



CHAPTER 35A
ARTICLE 1 - DETERMINATION OF INCOMPETENCE

N.C.G.S. § 35A-1108.

Issuance of notice.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2023-124, s. 7.4 — third act in the lineage	21 September 2026, 04:49 UTC	9cfd96e9c28620ad62282bf4 - 1a26a1db0ed842a643f41693 - eba4a6391ab00c9b

- § 35A-1108(a)

Within five days after filing of the petition, the clerk shall issue a written notice of the date, time, and place for a hearing on the petition, which shall be held not less than 10 days nor more than 30 days after service of the notice of rights required under G.S. 35A-1117 and the petition and initial notice of hearing on the respondent, unless the clerk extends the time for good cause, for preparation of a multidisciplinary evaluation as provided in G.S. 35A-1111, or for the completion of a mediation.
- § 35A-1108(b)

If a multidisciplinary evaluation or mediation is ordered after a notice of hearing has been issued, the clerk may extend the time for hearing and issue a notice to the parties that the hearing has been continued, the reason therefor, and the date, time, and place of the new hearing, which shall not be less than 10 days nor more than 30 days after service of such notice on the respondent.
- § 35A-1108(c)

Subsequent notices to the parties shall be served as provided by G.S. 1A-1, Rule 5, Rules of Civil Procedure, unless the clerk orders otherwise.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
3 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.



TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT

Nº	YEAR	ACT	CHARACTER
01	1987	c. 550, s. 1	ENACTED
02	2005	S.L. 2005-67, s. 2	AMENDED
03	2023	S.L. 2023-124, s. 7.4	AMENDED

APPARATUS II
3 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. 35A-1117	(a)	<i>"the notice of rights required under"</i>
G.S. 35A-1111	(a)	<i>"a multidisciplinary evaluation as provided in"</i>
G.S. 1A-1	(c)	<i>"shall be served as provided by"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 35A-1108 (2023).

PINPOINT

N.C. Gen. Stat. § 35A-1108(a) (2023).

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
(1987, c. 550, s. 1; 2005-67, s. 2; 2023-124, s. 7.4.)

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