

January 28, 2009

S 13. INJURY TO PREGNANT WOMAN/PENALTY. Filed 1/28/09. *TO AMEND THE STATE LAW THAT MAKES INJURY TO A PREGNANT WOMAN A ONE CLASSIFICATION HIGHER OFFENSE FROM THE UNDERLYING OFFENSE TO A SEPARATE OFFENSE IF THE WOMAN IS PAST HER TWENTIETH WEEK OF PREGNANCY AND TO INCLUDE AS AN AGGRAVATING FACTOR IN FELONY CASES THAT THE VICTIM WAS PREGNANT.*

Amends GS 14-18.2 as title indicates. Provides that if the underlying offense is a Class A or a Class B1 felony, the separate offense is a Class A felony and that a felony under this section shall not be used as the underlying felony for a felony murder charge. Amends GS 15A-1340.16(d) to add pregnancy as an aggravating factor for sentencing. Effective December 1, 2009 and applicable to offenses committed on or after that date.

Intro. by Berger of Franklin.

GS 14, 15A