



CHAPTER 7B
ARTICLE 5 - TEMPORARY CUSTODY; NONSECURE CUSTODY; CUSTODY HEARINGS

N.C.G.S. § 7B-501.

Duties of person taking juvenile into temporary custody.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2023-14, s. 6.2(e) — eighth act in the lineage	21 September 2026, 04:06 UTC	b8e56a166b0552fe2cb81c5d - 38d01553ce909462cffe88e1 - d387a4b75e169395

- § 7B-501(a)** A person who takes a juvenile into custody without a court order under G.S. 7B-500 shall proceed as follows, except that the person shall proceed in accordance with G.S. 7B-522 for a safely surrendered infant:
- (1) Notify the juvenile's parent, guardian, custodian, or caretaker that the juvenile has been taken into temporary custody and advise the parent, guardian, custodian, or caretaker of the right to be present with the juvenile until a determination is made as to the need for nonsecure custody. Failure to notify the parent that the juvenile is in custody shall not be grounds for release of the juvenile.
 - (2) Release the juvenile to the juvenile's parent, guardian, custodian, or caretaker if the person having the juvenile in temporary custody decides that continued custody is unnecessary.
 - (3) The person having temporary custody shall communicate with the director of the department of social services who shall consider prehearing diversion. If the decision is made to file a petition, the director shall contact the judge or person delegated authority pursuant to G.S. 7B-502 for a determination of the need for continued custody.
- § 7B-501(b)** A juvenile taken into temporary custody under this Article shall not be held for more than 12 hours, or for more than 24 hours if any of the 12 hours falls on a Saturday, Sunday, or legal holiday, unless:

- (1) A petition or motion for review has been filed by the director of the department of social services, and
- (2) An order for nonsecure custody has been entered by the court.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
8 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	1981	c. 335, ss. 1, 2	AMENDED
03	1994	Ex. Sess., c. 17, s. 1	AMENDED
04	1994	c. 27, s. 3	AMENDED
05	1995	c. 391, s. 2	AMENDED
06	1998	S.L. 1998-202, s. 6	AMENDED
07	1999	S.L. 1999-456, s. 60	AMENDED
08	2023	S.L. 2023-14, s. 6.2(e)	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-500	(a)	"custody without a court order under"
G.S. 7B-522	(a)	"person shall proceed in accordance with"
G.S. 7B-502	(a)(3)	"or person delegated authority pursuant to"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 7B-501 (2023).

PINPOINT

N.C. Gen. Stat. § 7B-501(a) (2023).

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

(1979, c. 815, s. 1; 1981, c. 335, ss. 1, 2; 1994, Ex. Sess., c. 17, s. 1; c. 27, s. 3; 1995, c. 391, s. 2; 1998-202, s. 6; 1999-456, s. 60; 2023-14, s. 6.2(e).)

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