



CHAPTER 7A

ARTICLE 8 - RETIREMENT OF JUDGES OF THE SUPERIOR COURT; RETIREMENT COMPENSATION FOR SUPERIOR COURT JUDGES; RECALL TO EMERGENCY SERVICE OF JUDGES OF THE DISTRICT AND SUPERIOR COURT; DISABILITY RETIREMENT FOR JUDGES OF THE SUPERIOR COURT

N.C.G.S. § 7A-57.

Recall of active and emergency trial judges who have reached mandatory retirement age.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2017-57, s. 18B.11(c) — third act in the lineage	21 September 2026, 03:31 UTC	387cc6f4eceb70e67d84975 - 5f4bb4748203d729edab288c - 3ff7612e36e43a6c

Superior and district court judges retired because they have reached the mandatory retirement age, and emergency superior and district court judges whose commissions have expired because they have reached the mandatory retirement age, may be recalled to preside over regular or special sessions of the court from which retired under the following circumstances:

The judge must consent to the recall.

The Chief Justice is authorized to order the recall.

Prior to ordering recall, the Chief Justice shall be satisfied that the judge is capable of efficiently and promptly discharging the duties of the office to which recalled.

Jurisdiction of a recalled retired superior court judge is as set forth in G.S. 7A-48, and jurisdiction of a recalled retired district court judge is as set forth in G.S. 7A-53.1.

Orders of recall and assignment shall be in writing and entered upon the minutes of the court to which assigned.

Compensation of recalled retired trial judges is the same as for recalled emergency trial judges under G.S. 7A-52(b).

Recalled emergency judges who served as a senior business court judge and whose commission expired upon reaching the mandatory retirement age may be recalled by the Chief Justice and assigned to hear and

decide complex business cases as a senior business court judge for up to five years from the issuance date of their commission under G.S. 7A-53.

The emergency judge is listed as active on the list described in G.S. 7A-52(a). This does not apply to an emergency judge who qualifies under subdivision (7) of this section.

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.

1981			1999	2017
TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT	CHARACTER	
01	1981	ch. 455, s. 4	ENACTED	
02	2016	S.L. 2016-91, s. 4	AMENDED	
03	2017	S.L. 2017-57, s. 18B.11(c)	AMENDED	

APPARATUS II
5 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. 7A-48	(null)(4)	"judge is as set forth in"
G.S. 7A-53.1	(null)(4)	"judge is as set forth in"
G.S. 7A-52(b)	(null)(6)	"for recalled emergency trial judges under"
G.S. 7A-53	(null)(7)	"issuance date of their commission under"
G.S. 7A-52(a)	(null)(8)	"active on the list described in"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 7A-57 (2017).

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
(1981, ch. 455, s. 4; 2016-91, s. 4; 2017-57, s. 18B.11(c).)

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