



## CHAPTER 7B

## ARTICLE 10 - MODIFICATION AND ENFORCEMENT OF DISPOSITIONAL ORDERS; APPEALS

## N.C.G.S. § 7B-1003.

# Disposition pending appeal.

| SOURCE                                                                   | LAST AMENDMENT IN THIS TEXT                       | RETRIEVED                    | SOURCE FINGERPRINT                                                     |
|--------------------------------------------------------------------------|---------------------------------------------------|------------------------------|------------------------------------------------------------------------|
| General Statutes of North Carolina, as published by the General Assembly | S.L. 2019-33, s. 14(b) — tenth act in the lineage | 21 September 2026, 05:10 UTC | 6beb7199fe1e08864f1200e7 - 6eca3a367ca14b29678e7820 - a0cf38713338a00b |

**§ 7B-1003(a)** During an appeal of an order entered under this Subchapter, the trial court may enforce the order unless the trial court or an appellate court orders a stay.

**§ 7B-1003(b)** Pending disposition of an appeal, unless directed otherwise by an appellate court or subsection (c) of this section applies, the trial court shall:

- (1) Continue to exercise jurisdiction and conduct hearings under this Subchapter with the exception of Article 11 of the General Statutes; and
- (2) Enter orders affecting the custody or placement of the juvenile as the court finds to be in the best interests of the juvenile.

**§ 7B-1003(c)** Pending disposition of an appeal of an order entered under Article 11 of this Chapter where the petition for termination of parental rights was not filed as a motion in a juvenile matter initiated under Article 4 of this Chapter, the court may enter a temporary order affecting the custody or placement of the juvenile as the court finds to be in the best interests of the juvenile. Upon the affirmation of the order of adjudication or disposition of the court in a juvenile case by the Court of Appeals, or by the Supreme Court in the event of an appeal, the court shall have authority to modify or alter its original order of adjudication or disposition as the court finds to be in the best interests of the juvenile to reflect any adjustment made by the juvenile or change in circumstances during the period of time the case on appeal was pending, provided that if the modifying order be entered ex parte, the court shall give notice to interested parties to show cause, if there be any, within 10 days thereafter, as to why the modifying order should be vacated or altered.

- § 7B-1003(d)

When the court has found that a juvenile has suffered physical abuse and that the individual responsible for the abuse has a history of violent behavior, the court shall consider the opinion of the mental health professional who performed the evaluation under G.S. 7B-503(b) before returning the juvenile to the custody of that individual pending resolution of an appeal.
- § 7B-1003(e)

The provisions of G.S. 7B-903.1 shall apply to any order entered during an appeal that provides for the placement or continued placement of a juvenile in foster care.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I  
10 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.

1979

1999

2019

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

| Nº | YEAR | ACT                                     | CHARACTER |
|----|------|-----------------------------------------|-----------|
| 01 | 1979 | c. 815, s. 1                            | ENACTED   |
| 02 | 1979 | 1987 (Reg. Sess., 1988), c. 1090, s. 12 | AMENDED   |
| 03 | 1998 | S.L. 1998-202, s. 6                     | AMENDED   |
| 04 | 1999 | S.L. 1999-318, s. 8                     | AMENDED   |
| 05 | 1999 | S.L. 1999-456, s. 60                    | AMENDED   |
| 06 | 2001 | S.L. 2001-208, s. 27                    | AMENDED   |
| 07 | 2001 | S.L. 2001-487, s. 101                   | AMENDED   |
| 08 | 2003 | S.L. 2003-140, s. 8                     | AMENDED   |
| 09 | 2005 | S.L. 2005-398, s. 12                    | AMENDED   |
| 10 | 2019 | S.L. 2019-33, s. 14(b)                  | 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. 7B-503(b) | (d)        | "professional who performed the evaluation under" |
| G.S. 7B-903.1  | (e)        | "The provisions of"                               |

## APPARATUS III

## Citation

## FULL SECTION

N.C. Gen. Stat. § 7B-1003 (2019).

## PINPOINT

N.C. Gen. Stat. § 7B-1003(a) (2019).

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

This document reproduces the text of one section of the General Statutes of North Carolina from a source file whose SHA-256 digest is printed on every page. The digest fixes the bytes this export was made from; if the State's file changes, the digest will not match.

The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

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

(1979, c. 815, s. 1; 1987 (Reg. Sess., 1988), c. 1090, s. 12; 1998-202, s. 6; 1999-318, s. 8; 1999-456, s. 60; 2001-208, s. 27; 2001-487, s. 101; 2003-140, s. 8; 2005-398, s. 12; 2019-33, s. 14(b).)

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

