



CHAPTER 15A

ARTICLE 58 - PROCEDURES RELATING TO GUILTY PLEAS IN SUPERIOR COURT

N.C.G.S. § 15A-1022.

Advising defendant of consequences of guilty plea; informed choice; factual basis for plea; admission of guilt not required.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	Ex. Sess., c. 24, s. 14(b) — fifth act in the lineage	21 September 2026, 03:01 UTC	730d51232a78c8decc0d88e5 - 078ac9ade2f77cca10ee5116 - dfbffc0a1920e4b

§ 15A-1022(a)

Except in the case of corporations or in misdemeanor cases in which there is a waiver of appearance under G.S. 15A-1011(a)(3), a superior court judge may not accept a plea of guilty or no contest from the defendant without first addressing him personally and:

- (1) Informing him that he has a right to remain silent and that any statement he makes may be used against him;
- (2) Determining that he understands the nature of the charge;
- (3) Informing him that he has a right to plead not guilty;
- (4) Informing him that by his plea he waives his right to trial by jury and his right to be confronted by the witnesses against him;
- (5) Determining that the defendant, if represented by counsel, is satisfied with his representation;
- (6) Informing him of the maximum possible sentence on the charge for the class of offense for which the defendant is being sentenced, including that possible from consecutive sentences, and of the mandatory minimum sentence, if any, on the charge; and
- (7) Informing him that if he is not a citizen of the United States of America, a plea of guilty or no contest may result in deportation, the exclusion from admission to this country, or the denial of naturalization under federal law.

04	1993	c. 538, s. 10	AMENDED
05	1994	Ex. Sess., c. 24, s. 14(b)	AMENDED

APPARATUS II

2 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 15A-1011(a)(3)	(a)	<i>"is a waiver of appearance under"</i>
G.S. 15A-1021(b)	(b)	<i>"pressure was exerted in violation of"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 15A-1022 (1994).

PINPOINT

N.C. Gen. Stat. § 15A-1022(a) (1994).

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

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HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1973, c. 1286, s. 1; 1975, c. 166, s. 27; 1989, c. 280; 1993, c. 538, s. 10; 1994, Ex. Sess., c. 24, s. 14(b).)

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