



CHAPTER 15A
ARTICLE 73 - CRIMINAL JURY TRIAL IN SUPERIOR COURT

N.C.G.S. § 15A-1227.

Motion for dismissal.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT c. 711, s. 1 — first act in the lineage	RETRIEVED 21 September 2026, 03:04 UTC	SOURCE FINGERPRINT 3b52b080b08168ea5299b70f - 1a8065026e7ac2cec9f8d0a4 - ffc8160f94a1131
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- § 15A-1227(a)

A motion for dismissal for insufficiency of the evidence to sustain a conviction may be made at the following times:

(1) Upon close of the State's evidence.

(2) Upon close of all the evidence.

(3) After return of a verdict of guilty and before entry of judgment.

(4) After discharge of the jury without a verdict and before the end of the session.
- § 15A-1227(b)

Failure to make the motion at the close of the State's evidence or after all the evidence is not a bar to making the motion at a later time as provided in subsection (a).
- § 15A-1227(c)

The judge must rule on a motion to dismiss for insufficiency of the evidence before the trial may proceed.
- § 15A-1227(d)

The sufficiency of all evidence introduced in a criminal case is reviewable on appeal without regard to whether a motion has been made during trial, as provided in G.S. 15A-1446(d)(5).

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.

1				1977	1978
TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT					
Nº	YEAR	ACT	CHARACTER		
01	1977	c. 711, s. 1	ENACTED		

APPARATUS II
1 AUTHORITY

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-1446(d)(5)	(d)	"made during trial, as provided in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 15A-1227 (1977).

PINPOINT

N.C. Gen. Stat. § 15A-1227(a) (1977).

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
(1977, c. 711, s. 1.)

SET IN SPECTRAL AND ARCHIVO
NORTH CAROLINA LAW — STATUTE EXPORT, FORMAT V1

