



HB307 Local Impacts

Presented to the Mecklenburg
Board of County Commissioners
November 25, 2025

Iryna's Law

- Effective December 01, 2025
 - Makes a number of changes to pretrial release proceedings
 - Adds a new aggravating sentence factor
 - Alters the way magistrates may be disciplined
 - Expands permissible methods of execution



Iryna's Law

- Additional Provisions
 - Amends various procedures for involuntary commitment
 - Provides funding for 10 additional full-time Assistant District Attorneys and five full-time Legal Assistants
 - Effective retroactively to July 01, 2025



Violent Offenses

- Creates a new category of violent offenses
 - Any Class A through G that includes assault, the use of physical force against a person, or threat of physical force against a person, as an essential element of the offense
 - Any felony offense requiring registration as a sex offender
 - Attempts to commit any listed violent offense



Violent Offenses

- Other offenses identified in various statutes
 - Murder
 - Rape and other serious sex offenses
 - Stalking
 - AWDWIKISI
 - Discharging a firearm into occupied property
 - Kidnapping
 - Human trafficking
 - Burglary
 - Death by distribution of a controlled substance
 - Trafficking of fentanyl
 - Robbery with a firearm or other dangerous weapon
 - Indecent liberties with a child
 - Felon in possession of a firearm
 - Arson



Pretrial Release

- The arresting law enforcement officer, a pretrial services program or a district attorney is to provide the judicial official a criminal history report for defendants
 - The judicial official is required to consider a defendant's criminal history (not just the record of convictions) when setting conditions of pretrial release
 - The law now requires a defendant's housing situation to be considered



Pretrial Release

- Eliminates Written Promise to Appear
- Does not permit for the imposition of unsecured bonds or custody releases for defendants charged with violent offenses or those who have been convicted of three or more offenses within the previous 10 years
 - Judicial official must enter a written finding of fact if pretrial release is authorized
- Release to pretrial supervision is permitted where available



Pretrial Release for Violent Offenses

- Rebuttable presumptions against pretrial release for defendants charged with violent offenses
- Judicial official must enter a written finding of fact if pretrial release is authorized
 - Must impose secure bond and/or house arrest



Immediate Local Impacts

- Increases volume at Arrest Processing (AP)
 - Increases magistrate workloads
 - Results in longer delays for law enforcement officers at AP
- Increases the number of Public Safety Assessments and associated criminal records to be produced by CJS Pretrial Services Unit for those booked into the jail
- Increases the jail population



Immediate Local Impacts

- Increases the size of First Appearance dockets
- Increases the number of persons required to be placed on electronic monitors
- Increases the number of cases supervised by the CJS Pretrial Services Unit



Involuntary Commitment Proceedings

- Effective December 01, 2026
 - Creates new pretrial release procedure that requires judicial officials to initiate involuntary commitment (IVC) proceedings for defendants who:
 - Are charged with a violent offense and have been subject to an IVC within the previous three years
 - Are charged with any offense and the judicial official has reason to believe the defendant is a danger to themselves or others



Involuntary Commitment Proceedings

- Requires defendant to receive an initial examination by a commitment examiner to determine grounds to petition for IVC
- Arresting officer must transport the defendant to a facility for an initial examination
- Commitment examiner must either petition for IVC or provide written notice to the court that there are no grounds for petition



Involuntary Commitment Proceedings

- House Select Committee on Involuntary Commitment and Public Safety
 - Representative Hugh Blackwell, Co-Chair
 - Representative Timothy Reeder, MD, Co-Chair



Questions





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