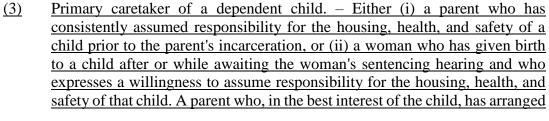
## GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2025

S SENATE BILL 683

	Short Title:	Keeping I	Kids and Parents Together Act.	(Public)
	Sponsors:	ponsors: Senator Grafstein (Primary Sponsor).		
	Referred to: Rules and Operations of the Senate			
	OFFENDI The General A	ERS THAT Assembly o	A BILL TO BE ENTITLED RE COMMUNITY-BASED SENTENCING FOR NON- TARE THE PRIMARY CARETAKER OF A DEPENDENT of North Carolina enacts: Article 81B of the General Statutes is amended by adding	CHILD.
"Part 4. Sentencing Primary Caretakers.				
"§ 15A-1340.26. Sentencing primary caretakers.				
	(a) Applicability. – Notwithstanding any provision of law to the contrary, this Part sha			
apply to criminal sentencing under this Chapter, G.S. 20-138.1, and any other provise purporting to sentence a criminal defendant.  (b) Definitions. – Unless the context requires otherwise, the following definitions.				
				ions apply
in this Part:				
		(1) Dependent child. – A person who is less than 18 years of age.		
	<u>(2)</u>	(2) Nonviolent offense. – Any conviction for a crime punishable		
	imprisonment, except a crime punishable by imprisonment that me		ets any of	
		the following criteria:		
		a. Has an element of the use, attempted use, or threatened use of ph		of physical
		force or a deadly weapon against another.		
		<u>b.</u>	Is any of the following:	mant un dan
			1. Burglary and any crime including burglary as an eler	nent under
			Article 14 of Chapter 14 of the General Statutes.  2. Extortion under G.S. 14-118.4.	
			<ul><li><u>Extortion under G.S. 14-118.4.</u></li><li><u>Arson and any crime including arson as an elem</u></li></ul>	ent under
			Article 15 of Chapter 14 of the General Statutes.	ient under
			4. Any crime under Article 10 of Chapter 14 of the	e General
			Statutes.	<u>C General</u>
	c. <u>Involves the use of explosives.</u>			
		<u>d.</u>	Otherwise involves conduct that presents a serious risk of	of physical
<u>u.</u>			britain and the contract that presents a believe itsi	





injury to another.

1 for the temporary care of the child in the home of a relative or other 2 responsible adult shall not for that reason be excluded from the definition of 3 "primary caretaker of a dependent child." 4 Prior to the sentencing of a person convicted of an offense, the sentencing court shall (c) 5 determine if the offense was a nonviolent offense and if the convicted person is a primary 6 caretaker of a dependent child. If the court determines that a person convicted of a nonviolent offense is a primary caretaker of a dependent child, the court shall impose an individually 7 8 assessed sentence, without imprisonment, based on community rehabilitation, with a focus on 9 parent-child unity and support. In imposing the individually assessed sentence, the court may 10 require the person to meet certain conditions that the court considers appropriate, including, but 11 not limited to any of the following: 12 Drug and alcohol treatment. (1) Domestic violence education and prevention. 13 (2) 14 Physical and sexual abuse counseling. (3) 15 <u>(4)</u> Anger management. 16 (5) Vocational and educational services. 17 Job training and placement. (6) Affordable and safe housing assistance. 18 **(7)** 19 Financial literacy. (8) 20 <u>(9)</u> Parenting classes. 21 Family and individual counseling. (10)22 Family case management services. (11)23 The court may require any person serving an individually assessed sentence pursuant 24 to this section to appear in court any time during the person's sentence to evaluate the person's 25 progress in treatment or rehabilitation, or to determine if the person has violated any condition 26 of the sentence. 27 Upon an appearance in court made pursuant to subsection (d) of this section, the court (e) 28 may do any of the following: 29 Modify the conditions of a sentence imposed pursuant to this section. (1) 30 **(2)** 31 the person's successful advancement. 32 Sanction the person for each detected violation of any condition of the (3) 33 34

- Decrease the duration of a sentence imposed pursuant to this section based on
- sentence imposed pursuant to this section, including but not limited to requiring the person to serve a term of confinement within the range of the offense for which the person was originally convicted, notwithstanding the determination made pursuant to subsection (c) of this section that the person is a primary caretaker of a dependent child."

**SECTION 2.** This act is effective when it becomes law and applies to sentences imposed on or after that date.

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