

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 710
Second Edition Engrossed 5/9/89

Short Title: Employ Minor to Violate Drug Law.

(Public)

Sponsors: Senators Daniel, Basnight, Rauch, Barker, Kaplan, Plyler, Conder, Soles, Winner, Goldston, Taft, Staton, Murphy, Marvin, Block, Guy, Harris, Speed, Royall, Sherron, Parnell, Ward, Martin of Guilford, Walker, and Martin of Pitt; Ezzell, Hunt of Durham, Hunt of Moore, Johnson of Wake, Raynor, Richardson, and Sands.

Referred to: Judiciary I.

March 30, 1989

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT AN ADULT WHO USES, SOLICITS, OR HIRES A
2 MINOR TO COMMIT A DRUG VIOLATION IS GUILTY OF A CLASS E
3 FELONY AND IS STRICTLY LIABLE FOR THE MINORS DRUG ADDICTION.

4 The General Assembly of North Carolina enacts:

5 Section 1. Article 5 of Chapter 90 of the General Statutes is amended by
6 adding a new section to read:

7 **"§ 90-95.4. Employing minor to commit a drug law violation.**

8 (a) A person 18 years of age or over who uses, solicits, directs, hires, or employs
9 a person under 18 years of age to commit a violation of G.S. 90-95 shall be punished as
10 a Class E felon.

11 (b) Mistake of Age. Mistake of age is not a defense to a prosecution under this

12 (c) A person who is convicted under this section shall be strictly liable in any
13 civil action brought for damages on behalf of a minor arising out of the minors drug
14 addiction which was contributed to, influenced, or induced by said person."

15 Sec. 2. This act shall become effective October 1, 1989, and shall apply to
16 offenses occurring on or after that date.
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