

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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SENATE DRS85338-LH-191A (04/08)

Short Title: Injure Law or Fire Officer/Meth Offense. (Public)

Sponsors: Senator Foxx.

Referred to:

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT IF A DEFENDANT COMMITS A DRUG OFFENSE,
2 AND THE CONTROLLED SUBSTANCE IS METHAMPHETAMINE, AND THE
3 OFFENSE RESULTS IN SERIOUS BODILY INJURY TO A LAW
4 ENFORCEMENT OFFICER OR FIREFIGHTER THEN THE DEFENDANT IS
5 GUILTY OF AN OFFENSE THAT IS ONE CLASS HIGHER THAN THE
6 OFFENSE COMMITTED.
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8 The General Assembly of North Carolina enacts:

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

10 "(11) If a defendant commits an offense under G.S. 90-95(a), and the
11 controlled substance is methamphetamine, and a law enforcement
12 officer or firefighter suffers serious bodily injury as a result of the
13 offense while discharging or attempting to discharge his or her official
14 duties, then the defendant is guilty of a felony that is one class higher
15 than the felony committed. This subdivision does not apply if the
16 defendant's conduct is covered under some other provision of law
17 providing greater punishment."

18 **SECTION 2.** This act becomes effective December 1, 2004, and applies to
19 offenses committed on or after that date.