

_____ County

In The General Court Of Justice
District Court Division

IN THE MATTER OF

Name And Address Of Juvenile

**JUVENILE LEVEL 3
DISPOSITION AND COMMITMENT ORDER
(WHEN DELINQUENT OFFENSE
IS THE BASIS OF THE COMMITMENT)**

Juvenile's Date Of Birth

Age

Date Of Hearing

G.S. 7B-2513

The following persons were present at the hearing:

Name	Relationship/Title	Name	Relationship/Title

FINDINGS

The most serious offense before the Court today, which provides the basis for commitment, is:

Adjudication Date	Offense (with statute number)	F/M	Class

Based on the evidence presented, the Court makes the following Findings of Fact:

- 1. When the offense listed above was committed, the juvenile was on probation pursuant to an order entered on (date) _____.
- 2. a. The juvenile was previously adjudicated delinquent on the date(s) and for the offense(s) listed below:

Adjudication Date	Most Serious Offense Adjudicated (with statute number)	F/M	Class

- b. The juvenile was previously convicted on the date(s) and for the offense(s) listed below:

Conviction Date	Most Serious Offense Convicted (with statute number)	F/M	Class

- 3. a. The juvenile's delinquency history points are: _____ (based on #1 and #2 above).
- b. The juvenile's delinquency history level is low (0-1 point). medium (2-3 points). high (4+ points).
- 4. The Court received and considered predisposition report risk assessment needs assessment and incorporates the contents of the predisposition report risk assessment needs assessment by reference. (If the report is incorporated, a copy of the report **MUST** be attached to the order.)

5. Other Findings: (Continue on attached pages if necessary. State any findings regarding the seriousness of the offense(s); the need to hold the juvenile accountable; the importance of protecting the public; the degree of the juvenile's culpability; the juvenile's rehabilitative and treatment needs; and available and appropriate resources.)

- 6. The juvenile has received a Level 3 disposition previously. G.S. 7B-2508(d).
- 7. The juvenile has been adjudicated for a minor offense and has four or more prior offenses of delinquency as defined in G.S. 7B-2508(g).
- 8. The juvenile is fourteen years of age or older, has been previously adjudicated delinquent for two or more felony offenses, and has been previously committed to a youth development center. G.S. 7B-2513(b).
- 9. The juvenile has been adjudicated for a violent or serious offense and Level 3 is authorized by G.S. 7B-2508.
- 10. The Court finds beyond a reasonable doubt that the juvenile was adjudicated for an offense that was committed as part of criminal gang activity as defined in G.S. 7B-2508.1. As a result, the juvenile shall receive a disposition that is one level higher than would otherwise be provided for the class of offense and delinquency history level. G.S. 7B-2508(g1).

CONCLUSIONS OF LAW

The disposition ordered below is authorized by law and is an appropriate plan to meet the needs of the juvenile and to achieve the objective of the State in exercising jurisdiction.

ORDER

It is ORDERED that:

- 1. The juvenile be committed to the Juvenile Justice Section of the Division of Adult Correction and Juvenile Justice for placement in a youth development center for a minimum period of six (6) months, and for a total period of commitment that is

- a. an indefinite commitment.
- b. a definite commitment of (specify time, up to two years) _____.

(NOTE: This option is available only if finding of fact #8 was checked. Three (3) months of the total commitment time will be used for post-release supervision.)

NOTE: In no event shall the juvenile's term of commitment to the Juvenile Justice Section of the Division of Adult Correction and Juvenile Justice exceed:

For an offense committed prior to the age of 16

- the juvenile's 21st birthday, if the juvenile is committed for an offense that would be first-degree murder (G.S. 14-17), first-degree forcible rape (G.S. 14-27.21), first-degree statutory rape (G.S. 14-27.24), first-degree forcible sexual offense (G.S. 14-27.26), or first-degree statutory sexual offense (G.S. 14-27.29) if committed by an adult.
- the juvenile's 19th birthday, if the juvenile is committed for an offense that would be a Class B1, B2, C, D, or E felony (other than the felonies set forth in the preceding paragraph) if committed by an adult.
- the juvenile's 18th birthday, if the juvenile is committed for an offense other than an offense that would be a Class A, B1, B2, C, D, or E felony if committed by an adult.

For an offense committed at age 16

- the juvenile's 19th birthday.

For an offense committed at age 17

- the juvenile's 20th birthday.

(Over)

ORDER (continued)

2. The maximum time the juvenile may remain committed before the Juvenile Justice Section of the Division of Adult Correction and Juvenile Justice either releases the juvenile or makes a determination that the juvenile's commitment should be extended is:

NOTE: G.S. 7B-2513(a4) requires the Court to make this Finding. The "maximum adult sentence" is the maximum term of imprisonment for which an adult in prior record Level VI for felonies or prior conviction Level III for misdemeanors could be sentenced for the same offense.

- a. six (6) months. (Check this block if the maximum adult sentence for the same offense is six (6) months or less.)
- b. _____ (Check this block, and fill in the maximum adult sentence, if the maximum adult sentence for the same offense would be greater than six (6) months but
 - less than the juvenile's eighteenth (18th) birthday, if the offense was committed prior to age 16.
 - less than the juvenile's nineteenth (19th) birthday, if the offense was committed at age 16.
 - less than the juvenile's twentieth (20th) birthday, if the offense was committed at age 17.)

c. the juvenile's eighteenth (18th) birthday. (Check this block if the offense was committed prior to age 16 and the maximum adult sentence for the same offense would exceed the juvenile's eighteenth (18th) birthday.)

NOTE: The commitment may be extended only upon filing of a Notice Of Extension. [G.S. 7B-2515]

d. the juvenile's nineteenth (19th) birthday. (Check this block if the offense was committed at age 16 and the maximum adult sentence for the same offense would exceed the juvenile's nineteenth (19th) birthday.)

e. the juvenile's twentieth (20th) birthday. (Check this block if the offense was committed at age 17 and the maximum adult sentence for the same offense would exceed the juvenile's twentieth (20th) birthday.)

3. The juvenile's mother father guardian custodian comply with the Supplemental Order (AOC-J-463) directed to that person, which is attached and incorporated by reference. [G.S. 7B-2700 through -2704]

4. Other:

Date	Name Of District Court Judge (type or print)	Signature Of District Court Judge
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