



CHAPTER 15A
ARTICLE 50 - VOLUNTARY DISMISSAL

N.C.G.S. § 15A-931.

Voluntary dismissal of criminal charges by the State.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 1997-228, s. 1 — fifth act in the lineage	RETRIEVED 21 September 2026, 03:01 UTC	SOURCE FINGERPRINT 2af92e941bc70aef213ab0b8 - 5f60e8046f3973d14ccf143a - 3157fa14f30fd81c
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§ 15A-931(a) Except as provided in G.S. 20-138.4, the prosecutor may dismiss any charges stated in a criminal pleading including those deferred for prosecution by entering an oral dismissal in open court before or during the trial, or by filing a written dismissal with the clerk at any time. The clerk must record the dismissal entered by the prosecutor and note in the case file whether a jury has been impaneled or evidence has been introduced.

§ 15A-931(a1) Unless the defendant or the defendant's attorney has been notified otherwise by the prosecutor, a written dismissal of the charges against the defendant filed by the prosecutor shall be served in the same manner prescribed for motions under G.S. 15A-951. In addition, the written dismissal shall also be served on the chief officer of the custodial facility when the record reflects that the defendant is in custody.

§ 15A-931(b) No statute of limitations is tolled by charges which have been dismissed pursuant to this section.

STATUTE OF
LIMITATIONS

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
5 ACTS

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		1985		1997
	TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT		CHARACTER	
01	1973	c. 1286, s. 1		ENACTED	
02	1975	c. 166, s. 27		AMENDED	
03	1983	c. 435, s. 5		AMENDED	
04	1991	c. 109, s. 1		AMENDED	
05	1997	S.L. 1997-228, s. 1		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. 20-138.4	(a)	"Except as provided in"
G.S. 15A-951	(a1)	"same manner prescribed for motions under"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 15A-931 (1997).

PINPOINT

N.C. Gen. Stat. § 15A-931(a) (1997).

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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This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1973, c. 1286, s. 1; 1975, c. 166, s. 27; 1983, c. 435, s. 5; 1991, c. 109, s. 1; 1997-228, s. 1.)

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