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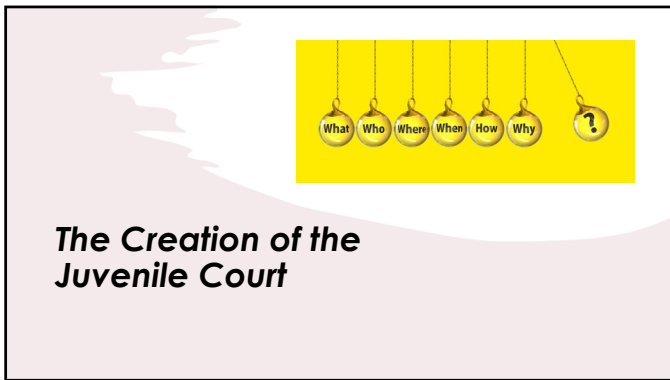
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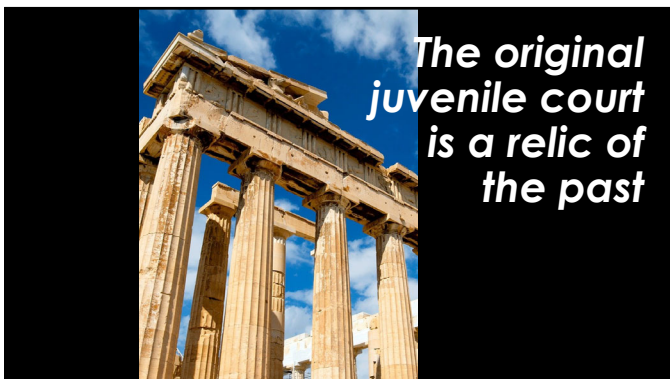
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**In the beginning (1919)...**

Included LOTS of kids to provide oversight and control over this wide range of children to "conduce to the welfare of such child and to the best interests of the state."

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Jurisdiction included children under 16 who were:

- delinquent** or who violated any municipal or state law or ordinance or who was **truant, unruly, wayward, or misdirected, or was disobedient to parents or beyond their control, or was in danger of becoming so**
- neglected**, or who engaged in any occupation, calling, or exhibition, or was found in any place **where a child was forbidden by law to be** and for permitting which an adult may have been punished by law, or was in such **condition or surroundings** or was under such **improper or insufficient guardianship or control as to endanger the morals, health, or general welfare of such child**
- dependent upon public support** or was **destitute, homeless, or abandoned**, or whose **custody was subject to controversy.**

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1919	Today
No attorneys	Many attorneys
Summary proceedings	Lots of procedure
One finding: child was in need of the care, protection, or discipline of the state	Findings depend on nature of case and outcome of adjudication of threshold question in each matter
Duty: provide oversight and control of children to conduce to the welfare of the child and best interests of the state	Duty: it depends...safety, permanency and well-being; public protection, deter delinquency, connect to services

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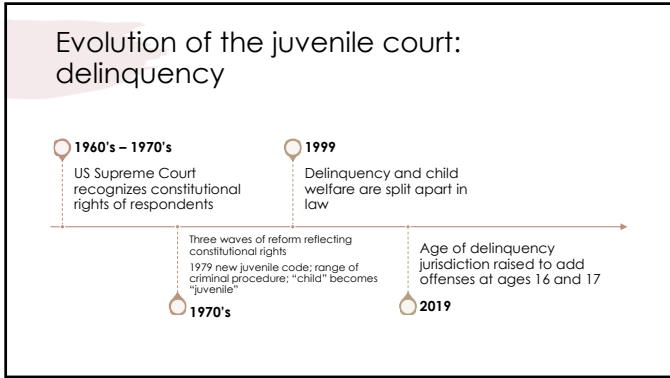
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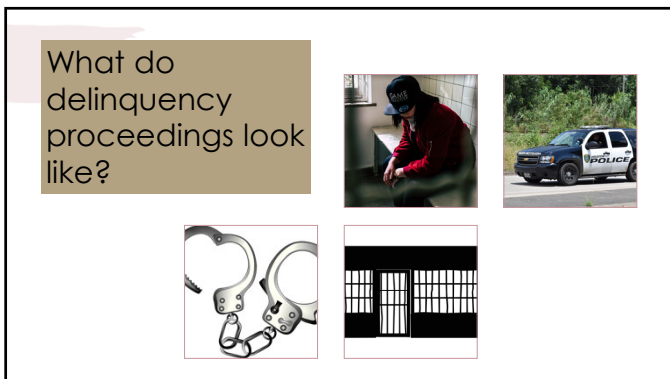
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## Delinquency

G.S. 7B-2412 Legal effect of adjudication of delinquency:  
NOT a conviction of a criminal offense

"Juvenile proceedings, however, stand in a different light. Whatever may be their proper classification, they certainly **are not 'criminal prosecutions'**" In re Burrus, 275 N.C. 517 (1969)

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## Delinquency: Civil Proceeding with Criminal Components



G.S. 1A-1, Rule 1: Rules of civil procedure in the district courts of North Carolina govern procedure in all actions and proceedings of a civil nature except when a differing procedure is prescribed by statute.



Subchapter II of 7B prescribes many differing procedures

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What do child welfare proceedings involve









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## Abuse, Neglect, Dependency

Government Intervention in Family's Life and with Parent's Constitutional Rights

GS 7B-100 Purposes

- Fairness & Equity
- Protect Constitutional Rights
- Prevent unnecessary separation from families
- Provide Services
- Needs/Strengths of Juvenile and Family
- Safety, Continuity, Permanency for Juvenile
- Best Interests of the Child

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### Considerations

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Is the child an abused, neglected, or dependent juvenile?

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What steps must happen to correct those conditions?

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Priority: Reunification

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Safety, Constitutional Rights, Best Interests

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### Civil Proceeding Like No Other



Juvenile Code  
(GS Chapter 7B)  
Controls



Government Involvement:  
DSS and Court



Always Pending

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