



CHAPTER 7B
ARTICLE 4 - VENUE; PETITIONS

N.C.G.S. § 7B-404.

Immediate need for petition when clerk's office is closed.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2025-16, s. 1.6(c) — seventh act in the lineage	21 September 2026, 03:27 UTC	ef3234662494172a5cd561cd - d2f9d8c727e0cf525df16a0f - 57da5b55576c0666

- § 7B-404(a) When the office of the clerk is closed, a magistrate shall accept for filing the following:
- (1) A petition alleging a juvenile to be abused, neglected, or dependent.
 - (2) A petition alleging the obstruction of or interference with an assessment required by G.S. 7B-302.

§ 7B-404(b) The authority of the magistrate under this section is limited to emergency situations when a petition must be filed to obtain a nonsecure custody order or an order under G.S. 7B-303. Any nonsecure custody order or order under G.S. 7B-303 that is approved pursuant to G.S. 7B-502 when the office of the clerk is closed shall be effective and enforceable after the order is signed by a judicial official. Any petition accepted for filing under this section shall be delivered to the clerk's office for processing as soon as that office is open for business.

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	1987	c. 409, s. 3	AMENDED
03	1998	S.L. 1998-202, s. 6	AMENDED
04	1999	S.L. 1999-456, s. 60	AMENDED
05	2005	S.L. 2005-55, s. 10	AMENDED
06	2017	S.L. 2017-161, s. 2	AMENDED
07	2025	S.L. 2025-16, s. 1.6(c)	AMENDED

APPARATUS II
3 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-302	(a)(2)	<i>"interference with an assessment required by"</i>
G.S. 7B-303	(b)	<i>"custody order or an order under"</i>
G.S. 7B-502	(b)	<i>"7B-303 that is approved pursuant to"</i>

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 7B-404 (2025).

PINPOINT

N.C. Gen. Stat. § 7B-404(a) (2025).

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; 1987, c. 409, s. 3; 1998-202, s. 6; 1999-456, s. 60; 2005-55, s. 10; 2017-161, s. 2; 2025-16, s. 1.6(c).)

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