

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 1050

Short Title: Drug Offender/Require Active Time.

(Public)

Sponsors: Representatives Redwine; Barefoot and Yongue.

Referred to: Judiciary I.

April 14, 1999

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT A PERSON CONVICTED OF A DRUG FELONY
MUST SERVE AN ACTIVE TERM OF IMPRISONMENT.

The General Assembly of North Carolina enacts:

Section 1. Article 81B of Chapter 15A of the General Statutes is amended by
adding a new section to read:

"§ 15A-1340.16C. Active sentence mandatory for conviction of a drug felony.

Notwithstanding the sentencing dispositions in G.S. 15A-1340.17, a person convicted
of a second or subsequent felony under G.S. 90-95 shall be sentenced to an active
punishment. However, the minimum term of imprisonment imposed shall be within the
range specified for the class of offense committed by the defendant and the prior record
level of the defendant."

Section 2. This act becomes effective December 1, 1999, and applies to
offenses committed on or after that date.