial confinement for youth under age 18
- Magistrate role in filing juvenile petitions



**Original Jurisdiction**



Age at  
offense



Offense  
charged



System  
with  
original  
jurisdiction

# Absolute Age Boundaries

Under 8 at  
time of offense

- Never delinquency jurisdiction
- Possible vulnerable juvenile

Over 17 at  
time of offense

- Criminal jurisdiction only



**Delinquency  
jurisdiction for  
all offenses from  
ages 10 – 15**

(age 13 – 15  
could have a  
disqualifying  
previous criminal  
conviction)



# Offenses at 16 & 17

Delinquency jurisdiction  
for all offenses EXCEPT

1) Chapter 20 motor  
vehicle offenses

2) Class A – E felonies  
AND their transactionally  
related offenses

G.S. 7B-1501(7)b.



# New Law of Juvenile Jurisdiction (offenses at age 13+)

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## Original Juvenile Jurisdiction

All non-Ch. 20  
F – I felonies at  
16/17

All non-Ch. 20  
misdemeanors  
at 16/17

All offenses at  
13 - 15

Offenses committed on  
or after 12/1/24

## Original Criminal Jurisdiction

All Chapter 20  
offenses at  
16/17

All A – E  
felonies at  
16/17

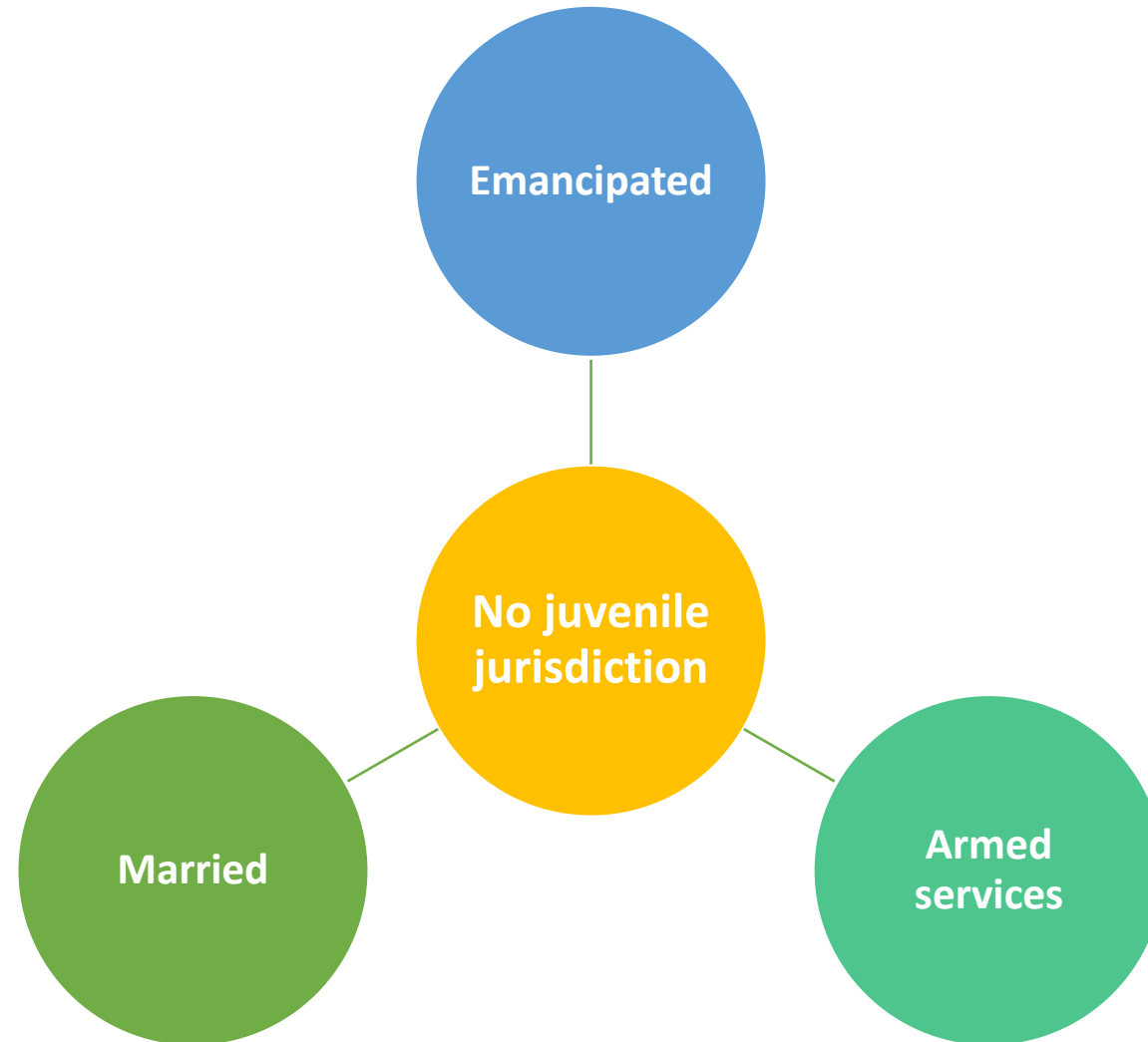


Any new offense after a criminal conviction is subject to criminal jurisdiction, UNLESS the previous conviction was a chapter 20 misdemeanor that did not involve impaired driving

G.S. 7B-1604(b)



# Other Exceptions to juvenile jurisdiction



# Cases That Begin with Criminal Procedure

## Offenses 12/1/19- 11/30/2024

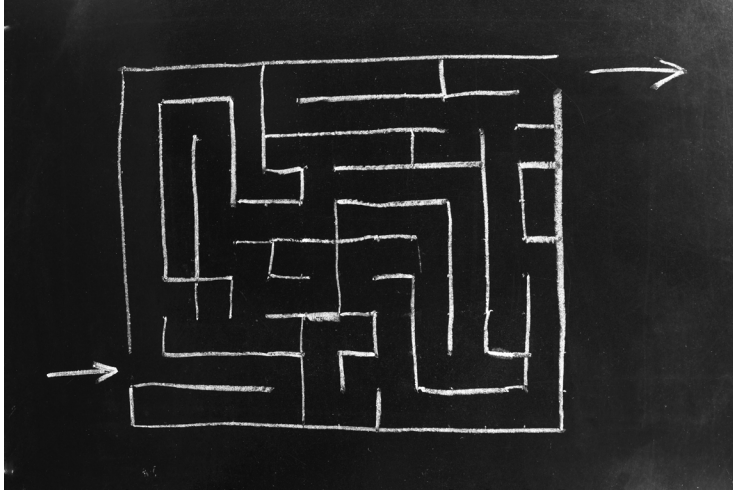
- Chapter 20 offenses at 16/17
- Once an adult cases
- Other exceptions

## Beginning with offenses on 12/1/24

- Chapter 20 offenses at 16/17
- Once an adult cases
- Other exceptions
- Class A – E felonies at 16/17 and their transactionally related offenses



# Transfer/**Remand**/**Removal** Categories



## Mandatory

- Class A at 13-15

## Mandatory, prosecutor can decline

- Class F – G at 16, 17

## Discretionary

- Class B1-I at 13-15
- Class H, I at 16, 17

## Remand Possible

- Any case that was transferred

## Removal Possible

- Class A – E at 16, 17

# If Transfer Ordered

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**MUST SET BOND**

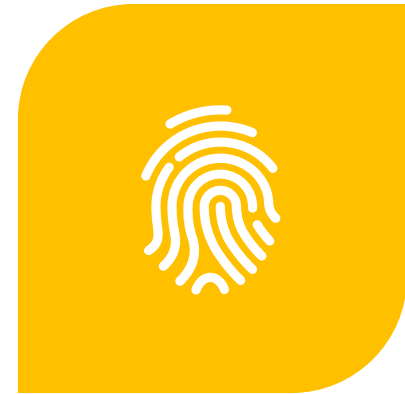
G.S. 7B-2204



**IMMEDIATE APPEAL TO  
SUPERIOR COURT\***

G.S. 7B-2603

\*only for discretionary transfers  
beginning with offenses on 12/1/24



**FINGERPRINTING  
REQUIRED**

G.S. 7B-2201

# AOC-CR-922

STATE OF NORTH CAROLINA		File No.	
County		In The General Court Of Justice Superior Court Division	
STATE VERSUS Name And Address Of Juvenile/Defendant		RELEASE ORDER FOR JUVENILE TRANSFERRED TO SUPERIOR COURT FOR TRIAL	
Date Of Birth		Age	Amount Of Bond \$
G.S. 7B-2204, 15A-533, 15A-534			
File Numbers And Offenses See Table Of Offenses on Side Two.			
Location Of Court		Court Superior	Date Time <input type="checkbox"/> AM <input type="checkbox"/> PM
<b>To The Juvenile/Defendant Named Above:</b> you are ORDERED to appear before the Court as provided above and at all subsequent continued dates. If you fail to appear, you will be arrested and you may be charged with the crime of willful failure to appear. You also may be arrested without a warrant if you violate any condition of release in this Order or in any document incorporated by reference. The juvenile/defendant has been advised of the charge(s) against him/her and his/her right to communicate with counsel and friends. <input type="checkbox"/> Your release to _____ is authorized upon execution of your: <input type="checkbox"/> WRITTEN PROMISE to appear <input type="checkbox"/> UNSECURED BOND in the amount shown above <input type="checkbox"/> CUSTODY RELEASE <input type="checkbox"/> SECURED BOND in the amount shown above <input type="checkbox"/> HOUSE ARREST with ELECTRONIC MONITORING administered by (agency) _____ and the SECURED BOND above. You may leave your residence for the purpose(s) of <input type="checkbox"/> employment <input type="checkbox"/> counseling <input type="checkbox"/> course of study <input type="checkbox"/> vocational training  <input type="checkbox"/> Your release is not authorized. <input type="checkbox"/> The juvenile/defendant is required to provide fingerprints under G.S. 7B-2201 and G.S. 15A-502(a1). Prior to release, the juvenile/defendant shall provide fingerprints. <input type="checkbox"/> The juvenile/defendant is required to provide a DNA sample under G.S. 7B-2201 and G.S. 15A-266.3A. Prior to release, the juvenile/defendant shall provide a DNA sample. <input type="checkbox"/> This Order is entered upon the juvenile/defendant's warrantless arrest for violation of conditions of release entered previously for the above-captioned case in the Order dated _____. <input type="checkbox"/> The juvenile/defendant was arrested or surrendered after failing to appear as required under a prior release order. <input type="checkbox"/> This was the juvenile/defendant's second or subsequent failure to appear in this case. <input type="checkbox"/> Your release is subject to the conditions shown on the attached <input type="checkbox"/> AOC-CR-630. <input type="checkbox"/> AOC-CR-631 <input type="checkbox"/> Other: _____			
Date	Name Of Judicial Official (type or print)		Signature Of Judicial Official
<input type="checkbox"/> Magistrate <input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk Of Superior Court <input type="checkbox"/> District Court Judge <input type="checkbox"/> Superior Court Judge			
ORDER OF COMMITMENT			
<b>To The Custodian Of The Juvenile Detention Facility Named Below:</b> You are ORDERED to receive in your custody the juvenile/defendant named above who may be released if authorized above. If not released, you are ORDERED to produce the juvenile/defendant in court as required and provide transportation to and from the juvenile detention facility. If the juvenile/defendant reaches the age of 18 while awaiting the completion of proceedings in superior court, you are ORDERED to transport the juvenile/defendant to the custody of the sheriff of the county where the charges arose. <b>To the Sheriff of _____ County:</b> If the juvenile/defendant reaches the age of 18 years while awaiting the completion of proceedings in superior court, you are ORDERED to receive in your custody the juvenile/defendant who may be released if authorized above. If not released, you are ORDERED to produce the juvenile/defendant in court as required and provide transportation to and from the detention facility.			
Name Of Juvenile Detention Facility	Date	Signature Of Judicial Official	
WRITTEN PROMISE TO APPEAR OR CUSTODY RELEASE			
I, the undersigned juvenile/defendant, promise to appear at all hearings, trials or otherwise as the Court may require and to abide by any restrictions set out above. I understand and agree that this promise is effective until the entry of judgment in Superior Court. If I am released to the custody of another person, I agree to be placed in that person's custody, and that person agrees by his/her signature to supervise me.			
Date	Signature Of Juvenile/Defendant		Signature Of Person Agreeing To Supervise Juvenile/Defendant
Name Of Person Agreeing To Supervise Juvenile/Defendant (type or print)		Address Of Person Agreeing To Supervise Juvenile/Defendant	
JUVENILE/DEFENDANT RELEASED ON BAIL			
Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Name Of Detention Facility Official (type or print)	Signature Of Detention Facility Official
ORIGINAL (Over)			
AOC-CR-922, Rev. 2/21 © 2021 Administrative Office of the Courts			





# 10-Day Appeal Window

## **Dispelling Transfer Confusion: 10-Day Appeal Window, Orders for Arrest**

**<https://civil.sog.unc.edu/dispelling-transfer-confusion-10-day-appeal-window-orders-for-arrest/>**

# Key Points

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Criminal matter under jurisdiction of the superior court

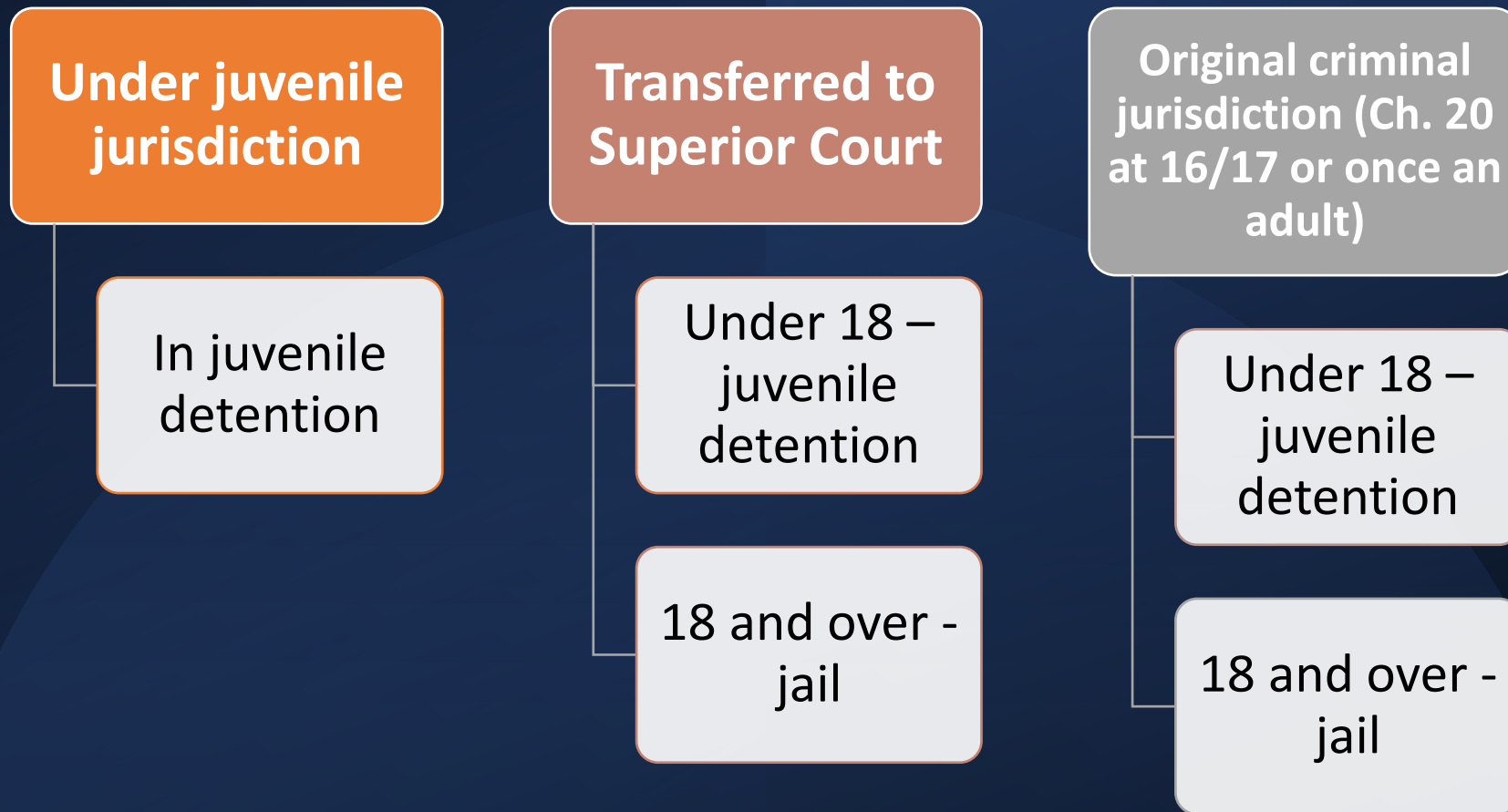
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CRS numbers can and should be manually generated

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No orders for arrest based on returned indictment

# Pre-trial Secure Confinement





# Juvenile Petitions

Authority for magistrate to draw and verify petition and accept it for filing when:

1. Office of the Clerk is closed
2. Court counselor requests a petition
3. Secure or nonsecure custody order sought

G.S.7B-1804(b)

# Secure Custody Orders

MUST be authorized by a district court judge or court counselor (if delegated by a local administrative order)

Magistrate is the person who receives telephonic approval

Date	Signature Of Judge/District Court Judge's Designee	<input type="checkbox"/> District Court Judge <input type="checkbox"/> Superior Court Judge <input type="checkbox"/> District Court Judge's Designee
Maximum Duration Of Custody	Name Of Judge/District Court Judge's Designee (type or print)	
<b>If the person above gives telephonic approval:</b>		
Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Name And Title Of Person Receiving Telephonic Approval	Signature Of Person Receiving Telephonic Approval
<b>RETURN ON ORDER</b>		
Date Order Received	Date Order Returned	





**HELP**

## Contact Info

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