

GENERAL ASSEMBLY OF NORTH CAROLINA
1991 SESSION

CHAPTER 484
SENATE BILL 762

AN ACT TO PROVIDE THAT A PERSON CONVICTED OF POSSESSION OF A CONTROLLED SUBSTANCE ON PRISON OR JAIL PREMISES SHALL BE GUILTY OF A CLASS I FELONY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-95(e) is amended by adding a new subdivision to read:

"(9) Any person who violates G.S. 90-95(a)(3) on the premises of a penal institution or local confinement facility shall be guilty of a Class I felony. A person sentenced under this subdivision shall serve a mandatory minimum term of imprisonment of no less than two years for a violation of this subdivision which shall run consecutively with and shall commence at the expiration of any sentence already being served by that person. The sentencing judge may not suspend the mandatory minimum two-year term of imprisonment."

Sec. 2. This act becomes effective October 1, 1991, and applies to offenses committed on or after that date.

In the General Assembly read three times and ratified this the 2nd day of July, 1991.

James C. Gardner
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives