

ARTICLE/ITEM	LENGTH OF TIME FOR PRESERVATION	PROCEDURES FOR DISPOSITION	RECORDS
Biological Evidence 1) Sexual Assault Kit 2) Blood, saliva, skin, etc. 3) physical evidence likely to contain bio. Evidence G.S. 15A-268	Execution or death in prison B1-E—while incarcerated plus period of supervision plus sex registry B1-E—by guilty plea—3 years or until releases, whichever is earlier Unsolved rape and murder until case is solved	Step 1: Step One: custodial agency notifies DA that the agency intends to dispose of the evidence. Step 2: DA notifies statutory parties of the agency's intent to dispose of the evidence Step 3: Defendant has 90 days to notify the agency to preserve the evidence. Step 4: If the defendant requests that the evidence be preserved, a hearing is held Step 5: The defendant has 30 days to file notice of an appeal of the court's order allowing disposition of the evidence	Register of article "All records documenting the possession, control, storage, and destruction of evidence related to a criminal investigation or prosecution" of any of the crimes listed in the Act, "shall be retained" Court Order allowing disposition of the evidence
Recorded Interrogations G.S. 15A-211(h).	1 Year after completion of all appeals, including Habeas corpus and MAR	Court Order allowing disposition of the evidence	Register of article Every electronic recording should be clearly identified and catalogued Court Order allowing disposition of the evidence
Stolen Property G.S. 15-8	Until released by DA	1) If evidence in a criminal case--DA's consent to return to owner 2) Proof of Ownership	Register of article Photographs of all returned property Court Order
Found Property treated as Unclaimed Property (except bicycles) G.S. 15-12	180 Days	1) Notice in Newspaper 2) Auction	Register of article Court Order allowing disposition of the evidence
Unclaimed Property G.S. 15-12	180 Days	1) Notice in Newspaper 2) Auction	Register of article Court Order allowing disposition of the evidence
Bicycles G.S. 15-12	60 Days	1) Notice in Newspaper 2) Auction	Register of article Court Order allowing disposition of the evidence
Firearms-Evidence G.S. 15-11.1	Until DA requests Court Order to release to owner	1) Court Order releasing gun to owner/other 2) Proof of Ownership 3) Authority to own OR Destroy if no legible id number or unsafe OR Agency Use or sell, trade or exchange, Money goes to School Board	Register of article Court Order allowing disposition of the evidence

Firearms-Found G.S. 15-11.2 Session Law 2013-158	180 Days Plus 30 days after publication	1)Notice in Newspaper 2)Head of Agency Order Destroy if no legible id number or if unsafe, OR Sell, trade or exchange Or Use for training or experiment OR Transfer to museum or historical society Money retained for agency use	Register of article Court Order allowing disposition of the evidence
	180 Days	1) Proof of ownership and authority to own 2) Destroy IF Unsafe or No legible, unique id number- or Auction	Register of article Agency Head Authorization to be destroyed by Sheriff or sell at auction to authorized persons
Vehicles-Stolen G.S. 15-8	Until released by DA	1) If evidence in a criminal case--DA's approval to return to owner 2) Proof of Ownership	Register of article Court Order allowing disposition of the evidence
Vehicles-Unclaimed G.S. 15-12	180 Days	1)Notice in Newspaper 2)Auction	Register of article Court Order
Vehicles-Forfeited G.S.14-86.1		Official Use, or Turned over to NC Department of Justice or Department of Crime Control & Public Safety for official use	Register of article Court Order allowing disposition of the evidence
Vehicles-DWI G.S. 20-28.3	Until court-ordered release 90 days if the FMV is \$1500 or less	Court Order allowing disposition of the evidence	Register of article Court Order allowing disposition of the evidence
Vehicles- Run and You're Done G.S. 20-141.5 Alcohol G.S. 18B-503	Held by Sheriff		Register of article
	As needed for trial If storage is available	1) destruction, or 2) sale, or 3) continued storage	Register of article Court Order allowing disposition of the evidence
Drug Forfeitures G.S. 90-112 Gang Forfeitures G.S. 14-2.3	As needed for trial or forfeiture hearing	1) Retain the property for official use, or 2) Sell any forfeited property, or 3) Transfer any conveyance NC DOJ Proceeds to the county school fund	Register of article Court Order allowing disposition of the evidence

