



CHAPTER 7B
ARTICLE 26 - MODIFICATION AND ENFORCEMENT OF DISPOSITIONAL ORDERS; APPEALS

N.C.G.S. § 7B-2603.

Right to appeal transfer decision.

SOURCE General Statutes of North Carolina, as published by the General Assembly	LAST AMENDMENT IN THIS TEXT S.L. 2024-17, s. 2(g) — seventh act in the lineage	RETRIEVED 21 September 2026, 05:32 UTC	SOURCE FINGERPRINT 04adf330c31afb7e84261650 - 54aba5193ddd3ab2427aa828 - 6ae90abb97de4dbb
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§ 7B-2603(a)

CLASS A FELONY

Notwithstanding G.S. 7B-2602, any order transferring jurisdiction of the district court in a juvenile matter to the superior court may be appealed to the superior court, except for an order that transfers a Class A felony pursuant to G.S. 7B-2200(b) or a Class F or G felony pursuant to G.S. 7B-2200.5(a), for a hearing on the record. Notice of the appeal must be given in open court or in writing within 10 days after entry of the order of transfer in district court. Entry of an order shall be treated in the same manner as entry of a judgment under G.S. 1A-1, Rule 58 of the North Carolina Rules of Civil Procedure. The clerk of superior court shall provide the district attorney with a copy of any written notice of appeal filed by the attorney for the juvenile. Upon expiration of the 10 day period in which an appeal may be entered, if an appeal has been entered and not withdrawn, the clerk shall transfer the case to the superior court docket. The superior court shall, within a reasonable time, review the record of the transfer hearing for abuse of discretion by the juvenile court in the issue of transfer. The superior court shall not review the findings as to probable cause for the underlying offense.

§ 7B-2603(b)

Once an order of transfer has been entered by the district court, the juvenile has the right to be considered for pretrial release as provided in G.S. 15A-533 and G.S. 15A-534. Any detention of the juvenile pending release shall be in accordance with G.S. 7B-2204.

§ 7B-2603(c)

If an appeal of the transfer order is taken, the superior court shall enter an order either (i) remanding the case to the juvenile court for adjudication or (ii) upholding the transfer order. If the superior court remands the case to juvenile court for adjudication and the juvenile has been granted pretrial release provided in G.S. 15A-533 and

G.S. 15A-534, the obligor shall be released from the juvenile's bond upon the district court's review of whether the juvenile shall be placed in secure or nonsecure custody as provided in G.S. 7B-1903.

§ 7B-2603(d)

CLASS A FELONY

The superior court order shall be an interlocutory order, and the issue of transfer may be appealed to the Court of Appeals only after the juvenile has been convicted in superior court. The issue of transfer may be appealed to the Court of Appeals in any case involving the transfer of a Class A felony pursuant to G.S. 7B-2200(b) or a Class F or G felony pursuant to G.S. 7B-2200.5(a), only after the juvenile has been convicted in superior court.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
7 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.



Nº	YEAR	ACT	CHARACTER
01	1979	c. 815, s. 1	ENACTED
02	1998	S.L. 1998-202, s. 6	AMENDED
03	1999	S.L. 1999-309, s. 2	AMENDED
04	1999	S.L. 1999-423, s. 2	AMENDED
05	2017	S.L. 2017-57, s. 16D.4(k)	AMENDED
06	2018	S.L. 2018-142, s. 23(b)	AMENDED
07	2024	S.L. 2024-17, s. 2(g)	AMENDED

APPARATUS II
8 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-2602	(a)	"Notwithstanding"

G.S. 7B-2200(b)	(a)	"a Class A felony pursuant to"
G.S. 7B-2200.5(a)	(a)	"F or G felony pursuant to"
G.S. 1A-1	(a)	"as entry of a judgment under"
G.S. 15A-533	(b)	"for pretrial release as provided in"
G.S. 15A-534	(b)	"as provided in G.S. 15A-533 and"
G.S. 7B-2204	(b)	"release shall be in accordance with"
G.S. 7B-1903	(c)	"or nonsecure custody as provided in"

APPARATUS III

Citation

FULL SECTION
N.C. Gen. Stat. § 7B-2603 (2024).

PINPOINT
N.C. Gen. Stat. § 7B-2603(a) (2024).

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
(1979, c. 815, s. 1; 1998-202, s. 6; 1999-309, s. 2; 1999-423, s. 2; 2017-57, s. 16D.4(k); 2018-142, s. 23(b); 2024-17, s. 2(g).)

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