



Legislative Revisions and Legal Issues Subcommittee

Heather Taraska, Subcommittee Chair &
Assistant District Attorney, Mecklenburg County

Possible Exclusions

- (1) Habitual misdemeanor assault (G.S. 14-33.2).
- (2) Crime against nature (G.S. 14-177).
- (3) Obscene literature and exhibitions (G.S. 14-190.1).
- (4) Third degree sexual exploitation of a minor (G.S. 14-190.17A).
- (5) Solicitation of a child by computer to commit an unlawful sex act (G.S. 14-202.3).
- (6) Stalking when court order in effect (G.S. 14-277.3A).
- (7) The Class A1 offense of misdemeanor assault on a law enforcement officer.
- (8) Assault inflicting serious bodily injury; strangulation (G.S. 14-32.4).
- (9) Fraudulently setting fire to dwelling houses (G.S. 14-65).
- (10) Any offense requiring registration as a sex offender pursuant to Article 27A of Chapter 14 of the General Statutes.
- (11) Any other offense the Committee deems appropriate for exclusion.

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Subcommittee Recommendation

We recommend including items in SECTION 16D.4.(rr) (1) through SECTION 16D.4.(rr) (10) in juvenile jurisdiction.

Further, we recommend amending SECTION 16D.4.(rr) (10) to read “Any H, I, or misdemeanor offense requiring registration as a sex offender pursuant to Article 27A of Chapter 14 of the General Statutes.”



Why?

▶ Existing law

- Felonious options available for listed offenses

▶ Data-Based Decision

- 145 statistical defendants, 63 convictions

▶ Implementation Hazards

- It is impractical to expect LE to determine on the street, for specific offenses, whether that juvenile is supposed to go to the adult vs. juvenile system