

NORTH CAROLINA GENERAL ASSEMBLY
1961 SESSION

CHAPTER 394
SENATE BILL 132

1 AN ACT TO AMEND THE GENERAL STATUTES RELATING TO THE UNLAWFUL
2 FURNISHING OF INTOXICATING DRINK, NARCOTICS, DRUGS, POISON,
3 DEADLY WEAPONS, OR FIREARMS TO INMATES OF CHARITABLE AND PENAL
4 INSTITUTIONS.

5
6 The General Assembly of North Carolina do enact:
7

8 **Section 1.** That the General Statutes of North Carolina are hereby amended by
9 rewriting G.S. 14-390 to read as follows:

10 **"G.S. 14-390. Furnishing Intoxicants, Barbiturates, or Stimulant Drugs to Inmates of**
11 **Charitable or Penal Institutions.** If any person shall sell or give to any inmate of any
12 charitable or penal institution any intoxicating drink, barbiturate or stimulant drug as denned by
13 G.S. 90-113.1, except upon the prescription of a physician, he shall be guilty of a misdemeanor,
14 and, upon conviction thereof, shall be fined or imprisoned at the discretion of the court; and if
15 he be an officer or employee of any institution of the State, he shall be dismissed from his
16 office."

17 **Sec. 2.** The General Statutes of North Carolina are hereby further amended by
18 adding a new Section immediately after G.S. 14-390 and immediately before G.S. 14-391, the
19 same to be designated G.S. 14-390.1 and to read as follows:

20 **"G.S. 14-390.1. Furnishing Poison, Narcotics, Deadly Weapons, Cartridges or**
21 **Ammunition to Inmates of Charitable or Penal Institutions.** If any person shall give or sell
22 to any inmate of any charitable or penal institution, or if any person shall combine, confederate,
23 conspire, aid, abet, solicit, urge, investigate, counsel, advise, encourage, attempt to procure, or
24 procure another or others or with another or others to give or sell to any inmate of any
25 charitable or penal institution, any deadly weapon, or any cartridge or ammunition for firearms
26 of any kind, or any narcotic, poison or poisonous substance, except upon the prescription of a
27 physician, he shall be guilty of a felony and upon conviction thereof, shall be fined or
28 imprisoned in the State's Prison for not more than ten (10) years in the discretion of the court;
29 and if he be an officer or employee of any institution of the State, he shall be dismissed from
30 his position or office."

31 **Sec. 3.** All laws and clauses of laws in conflict with this Act are hereby repealed.

32 **Sec. 4.** This Act shall be in full force and effect from and after its ratification.

33 In the General Assembly read three times and ratified, this the 9th day of May,

34 1961.