

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 455

Short Title: Drug-Free Public Housing Zone.

(Public)

Sponsors: Representatives McMahan; Alexander, Allred, Arnold, Barbee, Black, Brawley, Buchanan, Cansler, Capps, Clary, Cummings, Decker, Dickson, Eddins, Edwards, Kiser, Lemmond, McLaughlin, K. Miller, Nichols, Pate, Pulley, Rayfield, Redwine, Reynolds, Robinson, Russell, Sexton, Sherrill, Snowden, Thompson, Weatherly, and G. Wilson.

Referred to: Judiciary I.

March 9, 1995

A BILL TO BE ENTITLED

AN ACT TO CREATE A DRUG-FREE PUBLIC HOUSING ZONE BY PROVIDING
AN ENHANCED PENALTY FOR DRUG OFFENSES NEAR PUBLIC HOUSING.

The General Assembly of North Carolina enacts:

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

"(10) Any person 21 years of age or older (i) who commits an offense under G.S. 90-95(a)(1) on property owned, leased, or managed by a housing authority (as defined in G.S. 157-3) or within 300 feet of the boundary of real property owned, leased, or managed by a housing authority and (ii) who is not a lawful resident thereof shall be punished as a Class E felon. For purposes of this subdivision, the transfer of less than five grams of marijuana for no remuneration shall not constitute a delivery in violation of G.S. 90-95(a)(1)."

Sec. 2. This act becomes effective December 1, 1995, and applies to acts committed on or after that date.