

DISPOSITION CHART

OFFENSE	DELIQUENCY HISTORY		
	LOW	MEDIUM	HIGH
VIOLENT	Level 2 or 3	Level 3	Level 3
SERIOUS	Level 1 or 2	Level 2	Level 2 or 3
MINOR	Level 1	Level 1 or 2	Level 2

OFFENSE CLASSIFICATION:

1. Violent: adjudication of a Class **A** through **E** felony
2. Serious: adjudication of a Class **F** through **I** felony or Class **A1** misdemeanor
3. Minor: adjudication of a Class **1** through **3** misdemeanor

POINT ASSIGNMENT:

1. Prior adjudication of a Class **A** through **E** felony – **4** points
2. Prior adjudication of a Class **F** through **I** felony or Class **A1** misdemeanor – **2** points
3. Prior adjudication of a Class **1** through **3** misdemeanor – **1** point
4. If the juvenile was on probation at the time of the offense – **2** points

DELIQUENCY HISTORY LEVELS:

1. Low: no more than **1** point
2. Medium: at least **2** but not more than **3** points
3. High: **4** or more points

***A juvenile who has been adjudicated for a minor offense may be committed to a Level 3 disposition if the juvenile has been adjudicated for 4 or more separate prior offenses.**

***If the juvenile was adjudicated for more than one offense in a single session of district court, only the adjudication for the offense with the highest point total is used.**

***If a juvenile is adjudicated for more than one offense during a session of juvenile court, the court must consolidate the offenses for disposition and impose a single disposition for the class of offense and delinquency history level of the most serious offense.**

JUVENILE JUSTICE DISPOSITION CHART AND DISPOSITIONAL OPTIONS

OFFENSE	DELINQUENCY HISTORY		
	LOW 0 - 1 pts.	MEDIUM 2 - 3 pts.	HIGH 4+ pts.
VIOLENT (A-E Felonies)	<u>LEVEL 2</u> <u>LEVEL 3</u> 1. Commitment	<u>LEVEL 3</u> 1. Commitment	<u>LEVEL 3</u> 1. Commitment
SERIOUS (F-I Felonies and A1 Misd.)	<u>LEVEL 1</u> 1. Community-Based Program 2. Victim-Offender Reconciliation Program 3. Community Service (up to 100 hrs) 4. Restitution (up to \$500) 5. Suspension of driver's license 6. Curfew 7. Counseling, incl. intensive SA treatment 8. Vocational or Educational Program 9. Regular Probation 10. Residential Placement with relative or group home 11. Intermittent Confinement (up to 5 days) 12. Fine 13. Eckerd Wilderness Camp 14. Structured Day Program <u>LEVEL 2</u> 1. Eckerd Wilderness Camp 2. Structured Day Program 3. Community Service (up to 200 hrs) 4. Restitution (+\$500) 5. Regimented Training Program 6. Intensive Supervision Probation 7. House Arrest with/without EM 8. Multi-purpose Group Home 9. Residential Placement in treatment facility or group home 10. Placement in an intensive nonresidential treatment program or intensive substance abuse program 11. Short-term Secure Confinement (up to 14 days)	<u>LEVEL 2</u>	<u>LEVEL 2</u> <u>LEVEL 3</u>
MINOR (1, 2 &3 Misd.)	<u>LEVEL 1</u>	<u>LEVEL 1</u> <u>LEVEL 2</u>	<u>LEVEL 2</u>

APPLICATION OF THE DISPOSITION CHART

For offenses committed on or after 7/1/99

Offense Classification

[G.S. 7B-2508(a)(1);-(2);-(3)]

- **Violent:** Adjudication of a Class A through E felony
- **Serious:** Adjudication of a Class F through I felony or a Class A1 misdemeanor
- **Minor:** Adjudication of a Class 1, 2, or 3 misdemeanor

Delinquent History Points

[G.S. 7B-2507(b)(1);-(2);-(3);-(4)]

- Each prior adjudication of a Class A through E felony = **4 points**
- Each prior adjudication of a Class F through I felony or Class A1 misdemeanor = **2 points**
- Each prior adjudication of a Class 1, 2, or 3 misdemeanor = **1 point**
- If the juvenile was on probation at the time of offense = **2 points**

Multiple Prior Adjudications

[G.S. 7B-2507(d)]

- For purposes of determining the delinquent history level, if a juvenile is adjudicated delinquent for more than one offense in a single session of district court, only the adjudication for the offense with the highest point total is used.

Special Dispositional Circumstances

- If the disposition chart prescribes a **Level 2** disposition, the court may impose a **Level 3** (commitment) disposition if the juvenile was previously committed to a youth development center in a prior juvenile action. [G.S. 7B-2508(d)]
- The court may impose a **Level 2** disposition rather than a **Level 3** (commitment) disposition if the court submits written findings on the record that substantiate *extraordinary needs* on the part of the offending juvenile. [G.S. 7B-2508(e)]
- A juvenile who has been adjudicated for a minor offense may be committed to a **Level 3** (commitment) disposition if the juvenile has been adjudicated of four or more prior offenses. For purposes of determining the number of prior offenses, each successive offense is one that was committed after adjudication of the preceding offense. [G.S. 7B-2508(g)]

Violation of Probation

- The court shall not order a **Level 3** (commitment) disposition for violation of the conditions of probation by a juvenile adjudicated delinquent for a minor offense. [G.S. 7B-2509(f)]
- If the court finds that the juvenile has violated the conditions of probation, the court may continue the original conditions of probation, modify the conditions of probation, or order a new disposition at the next higher level on the disposition chart (except that a juvenile adjudicated delinquent for a “minor” offense may not go to **Level 3** for violation of probation). Part of the new disposition may include an order of confinement in a secure juvenile detention facility for up to twice the term authorized by G.S. 7B-2508. [G.S. 7B-2509(e)]