



CHAPTER 7B
ARTICLE 11 - TERMINATION OF PARENTAL RIGHTS

N.C.G.S. § 7B-1108.

Answer or response of parent;
appointment of guardian ad litem for
juvenile.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2011-295, s. 14 — tenth act in the lineage	21 September 2026, 05:23 UTC	87bd00e3d1e9a6bc779919e1 - d816d5f9a020575ec20efca7 - a0e323517f945255

- § 7B-1108(a)

Any respondent may file a written answer to the petition or written response to the motion. Only a district court judge may grant an extension of time in which to answer or respond. The answer or response shall admit or deny the allegations of the petition or motion and shall set forth the name and address of the answering respondent or the respondent's attorney.
- § 7B-1108(b)

If an answer or response denies any material allegation of the petition or motion, the court shall appoint a guardian ad litem for the juvenile to represent the best interests of the juvenile, unless the petition or motion was filed by the guardian ad litem pursuant to G.S. 7B-1103, or a guardian ad litem has already been appointed pursuant to G.S. 7B-601. A licensed attorney shall be appointed to assist those guardians ad litem who are not attorneys licensed to practice in North Carolina. The appointment, duties, and payment of the guardian ad litem shall be the same as in G.S. 7B-601 and G.S. 7B-603, but in no event shall a guardian ad litem who is trained and supervised by the guardian ad litem program be appointed to any case unless the juvenile is or has been the subject of a petition for abuse, neglect, or dependency or with good cause shown the local guardian ad litem program consents to the appointment.
- § 7B-1108(c)

In proceedings under this Article, the appointment of a guardian ad litem shall not be required except, as provided above, in cases in which an answer or response is filed denying material allegations, or as required under G.S. 7B-1101; but the court

may, in its discretion, appoint a guardian ad litem for a juvenile, either before or after determining the existence of grounds for termination of parental rights, in order to assist the court in determining the best interests of the juvenile.

§ 7B-1108(d)

If a guardian ad litem has previously been appointed for the juvenile under G.S. 7B-601, and the appointment of a guardian ad litem could also be made under this section, the guardian ad litem appointed under G.S. 7B-601, and any attorney appointed to assist that guardian, shall also represent the juvenile in all proceedings under this Article and shall have the duties and payment of a guardian ad litem appointed under this section, unless the court determines that the best interests of the juvenile require otherwise.

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.

197719942011

TICK HEIGHT = ACTS IN THAT YEAR

DASHED = RECODIFICATION, NOT AMENDMENT

Nº	YEAR	ACT	CHARACTER
01	1977	c. 879, s. 8	ENACTED
02	1977	1981 (Reg. Sess., 1982), c. 1331, s. 3	AMENDED
03	1983	c. 870, s. 2	AMENDED
04	1983	1989 (Reg. Sess., 1990), c. 851, s. 1	AMENDED
05	1998	S.L. 1998-202, s. 6	AMENDED
06	1999	S.L. 1999-456, s. 60	AMENDED
07	2000	S.L. 2000-183, s. 8	AMENDED
08	2003	S.L. 2003-140, s. 7	AMENDED
09	2009	S.L. 2009-311, s. 12	AMENDED
10	2011	S.L. 2011-295, s. 14	AMENDED

APPARATUS II
4 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-1103	(b)	<i>"the guardian ad litem pursuant to"</i>
G.S. 7B-601	(b)	<i>"has already been appointed pursuant to"</i>
G.S. 7B-603	(b)	<i>"same as in G.S. 7B-601 and"</i>
G.S. 7B-1101	(c)	<i>"material allegations, or as required under"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 7B-1108 (2011).

PINPOINT

N.C. Gen. Stat. § 7B-1108(a) (2011).

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

(1977, c. 879, s. 8; 1981 (Reg. Sess., 1982), c. 1331, s. 3; 1983, c. 870, s. 2; 1989 (Reg. Sess., 1990), c. 851, s. 1; 1998-202, s. 6; 1999-456, s. 60; 2000-183, s. 8; 2003-140, s. 7; 2009-311, s. 12; 2011-295, s. 14.)

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