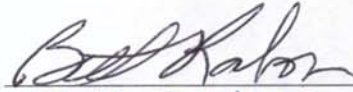


"(7) The defendant was incarcerated in a local, state, or federal detention center, jail, or prison located anywhere within the borders of the United States at the time of the failure to appear, or any time between the failure to appear and the final judgment date, and the district attorney for the county in which the charges are pending was notified of the defendant's incarceration while the defendant was still incarcerated and the defendant remains incarcerated for a period of 10 days following the district attorney's receipt of notice, as evidenced by a copy of the written notice served on the district attorney via hand delivery or certified mail and written documentation of date upon which the defendant was released from incarceration, if the defendant was released prior to the time the motion to set aside was filed."

SECTION 6.1.(b) This section becomes effective October 1, 2018, and applies to hearings held on or after that date.

SECTION 7. Except as otherwise provided, this act is effective when it becomes law.

In the General Assembly read three times and ratified this the 14th day of June, 2018.

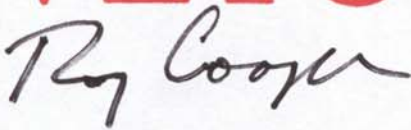


Bill Rabon
Presiding Officer of the Senate



Tim Moore
Presiding Officer of the House of Representatives
Speaker

VETO



Roy Cooper
Governor

Approved _____ .m. this _____ day of _____, 2018

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