



CHAPTER 7A
ARTICLE 36 - ENTITLEMENT OF INDIGENT PERSONS GENERALLY

N.C.G.S. § 7A-457.

Waiver of counsel; pleas of guilty.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2000-144, s. 11 — fourth act in the lineage	RETRIEVED 21 September 2026, 04:12 UTC	SOURCE FINGERPRINT b338eec35727a1719c17a282 - 00c1e10d1687dd178c4665b5 - 9c49e6c45d73bdcf
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- § 7A-457(a)

An indigent person who has been informed of his right to be represented by counsel at any in-court proceeding, may, in writing, waive the right to in-court representation by counsel in accordance with rules adopted by the Office of Indigent Defense Services. Any waiver of counsel shall be effective only if the court finds of record that at the time of waiver the indigent person acted with full awareness of his rights and of the consequences of the waiver. In making such a finding, the court shall consider, among other things, such matters as the person's age, education, familiarity with the English language, mental condition, and the complexity of the crime charged.
- § 7A-457(b)

If an indigent person waives counsel as provided in subsection (a), and pleads guilty to any offense, the court shall inform him of the nature of the offense and the possible consequences of his plea, and as a condition of accepting the plea of guilty the court shall examine the person and shall ascertain that the plea was freely, understandably and voluntarily made, without undue influence, compulsion or duress, and without promise of leniency.
- § 7A-457(c)

An indigent person who has been informed of his right to be represented by counsel at any out-of-court proceeding, may, either orally or in writing, waive the right to out-of-court representation by counsel.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
4 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.

1969		1985		2000
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1969	c. 1013, s. 1	ENACTED	
02	1971	c. 1243	AMENDED	
03	1973	c. 151, s. 3	AMENDED	
04	2000	S.L. 2000-144, s. 11	AMENDED	

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 7A-457 (2000).

PINPOINT

N.C. Gen. Stat. § 7A-457(a) (2000).

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

(1969, c. 1013, s. 1; 1971, c. 1243; 1973, c. 151, s. 3; 2000-144, s. 11.)

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