

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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HOUSE BILL 1209

Short Title: Aggravate Penalty/Predatory Sex Offenders. (Public)

Sponsors: Representatives Goodwin, Sauls, Brubaker, Vinson (Primary Sponsors);  
Glazier, LaRoque, Martin, Parmon, and Wiley.

Referred to: Judiciary I.

April 13, 2005

A BILL TO BE ENTITLED

AN ACT TO AGGRAVATE THE PENALTY FOR PERSONS WHO COMMIT  
MULTIPLE SEX OFFENSES.

The General Assembly of North Carolina enacts:

**SECTION 1.** Chapter 14 of the General Statutes is amended by adding a  
new section to read:

**"§ 14-27.6A. Habitual sexual offense.**

(a) A person commits a habitual sex offense if that person commits any one of  
the following offenses:

(1) Any reportable conviction, as set forth in G.S. 14-208.6(4), and as  
defined in G.S. 14-208.6;

(2) A violation of G.S. 14-190.9. Indecent exposure.;

(3) Any offense under G.S. 14-202. Secretly peeping into room occupied  
by another person.;

(4) A violation of G.S. 14-27.5A. Sexual battery.;

and has two or more convictions for any one of the offenses listed in this subsection.

(b) Unless the offense committed under this subsection provides for a greater  
punishment, a person convicted for violating this section is guilty of a Class F felony.

(c) A person convicted of violating this section is a recidivist, as defined by  
G.S. 14-208.6(2b), and is subject to the registration provisions under Article 27A of  
Chapter 14 of the General Statutes."

**SECTION 2.** G.S. 14-208.6 reads as rewritten:

**"§ 14-208.6. Definitions.**

The following definitions apply in this Article:

...

(2b) "Recidivist" means a person who has a prior conviction for an offense  
that is described in ~~G.S. 14-208.6(4)~~G.S. 14-208.6(4), or a conviction  
under G.S. 14-27.6A.

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**SECTION 3.** This act becomes effective December 1, 2005, and applies to offenses committed on or after that date. Prosecutions for offenses committed before the effective date of this act are not abated or affected by this act, and the statutes that would be applicable but for this act remain applicable to those prosecutions.