



CHAPTER 15A
ARTICLE 56 - INCAPACITY TO PROCEED

N.C.G.S. § 15A-1001.

No proceedings when defendant mentally incapacitated; exception.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 1286, s. 1 — first act in the lineage	RETRIEVED 21 September 2026, 06:38 UTC	SOURCE FINGERPRINT 219aba6f095329b70ead9694 - a0f6b0740e191393735db5dc - ece2c7687294c505
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- § 15A-1001(a)

No person may be tried, convicted, sentenced, or punished for a crime when by reason of mental illness or defect he is unable to understand the nature and object of the proceedings against him, to comprehend his own situation in reference to the proceedings, or to assist in his defense in a rational or reasonable manner. This condition is hereinafter referred to as "incapacity to proceed."
- § 15A-1001(b)

This section does not prevent the court from going forward with any motions which can be handled by counsel without the assistance of the defendant.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
1 ACT

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

1973				1974
TICK HEIGHT = ACTS IN THAT YEAR				DASHED = RECODIFICATION, NOT AMENDMENT
Nº	YEAR	ACT	CHARACTER	
01	1973	c. 1286, s. 1	ENACTED	

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 15A-1001 (1973).

PINPOINT

N.C. Gen. Stat. § 15A-1001(a) (1973).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE
(1973, c. 1286, s. 1.)

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NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

